



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Jessica Karls-Ruplinger
Legislative Council Acting Director

Margit Kelley
Clearinghouse Assistant Director

CLEARINGHOUSE RULE 18-105

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated December 2014.]

1. Statutory Authority

The rule restricts a person from providing x-ray services on behalf of a chiropractor unless the person is a chiropractic radiological technician. However, the s. 446.02 (7) (d), Stats., authorizes a chiropractor to delegate x-ray services to a “health care professional” as defined in s. 446.01 (1v), Stats., if the health care professional is acting within the scope of his or her license, registration, or certification. SECTIONS 2 and 7 of the rule text should be revised to conform to the statute with respect to the delegation of services to a health care professional.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. In SECTIONS 2 and 7 of the rule text, consider changing the references to “direct supervision” to “direct, on premises supervision” to more closely match the statutory language.

b. In SECTION 9 of the proposed rule, should the board define the term “healthcare provider” in order to clearly differentiate it from the newly defined term, “health care professional?”