



**Carol Roessler**  
STATE SENATOR

April 6, 2004

Dr. Kimberly Johnson Thiel  
4566 Island View Drive  
Oshkosh, WI 54901-1309

Dear Kimberly,

Now that the 2003-2004 legislative session is over I am providing you with an update regarding Assembly Bill 356/Senate Bill 275, relating to: the practice of chiropractic.

Assembly Bill 356 passed the Assembly Health Committee 14-1 on March 11, 2004. No further action was taken on this bill prior to the end of the Legislative session.

Senate Bill 275 passed the Senate Health Committee as amended 8-0 on March 9, 2004. No further action was taken on this bill.

I have included the bill histories for you to review which detail the movement of these bills through the Legislature. This information is also available on the Wisconsin Legislature online database named Folio, accessible by visiting <http://folio.legis.state.wi.us>

Thank you for contacting me on this issue and I look forward to hearing your comments, questions, or concerns in the future.

Sincerely,

A handwritten signature in black ink that reads "Carol".

CAROL ROESSLER  
State Senator  
18<sup>th</sup> Senate District

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## Contact Detail

**Johnson Thiel, Kimberly**  
4566 Island View Dr  
Oshkosh, WI 54901-1309

Office: (920) 426-4200

**Contact Date:** 10/12/2003

**Contact Type:** Phone Call

**Summary:** Chiro bill comments

**Issue:**

**Position:**

**Description:** Sund 1:22 V-Mail:

Kim Johnson Thiel - Got your letter dated Oct. 6 regarding upcoming chiropractic bill in your committee. She has been out of town and out of the office. You asked for her input and most of the bill she likes but she specifies what exactly she likes and dislikes below. Director Russ Leonard is really pushing it.

Things she likes:

1. Unprofessional conduct
2. Technique limitations and continuing education like
3. Take delegation and referral

Item she is iffy on:

4. Not crazy about delegating to LPN etc.

Item she does NOT like:

5. Do not like nutritional supplements - She feels she spent a lot of time on chiro education and doesn't feel this is necessary

The last two items of the five caused the most uproar when there were meetings held on the bill.

**Status:** Done

**Closed Date:** 10/17/2003

**Assigned:** Halbur, Jennifer

**Owner:** Halbur, Jennifer

**Note** **Note Date:** 10/17/2003

**Summary:** JH shared comments with CR on 7-14-03

**Contact Type:**

**Description:**

**Note** **Note Date:** 10/17/2003

**Summary:** JH called Kimberly

**Contact Type:**

**Description:** I called Kimberly to let her know that CR is appreciative of her comments. I also let her know that the public hearing went well and many contrasting views were heard. I told her that CR is planning to work with the groups to figure out specific changes that need to be made.

**Note** **Note Date:** 04/06/2004

**Summary:** JH sent update letter

**Contact Type:**

**Description:**

**File:** S:\DOCS\Jennifer\End of 03 session update ltrs\4-6-04 ab 356 sb 275 chiro bills update.doc



**Carol Roessler**  
STATE SENATOR

April 6, 2004

Dr. Gerald Henerickson  
2334 Jackson Street  
Oshkosh, WI 54901-1810

Dear Gerald,

Now that the 2003-2004 legislative session is over I am providing you with an update regarding Assembly Bill 356/Senate Bill 275, relating to: the practice of chiropractic.

Assembly Bill 356 passed the Assembly Health Committee 14-1 on March 11, 2004. No further action was taken on this bill prior to the end of the Legislative session.

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State Senator  
18<sup>th</sup> Senate District

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## Contact Detail

Hendrickson, Gerald  
2334 Jackson St  
Oshkosh, WI 54901-1810

Fax: (920) 236-1206

**Contact Date:** 11/18/2003**Contact Type:** Phone Call**Summary:** SB 275**Issue:****Position:****Description:** CR sent him a letter asking for input on SB 275, chiro bill.**File:** S:\DOCS\Intern\Bruce\Letter draft\chiropractic response.doc**Status:** Done**Closed Date:** 11/18/2003**Assigned:** Halbur, Jennifer**Owner:** Halbur, Jennifer**Note** **Note Date:** 11/18/2003**Summary:** JH spoke to Gerald**Contact Type:****Description:** Gerald is not happy with the chiro bill. He is opposed to the con't ed, duty to refer and nutritional parts of the bill. I told him that these were common concerns and that CR was having a meeting on 11-25-03 to try to resolve problem areas of the bill. He is very appreciative that CR contacted him.

WISCONSIN STATE SENATE



**Carol Roessler**  
STATE SENATOR

April 6, 2004

Amy Reuter  
1278 Wheatfield Way  
Oshkosh, WI 54904-7419

Dear Amy,

Now that the 2003-2004 legislative session is over I am providing you with an update regarding Assembly Bill 356/Senate Bill 275, relating to: the practice of chiropractic.

Assembly Bill 356 passed the Assembly Health Committee 14-1 on March 11, 2004. No further action was taken on this bill prior to the end of the Legislative session.

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18<sup>th</sup> Senate District

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**Note**    **Note Date:** 12/04/2003

**Summary:** JH sent letter

**Contact Type:**

**Description:**

**File:** S:\DOCS\Jennifer\11-26-03 chiro reuter sb 275 ltr.doc

**Note**    **Note Date:** 04/06/2004

**Summary:** JH sent update letter

**Contact Type:**

**Description:**

**File:** S:\DOCS\Jennifer\End of 03 session update ltrs\4-6-04 ab 356 sb 275 chiro bills update.doc

WISCONSIN STATE SENATE



**Carol Roessler**  
STATE SENATOR

April 6, 2004

Kenneth Viste  
100 Stoney Beach Road  
Oshkosh, WI 54902-7243

Dear Kenneth,

Now that the 2003-2004 legislative session is over I am providing you with an update regarding Assembly Bill 356/Senate Bill 275, relating to: the practice of chiropractic.

Assembly Bill 356 passed the Assembly Health Committee 14-1 on March 11, 2004. No further action was taken on this bill prior to the end of the Legislative session.

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CAROL ROESSLER  
State Senator  
18<sup>th</sup> Senate District

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Viste, Kenneth M.  
100 Stoney Beach Rd  
Oshkosh, WI 54902-7243

Email: kviste966@md.northwestern.edu

**Contact Date:** 11/10/2003

**Contact Type:**

**Summary:** Concerns over requiring a chiropractor to make medical diagnoses

**Issue:**

**Position:**

**Description:** Concerns over requiring a chiropractor to make medical diagnoses. They are not trained, no other state has this and he is very concerned.

**Status:** Done

**Closed Date:** 12/19/2003

**Assigned:** Halbur, Jennifer

**Owner:** Halbur, Jennifer

Note **Note Date:** 12/01/2003

**Summary:** JH called and left message with answering service

**Contact Type:**

**Description:**

Note **Note Date:** 12/04/2003

**Summary:** JH called again

**Contact Type:**

**Description:** I called and left a message with Dr. Viste's secretary.

Note **Note Date:** 12/19/2003

**Summary:** JH called again

**Contact Type:**

**Description:** I called his home number and spoke to his wife. I explained that CR is on the same page with Kenneth in terms of chrios making medical diagnosis and thus the duty to refer language. I told his wife that he need not call back that I woud update him if the bill moves forward.

Note **Note Date:** 04/06/2004

**Summary:** JH sent an end of session update

**Contact Type:**

**Description:**

**File:** S:\DOCS\Jennifer\End of 03 session update ltrs\4-6-04 ab 356 sb 275 chiro bills update.doc



WISCONSIN STATE SENATE



**Carol Roessler**  
STATE SENATOR

April 6, 2004

Ellen Humleker  
165 15<sup>th</sup> Street  
Fond du Lac, WI 54935-5978

Dear Ellen,

Now that the 2003-2004 legislative session is over I am providing you with an update regarding Assembly Bill 356/Senate Bill 275, relating to: the practice of chiropractic.

Assembly Bill 356 passed the Assembly Health Committee 14-1 on March 11, 2004. No further action was taken on this bill prior to the end of the Legislative session.

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CAROL ROESSLER  
State Senator  
18<sup>th</sup> Senate District

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**Humleker, Ellen**  
165 15th St  
Fond Du Lac, WI 54935-5978

**Contact Date:** 12/11/2003

**Contact Type:** Mail

**Summary:** SB 275 chiropractor bill

**Issue:**

**Position:**

**Description:** Ellen is opposed to Section 10 of SB 275, which deals with allowing chiropractors to engage in nutritional counseling

**Status:** Done

**Closed Date:** 12/11/2003

**Assigned:** Halbur, Jennifer

**Owner:** Halbur, Jennifer

**Note** **Note Date:** 12/11/2003

**Summary:** JH sent letter

**Contact Type:**

**Description:**

**File:** S:\DOCS\Jennifer\12-11-03 sb 275 nutrition ltr..doc

**Note** **Note Date:** 04/06/2004

**Summary:** JH sent update letter

**Contact Type:**

**Description:**

**File:** S:\DOCS\Jennifer\End of 03 session update ltrs\4-6-04 ab 356 sb 275 chiro bills update.doc

WISCONSIN STATE SENATE



**Carol Roessler**  
STATE SENATOR

April 6, 2004

Rachel Hughes  
1613 Westwood Avenue  
North Fond du Lac, WI 54937-1089

Dear Rachel,

Now that the 2003-2004 legislative session is over I am providing you with an update regarding Assembly Bill 356/Senate Bill 275, relating to: the practice of chiropractic.

Assembly Bill 356 passed the Assembly Health Committee 14-1 on March 11, 2004. No further action was taken on this bill prior to the end of the Legislative session.

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Thank you for contacting me on this issue and I look forward to hearing your comments, questions, or concerns in the future.

Sincerely,

CAROL ROESSLER  
State Senator  
18<sup>th</sup> Senate District

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**Hughes, Rachel**

1613 Westwood Ave  
North Fond Du Lac, WI 54937-1089

Email: [hughesr@agnesian.com](mailto:hughesr@agnesian.com)**Contact Date:** 03/10/2004**Contact Type:** E-mail**Summary:** SB275 Chiro Bill**Issue:****Position:****Description:**

-----Original Message-----

From: Hughes, Rachel [mailto:[hughesr@agnesian.com](mailto:hughesr@agnesian.com)]

Sent: Wednesday, March 10, 2004 8:58 AM

To: 'sen.roessler@legis.state.wi.us'

Subject: SB 275 Chiro Bill

Carol,

Hello, my name is Rachel Hughes. I currently live at 1613 Westwood Ave. North Fond du Lac. I am a registered and certified dietitian with Agnesian Healthcare in Fond du Lac. I am writing you concerning the SB 275 Chiro Bill.

Section 110 of AB 356 permits chiropractors who are licensed before January 1, 2003 to engage in nutritional counseling after completing only 48 hours of postgraduate study in nutrition. A 48-hour course on nutrition cannot match the expertise of a dietitian when it comes to the nutritional needs of the individual patient. Dietitians, by contrast, receive a bachelor's, master's, or doctoral degree in human nutrition from an accredited college or university. More than 40% hold advanced degrees. They are trained specialists in the role of nutrition in health care, and particularly in nutritional counseling and recommendations tailored to meet the needs of the individual patient.

There are real concerns regarding the training and skill of chiropractors to expand their practice into counseling and guiding an individual patient on, for example, treatment of diabetes through the use of dietary supplements. Protection of the patient's health and safety demand that we act with caution in determining who should be legislatively sanctioned as qualified to counsel patients in this important area.

Nutrition counseling is a complex area that involves assessment of nutritional status of a patient, review and analysis of medical, diet history, and lab values. The State of Wisconsin, when it created certification of dietitians, recognized the complexity of nutrition and nutrition counseling and the importance of education in this field. It is further recognized that dietitians provide a comprehensive approach to providing nutrition services which addresses the complexities of changing diet and behavior, especially for patients with serious chronic illness.

Current law and chiropractic regulations authorize chiropractors to sell vitamins, herbs, or nutritional supplements. A chiropractor is a recognized health provider with specialized knowledge; a patient comes to a chiropractor with the implicit belief that the chiropractor will use his or her specialized knowledge to benefit the patient; the patient trusts the chiropractor to do what is best for the patient. The mere potential for conflict of interest between personal financial gain (with the sale of vitamins) and individual patient needs has resulted in the state prohibiting physicians from both prescribing and filling prescriptions in their office, and in requiring dietitians to inform a patient of any financial interest the dietitian might have in a referral to or for another service, product, or publication.

Please vote against allowing chiropractors to provide nutritional counseling to their patients.

Rachel Hughes, RD

**Status:** Done

**Closed Date:** 03/23/2004

**Assigned:** Halbur, Jennifer

**Owner:** Halbur, Jennifer

**Note**    **Note Date:** 03/17/2004

**Summary:** Rachel e-mailed again

**Contact Type:**

**Description:**

-----Original Message-----

From: Hughes, Rachel [mailto:hughesr@agnesian.com]

Sent: Wednesday, March 17, 2004 1:33 PM

To: 'sen.roessler@legis.state.wi.us'

Subject: SB 275

Carol,

My name is Rachel Hughes of North Fond du Lac, WI. I wrote you earlier this month regarding bill SB 275.

Thank you for your efforts in supporting the withdrawal of SB 275 "Chiro Bill". As a registered dietitian, I feel comfortable knowing that only state licensed dietitians will be able to provide Medical Nutrition Therapy. Thanks again for your efforts.

Rachel Hughes, RD

Outpatient Dietitian

Agnesian Healthcare

920-926-4674

**Note**    **Note Date:** 03/23/2004

**Summary:** JH printed Thank you to show CR

**Contact Type:**

**Description:**

**Note**    **Note Date:** 04/06/2004

**Summary:** JH sent end of session update

**Contact Type:**

**Description:**

**File:** S:\DOCS\Jennifer\End of 03 session update ltrs\4-6-04 ab 356 sb 275 chiro bills update.doc

State Senator  
Carol Roesler



Memorandum

2/19/04  
OK said  
Kathy - call

TO: Carol  
FROM: Jennifer  
DATE: February 16, 2004  
SUBJECT: Supreme Court Request

Kathy from the Supreme Court called because Russ Leonard has filed an allegation that an attorney who attended an October 23<sup>rd</sup> meeting we held on the chiropractor bill participated in unethical conduct. She asked if I would be able to answer questions about what took place at that meeting. You were not at this meeting. Pat Essie, Russ Leonard, Eileen from Senator Schultz's office, Laura Rose, Tony Varda and Steve Conway were present to discuss the compromise agreement they reached.

Do you want me to answer Kathy's questions? She said that it is not required that I do so but that it would help them. She said this is a confidential investigation.

The only three attorneys at the meeting that I know of were Tony Varda, Steve Conway and Laura Rose. My guess is that the allegation is against Tony Varda.

Please let me know what you would like me to do.

What - think?

I don't mind talking to her. I am just guessing that the allegation is against Tony Varda.

SB 275

02-10-05

## Dietitians

### ① Concern SB 275

- allows Chros to provide nutritional counseling.
- Chros tried to increase scope of practice to include nutritional counseling through admin rule. Failed to do so.
- Chro coursework includes some nutritional education.
- no standardization in content of nutritional courses offered to chros.
- Dietetic code of ethics does not allow them to sell something that they advise a patient to use. Phys. same thing w/ drugs. Chros don't have anything - many sell nutritional supplements.



SB 275

not a  
constituent

**Halbur, Jennifer**

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**From:** Asbjornson, Karen  
**Sent:** Thursday, February 05, 2004 9:03  
**To:** Halbur, Jennifer  
**Subject:** FW: SB275

CR email

Karen Asbjornson  
Office of Senator Carol Roessler  
(608) 266-5300/1-888-736-8720  
Karen.Asbjornson@legis.state.wi.us

-----Original Message-----

**From:** Deborah O'Brien [mailto:dobrien@waukeshacounty.gov]  
**Sent:** Wednesday, February 04, 2004 12:02 PM  
**To:** sen.roessler@legis.state.wi.us  
**Subject:** SB275

Dear Senator Roessler,

I am very concerned about SB275. This bill will allow chiropractors to give nutritional counseling. If graduated before Jan 2003, one only would have to complete 48 hrs of nutrition training. If graduated after that time, it will be left to each particular chiropractic program. WI requires certification of dieticians to guarantee expertise in those who provide nutritional counseling. If done improperly, supplements can cause great harm to individuals. I also believe it to be unethical to diagnose and at the same time to sell the cure. The code of ethics for the American Medical Association and the American Dietetic Association forbid this practice. Chiropractors already sell and provide general information on vitamins and nutritional supplements. Authorizing chiropractors to engage in nutritional counseling would create a conflict of interest, and a financial incentive to steer a patient towards a particular service or cause of treatment. This would be very harmful.

Please take this into consideration when acting on SB 275. Thank you and please let me know your views on this. Debbie O'Brien 6761 Park Lane, Wind Lake, WI 53185

