



STATE OF WISCONSIN

Department of Safety and Professional Services
1400 E Washington Ave.
Madison WI 53703

Governor Scott Walker

Secretary Dave Ross

Mail to:

PO Box 8935
Madison WI 53708-8935

Email: dsps@wisconsin.gov

Web: <http://dsps.wi.gov>

Phone: 608-266-2112

Modifications From Agency

Senator Leah Vukmir
Committee on Health and Human Services
Room 131 South
State Capitol
Madison, WI 53707

Representative Erik Severson
Committee on Health
Room 221 North
State Capitol
Madison, WI 53708

RE: Germane modification to Clearinghouse Rule 13-008

Dear Senator Vukmir and Representative Severson:

The Medical Examining Board would like to make a germane modification to Clearinghouse Rule 13-008. The germane modification consists of deleting one section and replacing it with another. The deleted language is as follows:

Deleted language:

Med 10.03 2 (o) Abandoning a patient occurs when an active professional relationship between physician and patient is terminated by the physician and any of the following occur:

1. The physician fails to give the patient at least 30 days notice in advance of the date on which the physician's withdrawal becomes effective.
2. The physician fails to allow for patient access to or transfer of the patient's health care record by law.
3. The physician fails to provide for the continuity of prescription medications, if the medications are necessary to avoid unacceptable risk of harm.
4. The physician fails to provide for emergency care during the period between the notice of intent to withdraw from the physician-patient relationship and the date on which the physician-patient relationship ends.

The substitute language includes the following:

Substitute language:

(o) Patient abandonment occurs when a physician without reasonable justification unilaterally withdraws from a physician-patient relationship by discontinuing a patient's treatment regimen when further treatment is medically indicated and any of the following occur:

1. The physician fails to give the patient at least 30 days notice in advance of the date on which the physician's withdrawal becomes effective.
2. The physician fails to allow for patient access to or transfer of the patient's health record as required by law.

June 10, 2013

Page 2

3. The physician fails to provide for continuity of prescription medications between the notice of intent to withdraw from the physician-patient relationship and the date on which the physician-patient relationship ends, if the prescription medications are necessary to avoid unacceptable risk of harm.

4. The physician fails to provide for emergency care during the period between the notice of intent to withdraw from the physician-patient relationship and the date on which the physician-patient relationship ends. Nothing this section shall be interpreted to impose upon the physician a greater duty to provide emergency care to a patient than otherwise required by law.

Please let me know if you have any questions or concerns regarding these modifications. Thank you.

Regards,

Shawn Leatherwood
Rules Coordinator