

## 2009 DRAFTING REQUEST

### Bill

Received: 01/27/2009

Received By: **csundber**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Dombrowski**

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

Drafter: **csundber**

May Contact:

Addl. Drafters:

Subject: **Occupational Reg. - misc**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **christopher.sundberg@legis.wisconsin.gov**

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### Pre Topic:

DOA:.....Dombrowski, BB0516 -

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### Topic:

Medical board support

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### Instructions:

See attached

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### 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>
/?	csundber 01/27/2009	csicilia 01/27/2009		_____			State
/P1	csundber 01/28/2009	kfollett 01/28/2009	jfrantze 01/27/2009	_____	cduerst 01/27/2009		State
/1	csundber 01/28/2009	kfollett 01/28/2009	mduchek 01/28/2009	_____	lparisi 01/28/2009		State
/2			jfrantze	_____	sbasford		

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			01/28/2009 _____		01/29/2009		

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*J Bell*  
1/28

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/P1		1/15f 1/28	jfrantze 01/27/2009				

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CJS

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/?	csundber	1/27 09 CJS	Jo 1/27	Jo 1/27 RS			

FE Sent For:

<END>

## 2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Medical Board Support
- Tracking Code: *BB0516*
- SBO team: GGED
- SBO analyst: Cindy Dombrowski
  - Phone: 6-5878
  - Email: [cynthia.dombrowski@wisconsin.gov](mailto:cynthia.dombrowski@wisconsin.gov)
- Agency acronym: DRL
- Agency number: 165
- Priority (Low, Medium, High): High

### Intent:

Create a bureau at DRL which would support the Medical Board. The new bureau would be responsible for all licensing and enforcement operations for medical board professions.

Create a new PRO appropriation (annual) from fees collected by medical board professions. 10% of all fees collected should be deposited in the general fund (as is the case with other DRL fee collections).

**Sundberg, Christopher**

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**From:** Dombrowski, Cynthia A - DOA [cynthia.dombrowski@wisconsin.gov]  
**Sent:** Tuesday, January 27, 2009 9:36 AM  
**To:** Sundberg, Christopher  
**Cc:** Pawasarat, Jane - DOA; Kraus, Jennifer - DOA  
**Subject:** DRL Med Board

For the nonstat language, it should give the Secretary of DRL the authority to reorganize the department to form a dedicated work unit/bureau to handle all aspects of credential processing, examination, complaint handling/investigation, etc for any profession under the Medical Examining Board. This would include any duties DRL handles via statute or rule related to med board professions.

Is this enough to draft something for the nonstat?

Cindy

In: 1/27/09

P1  
RMNR  
cjs

DOA:.....Dombrowski, BB0516 - Medical board support

**FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION**

in DFL to support the work of the Medical Examining Board (MEB) and affiliated credentialing boards attached to the MEB by performing

specifies that the existing appropriation may no longer be used to pay for the licensing, rulemaking, and regulatory functions of the MEB and ~~the~~ affiliated credentialing boards attached to the MEB. Instead, the bill

x-ref ✓

and ~~the~~ affiliated credentialing boards attached to the MEBs

Do NOT Gen

1 AN ACT...; relating to: the budget.

percent

DRL

**Analysis by the Legislative Reference Bureau**

**OTHER STATE GOVERNMENT**

**REGULATION AND LICENSING**

This bill directs the secretary of regulation and licensing to reorganize the department to form a dedicated work unit to perform all aspects of credential processing, examination, and complaint investigation, for any credential issued or renewed by the Medical Examining Board (MEB) under ch. 448.

Generally under current law, 90% of all fees collected for credential issuance and renewal are deposited in an annual PR appropriation and used for the licensing, rulemaking and regulatory functions of the department of regulation and licensing, except for functions relating to examinations. This bill creates a separate annual PR appropriation of 90% of all fees collected for issuance and renewal of credentials for professions regulated by the MEB under ch. 448.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

into which is deposited

percent

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

2 SECTION 1. 20.165 (1) (g) of the statutes is amended to read:

This appropriation pays for the licensing, rule making, and regulatory functions of the MEB, except for functions relating to examinations, and affiliated credentialing boards attached to the MEB.

and the affiliated credentialing boards attached to the medical examining board

other than the licensing, rule-making, and credentialing functions of the medical examining board and the affiliated credentialing boards attached to the medical examining board and

20.165 (1) (g) *General program operations.* The amounts in the schedule for the licensing, rule making and regulatory functions of the department, except for preparing, administering and grading examinations. Ninety percent of all moneys received under chs. 440 to 480, except ch. 448 and ss. 440.03 (13) and 440.05 (1) (b), less \$10 of each renewal fee received under s. 452.12 (5), and all moneys transferred from the appropriation under par. (i) and all moneys received under s. 440.055 (2), shall be credited to this appropriation.

History: 1971 c. 125; 1973 c. 90, 156, 333; 1975 c. 39; 1977 c. 29, 400, 418; 1979 c. 34; 1979 c. 175 s. 53; 1979 c. 221 s. 2202 (45); 1981 c. 20; 1983 a. 27; 1985 a. 29; 1989 a. 31, 307; 1991 a. 167, 269, 315; 1993 a. 16, 102, 490; 1995 a. 27, 461; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2007 a. 20.

**SECTION 2.** 20.165 (1) (hg) of the statutes is created to read:

20.165 (1) (hg) *General program operations; medical examining board.* The amounts in the schedule for the licensing, rule making, and regulatory functions of the medical examining board, except for preparing, administering, and grading examinations. Ninety percent of all moneys received for issuing and renewing credentials under ch. 448 shall be credited to this appropriation.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**SECTION 9142. Nonstatutory provisions; Regulation and Licensing.**

(1) *Medical board support.* The secretary of regulation and licensing shall reorganize the department to form a dedicated work unit to perform all aspects of credential processing, examination, and complaint investigation, for any credential issued or renewed by the medical examining board under ch. 448 of the statutes

in the department of regulation and licensing

(END)

Chapter

support the work of the medical examining board and the affiliated credentialing boards attached to the medical examining board by

INS

insert:

⑨ SEC. #.

AM 440.25

⑨ **440.25 Judicial review.** The department may seek judicial review under ch. 227 of any final disciplinary decision of the medical examining board or affiliated credentialing board attached to the medical examining board. The department shall be represented in such review proceedings by an attorney within the department. Upon request of the medical examining board or the interested affiliated credentialing board, the attorney general may represent the board. If the attorney general declines to represent the board, the board may retain special counsel which shall be paid for out of the appropriation under s. 20.165 (1) (g).

(hg)

1/28 C. Dombrowski

Draft LRB-1809/P1: make (hq) approp  
biennial.



lu: 1/27/09  
State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-1809/P1

CTS:cjs:jf

Stays

RANK

DOA:.....Dombrowski, BB0516 - Medical board support

**FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION**

Don't Gen

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

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**REGULATION AND LICENSING**

This bill directs the secretary of regulation and licensing to form a dedicated work unit in DFL to support the work of the Medical Examining Board (MEB) and affiliated credentialing boards attached to the MEB by performing all aspects of credential processing, examination, and complaint investigation, for any credential issued or renewed under ch. 448, stats.

Generally under current law, 90 percent of all fees collected for credential issuance and renewal are deposited in an annual PR appropriation and used for the licensing, rule-making and regulatory functions of DRL, except for functions relating to examinations. The bill specifies that the existing appropriation may no longer be used to pay for the licensing, rule-making, and regulatory functions of the MEB and affiliated credentialing boards attached to the MEB. Instead, the bill creates a separate annual PR appropriation into which is deposited 90 percent of all fees collected for issuance and renewal of credentials for professions regulated by the MEB, and affiliated credentialing boards attached to the MEB, under ch. 448, stats. This appropriation pays for the licensing, rule making, and regulatory functions of the MEB and affiliated credentialing boards attached to the MEB, except for functions relating to examinations.



biennial

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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7 percent of all moneys received under chs. 440 to 480, except ch. 448 and ss. 440.03  
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10 under s. 440.055 (2), shall be credited to this appropriation.

11           **SECTION 2.** 20.165 (1) (hg) of the statutes is created to read:

12           20.165 (1) (hg) *General program operations; medical examining board.* <sup>Bicennially,</sup> The  
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18           **SECTION 3.** 440.25 of the statutes is amended to read:

19           **440.25 Judicial review.** The department may seek judicial review under ch.  
20 227 of any final disciplinary decision of the medical examining board or affiliated

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8 (1) *Medical board support.* The secretary of regulation and licensing shall form  
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13 renewed under chapter 448 of the statutes.

14 (END)



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