

CR 88-211

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CERTIFICATE

STATE OF WISCONSIN

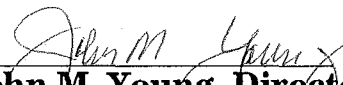
DEPARTMENT OF REGULATION AND LICENSING

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, John M. Young, Director, Bureau of Health Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Medical Examining Board, do hereby certify that the annexed rules were duly approved and adopted by the Medical Examining Board on the 24<sup>th</sup> day of AUGUST, 1989.

I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the board at 1400 East Washington Avenue, Madison, Wisconsin, this 24<sup>th</sup> day of August, 1989.

  
John M. Young, Director  
Bureau of Health Professions  
Department of Regulation and  
Licensing

WLD  
RULES-18

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MEDICAL EXAMINING BOARD

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IN THE MATTER OF RULEMAKING	:	ORDER OF THE
PROCEEDINGS BEFORE THE	:	MEDICAL EXAMINING BOARD
MEDICAL EXAMINING BOARD	:	ADOPTING RULES
	:	Clearinghouse Rule 88-211

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ORDER

The Medical Examining Board proposes an order to amend s. Med 8.05 (intro.) and 8.06 (1) (b) and (c) and to repeal and recreate section Med 8.05 (2) relating to panel review of applications and to written and oral examinations administered to applicants for a certificate as a physician's assistant.

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Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutory authority: ss. 15.08(5) (b), 227.11 (2) (a), 448.05 and 448.40, Stats.

In this order the medical examining board adopts rules describing the application, screening and examination procedures used in the certification of physician's assistants.

The rule provides that all physician's assistant applicants shall complete a written examination and that applicants who have histories of drug or alcohol abuse, professional discipline, criminal convictions or negligence, or who have not practiced patient care for more than three years, shall also complete an oral examination. The chairman of the medical examining board designates at least two members of the physician's assistant council to review applications and to determine whether the applicant shall complete an oral examination.

The proposal changes the word "shall" to "may" in s. Med 8.05 (intro.) to indicate that the board may use a nationally prepared written examination or may use an examination prepared under the board's direction.

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TEXT OF RULE

SECTION 1. Med 8.05 (intro.) is amended to read:

Med 8.05 PANEL REVIEW OF APPLICATIONS; EXAMINATIONS REQUIRED. (intro.)  
The board shall may use a written examination prepared, administered and scored by the national commission on certification of physicians assistants, or a written examination from any other professional testing services approved by the board, ~~and the board shall conduct an oral examination.~~

SECTION 2. Med 8.05 (2) is repealed and recreated to read:

Med 8.05 (2) EXAMINATIONS, PANEL REVIEW OF APPLICATIONS. (a) All applicants shall complete a written examination.

(b) An applicant shall complete an oral examination if the applicant:

1. Has received inpatient or outpatient care for drug or alcohol abuse;
2. Has received inpatient or outpatient care for mental illness;
3. Has been disciplined or had certification denied by a licensing or regulatory authority in Wisconsin or another jurisdiction;
4. Has been convicted of a crime, the circumstances of which substantially relate to the practice of physician's assistants;
5. Has not practiced patient care as a physician's assistant for a period of 3 years prior to application, unless the applicant has been graduated from a school approved for physician's assistants within that period; or,
6. Has been found to have been negligent in the practice as a physician's assistant or has been a party in a lawsuit in which it was alleged that the applicant has been negligent in the practice of medicine.

(c) An application filed under this chapter shall be reviewed by an application review panel of at least 2 physician's assistant council members designated by the chairperson of the board to determine whether an applicant is required to complete an oral examination under sub. (a). If the application review panel is not able to reach unanimous agreement on whether an applicant is eligible for certification without completing an oral examination, the application shall be referred to the Medical Examining Board for a final determination.

(d) Where both written and oral examinations are required they shall be scored separately and the applicant shall achieve a passing grade on both examinations to qualify for a certificate.

SECTION 3. Med 8.06 (1) (b) and (c) are amended to read:

Med 8.06 (1) (b) Is a graduate of an approved school and is scheduled to take the ~~national-certifying~~ examination for primary care physician's assistants required by s. 8.05 (1) of this chapter or has taken the ~~national certifying~~ examination and is awaiting the results; or

(c) Submits proof of successful completion of the ~~national-certifying~~ examination required by s. 8.05 (1) of this chapter and applies for a temporary certificate no later than 30 days prior to the date scheduled for the next oral examination.

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22(2)(intro), Stats.

Dated: 8-24-89

Agency L. Thomas Pfahler, MD  
Chairperson  
Medical Examining Board

RULES 139

**CORRESPONDENCE/MEMORANDUM**

**STATE OF WISCONSIN**

**DATE:** September 12, 1989      **FILE REF:**

**TO:** Gary Poulson,  
Assistant Revisor of Statutes

**FROM:** Pamela Haack  
Department of Regulation and Licensing

**SUBJECT:** Final Rulemaking Order

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**Agency: MEDICAL EXAMINING BOARD**  
**Clearinghouse Rule: 88-211**

Attached is a copy and a certified copy of a final order adopting rules.

Would you please publish these rules in the code. Thanks, Gary.