

2005 DRAFTING REQUEST

Bill

Received: **07/12/2005**

Received By: **phurley**

Wanted: **As time permits**

Identical to LRB:

For: **Carol Roessler (608) 266-5300**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Occupational Reg. - misc**

Extra Copies: **CST**

Submit via email: **YES**

Requester's email: **Sen.Roessler@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Podiatry

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/P1	phurley 07/12/2005	chanaman 08/02/2005	jfrantze 08/02/2005	_____	mbarman 08/02/2005		
	phurley 01/23/2006	jdye 01/31/2006		_____			
/1			pgreensl 01/31/2006	_____	lemery 01/31/2006	sbasford 02/03/2006	

FE Sent For:

<END>

↳ Not
Needed

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1/31 jkd

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Self
8/2

FE Sent For:

<END>

am
448.63
(1)(a)2.

Update to Wisconsin's Podiatric Medicine Practice Act

Initial
applies to a license or
6-1-2010

Proposed New Law

Residency Education Requirement: For newly-graduating students, require at least a two-year post-graduate training requirement, effective upon the graduating class of 2010.

Update the Definition of "Podiatry": Have the statute provide:

"Podiatry" or "podiatric medicine and surgery" means that branch or system of the practice of medicine and surgery that involves treating the sick and specializes in conditions affecting the foot and ankle.

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448.60
(4)

SUBCHAPTER I

GENERAL PROVISIONS

448.01 Definitions. In this chapter:

(2) "Disease" means any pain, injury, deformity or physical or mental illness or departure from complete health or the proper condition of the human body or any of its parts.

(5) "Physician" means an individual possessing the degree of doctor of medicine or doctor of osteopathy or an equivalent degree as determined by the medical examining board, and holding a license granted by the medical examining board.

(6) "Physician assistant" means an individual licensed by the medical examining board to provide medical care with physician supervision and direction.

(9) "Practice of medicine and surgery" means:

(a) To examine into the fact, condition or cause of human health or disease, or to treat, operate, prescribe or advise for the same, by any means or instrumentality.

(b) To apply principles or techniques of medical sciences in the diagnosis or prevention of any of the conditions described in par. (a) and in sub. (2).

(c) To penetrate, pierce or sever the tissues of a human being.

(d) To offer, undertake, attempt or do or hold oneself out in any manner as able to do any of the acts described in this subsection.

(9a) "Scene of an emergency" means an area not within the confines of a hospital or other institution which has hospital facilities or the office of a person licensed, certified or holding a limited permit under this chapter.

(10) "Treat the sick" means to examine into the fact, condition or cause of human health or disease, or to treat, operate, prescribe or advise for the same, or to undertake, offer, advertise, announce or hold out in any manner to do any of the aforementioned acts, for compensation, direct or indirect, or in the expectation thereof.

Current Wisconsin Law

A one-year post-graduate training requirement applies.

"Podiatry" or "podiatric medicine and surgery" means that branch or system of treating the sick which is limited to the diagnosis, or mechanical, medical or surgical treatment or treatment by use of drugs, of the feet, but does not include amputations other than digits of the foot or the use of a general anesthetic unless administered by or under the direction of a person licensed to practice medicine and surgery under subch. II. Diagnosis or treatment shall include no portion of the body above the feet except that diagnosis and treatment shall include the tendons and muscles of the lower leg insofar as they shall be involved in conditions of the feet.

July 6, 2005

Podiatric Medicine and Surgery
Practice Act Update

The Practice Act for doctors of podiatric medicine and surgery in Wisconsin is part of the Medical Practices Act. Specifically, the licensing and regulation of podiatrists is found in Subchapter IV.

The Podiatry Board is attached to the Medical Examining Board, for administrative purposes. This affiliated-board relationship was created in 1997.

Over the past 7-8 years, the practice of podiatric medicine and surgery has evolved, as the education, training and experience of podiatrists has advanced.

It therefore is timely and necessary to update the core statutory provisions that underlie the practice of podiatry in Wisconsin. Frankly, unless this podiatry statutory update is completed very soon, there is a notable risk of the legal framework becoming outdated, when compared to the actual care provided by Wisconsin podiatrists to health care consumers.

Three specific changes to the Practice Act for doctors of podiatric medicine and surgery are proposed:

- A two-year post-graduate residency training requirement for new graduates would be created. This is consistent with the education and training new podiatry graduates are now receiving. This compares to the current 12 month post-graduate training requirement now in effect.
- The description of podiatric medicine and surgery would be better aligned to well-established words and phrases contained in Wisconsin law. It also would reflect the specialization of care provided by podiatrists as to the foot and ankle. (Recall the Wisconsin Medical Examining Board recognized the ankle as being within the scope of practice of podiatry, even before the Practice Act was updated in 1997.)

The support of interested legislators for this timely updating of the Practice Act is respectfully requested.

Tony Driessen
WSPM Legal Counsel

Kevin Kortsch, DPM
WSPM Executive Secretary

8/10

amb

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

7-13-05

1 AN ACT ^{for cat} relating to: podiatric medicine.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 448.60 (4) of the statutes is amended to read:

3 448.60 (4) "Podiatry" or "podiatric medicine and surgery" means that branch

4 or system of the practice of medicine and surgery that involves treating the sick

5 ~~which is limited to the diagnosis, or mechanical, medical or surgical treatment or~~

6 ~~treatment by use of drugs, of the feet, but does not include amputations other than~~

7 ~~digits of the foot or the use of a general anesthetic unless administered by or under~~

8 ~~the direction of a person licensed to practice medicine and surgery under subch. II.~~

9 ~~Diagnosis or treatment shall include no portion of the body above the feet except that~~

1 ~~diagnosis and treatment shall include the tendons and muscles of the lower leg~~
2 ~~insofar as they shall be involved in conditions of the feet~~ and specializes in conditions
3 affecting the foot and ankle.

History: 1997 a. 175 ss. 21, 22, 69.

4 **SECTION 2.** 448.63 (1) (d) 2. of the statutes is amended to read:

5 448.63 (1) (d) 2. That the applicant has completed ~~12 months~~ two years of
6 postgraduate training in a program approved by the affiliated credentialing board.

History: 1997 a. 175.

7 **SECTION 3. Initial applicability.**

8 (1) The treatment of section 448.63 (1) (d) 2. of the statutes first applies to an
9 application submitted on June 1, 2010.

10

(END)

TODAY

OTHER

Handwritten box with 'JL' and a plus sign.

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

1-23-06

Regen

1 AN ACT *to amend* 448.60 (4) and 448.63 (1) (d) 2. of the statutes; **relating to:**
2 podiatric medicine.

Analysis by the Legislative Reference Bureau

INSERT

~~This is a preliminary draft. An analysis will be provided in a later version.~~

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 448.60 (4) ^x of the statutes is amended to read:
4 448.60 (4) "Podiatry" or "podiatric medicine and surgery" means that branch
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7 **SECTION 3. Initial applicability.**

8 (1) The treatment of section ~~448.63~~ (1) (d) 2. of the statutes first applies to an ✓
9 application submitted on June 1, 2010. ✓

10 (END)

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3345/P1ins
PJH:cmh:jf

INSERT:

This bill redefines "podiatry" or "podiatric medicine and surgery" as the branch or system of the practice of medicine and surgery that involves treating the sick and specializes in conditions affecting the foot and ankle. This definition is broader than the definition under current law, which limits podiatry or podiatric medicine and surgery to the diagnosis and treatment of the feet and the portions of the lower leg only insofar as they involved conditions of the feet.

The bill also increases, from 12 months to ^{two} 2 years, the amount of postgraduate training in a program approved by the podiatrists affiliated credentialing board that a person must have in order to receive a credential to practice podiatry or podiatric medicine and surgery.

Basford, Sarah

From: Stegall, Jennifer
Sent: Thursday, February 02, 2006 5:50 PM
To: LRB.Legal
Subject: Draft Review: LRB 05-3345/1 Topic: Podiatry

Please Jacket LRB 05-3345/1 for the SENATE.