

CR 91-26

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CERTIFICATE

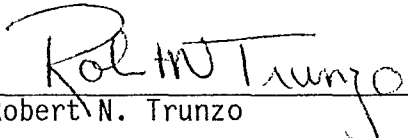
OCT 3 1991
11:40 am
Revisor of Statutes
Bureau

STATE OF WISCONSIN)
DEPARTMENT OF DEVELOPMENT) SS

I, Robert N. Trunzo, Secretary and custodian of the official records of the Department of Development, do hereby certify that the annexed rules relating to the Physician Loan Assistance Program were duly approved and adopted by this Department on September 26, 1991.

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

IN TESTIMONY WHEREOF, I have here-
unto set my hand as Secretary at
123 West Washington Avenue in the
City of Madison, this 26th day of
September, 1991.


Robert N. Trunzo

18-007

12-1-91

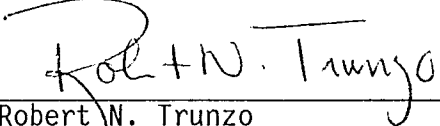
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Robert N. Trunzo

ORDER OF THE DEPARTMENT OF DEVELOPMENT CREATING

CHAPTER 22

WISCONSIN ADMINISTRATIVE CODE

The Department of Development adopts an order creating Chapter DOD 22 of the Wisconsin Administrative Code relating to the Physician Loan Assistance Program.

Analysis Prepared by the Department of Development

Section 560.18 of 1989 Wisconsin Act 317 provides funding to the Department of Development for the purpose of contracting with primary care physicians over a five-year period to repay their medical school loans up to certain maximum amounts in exchange for their agreement to provide services to patients in designated medical shortage areas, on Indian reservations or trust lands of an Indian tribe, in state or federal prisons, or in area health education centers.

The rules clarify certain areas of the physician loan assistance program. The rules contain criteria for primary care shortage areas and obstetric shortage areas. The rules also contain considerations for establishing priorities among eligible applicants as well as the procedures under which physicians may apply for assistance and under which the department shall make determinations in regard to physician applications. The conditions under which the Department may contract with psychiatrists who agree to practice in psychiatric shortage areas are specified.

Text of Rule:

SECTION 1. Chapter DOD 22 is created to read:

CHAPTER DOD 22

PHYSICIAN LOAN ASSISTANCE PROGRAM

DOD 22.01 PURPOSE	DOD 22.05 PSYCHIATRIC SHORTAGE AREA
DOD 22.02 DEFINITIONS	DOD 22.06 PRIORITIES AMONG ELIGIBLE
DOD 22.03 PRIMARY CARE SHORTAGE AREA	APPLICANTS
DOD 22.04 OBSTETRIC SHORTAGE AREA	DOD 22.07 APPLICATION PROCESS

DOD 22.01 PURPOSE. The purpose of this chapter is to establish provisions necessary for the administration of those aspects of the physician loan assistance program which relate to the following:

- (1) The identification of eligible practice areas as provided under ss. 560.183(1)(ag) and (7), Stats.
- (2) The establishment of priorities among eligible applicants.
- (3) The procedures under which physicians may apply for assistance under this chapter and the procedures under which the department shall make determinations in regard to physician applications.

DOD 22.02 DEFINITIONS.

- (1) "Department" means the department of development.
- (2) "Obstetric shortage area" has the meaning contained in s. 560.183(1) (ar), Stats.
- (3) "Primary care shortage area" has the meaning contained in s. 560.183(1) (cm), Stats.
- (4) "Psychiatric shortage area" has the meaning contained in s. 560.183(1) (d), Stats.

DOD 22.03 PRIMARY CARE SHORTAGE AREA. (1) Pursuant to s. 560.183 (7), Stats., the department shall identify as a primary care shortage area any geographical area that conforms to the definition in s. DOD 22.02 (3) and that meets one of the following:

- (a) Contains a population which has limited access to contiguous area primary medical care as measured by a travel time of 30 minutes or more for the majority of persons residing in the area to reach such contiguous area primary medical care.

(b) Contains a population which has limited access to contiguous area primary medical care because there is an unusually high percentage of non-english speaking persons or an unusually high percentage of households with incomes below the poverty level and neither medicaid covered nor public primary medical care are available in a contiguous area.

DOD 22.04 OBSTETRIC SHORTAGE AREA. Pursuant to s. 560.183(7), Stats., the department shall identify as an obstetric shortage area any geographic area that conforms to the definition in s. DOD 22.02 (2), that contains a population with limited access to contiguous area obstetric care as provided in s. DOD 22.03(1) (a) or (b) and that meets one of the following:

- (1) Has a ratio of population to obstetric care providers greater than 11,000 to 1.
- (2) Faces an impending loss of existing obstetric care.
- (3) Has a need for additional obstetric care identified by existing area obstetricians or primary care physicians who also provide obstetric care.
- (4) At least 67% of the pregnant women who reside in the area obtain obstetric care outside of the proposed obstetric shortage area.

DOD 22.05 PSYCHIATRIC SHORTAGE AREA. (1) The department shall identify as a psychiatric shortage area any geographic area that conforms to the definition in s. DOD 22.02 (4).

(2) In addition to conforming to s. DOD 22.02 (4), a written agreement between the department and a physician specializing in psychiatry shall require that the physician enter into an agreement with the board or boards created under s. 51.42, Stats., which operate in the psychiatric shortage area, to provide at least 8 hours of psychiatric care per week to clients of the board or boards.

DOD 22.06 PRIORITIES AMONG ELIGIBLE APPLICANTS. If the cost of repaying the loans of all eligible applicants, when added to the cost of loan repayments scheduled under existing agreements, exceeds the total amount in the appropriation under s. 20.143 (1) (fe) and (jm), Stats., the department shall establish priorities among eligible applicants based upon the following considerations:

- (1) EXTREMELY HIGH NEED FOR MEDICAL CARE. The degree to which there is an extremely high need for medical care in the eligible practice area in which the physician proposes to practice.
- (2) PHYSICIAN RETENTION. The likelihood of long term retention of the physician.
- (3) PER CAPITA INCOME. The average per capita income in the eligible practice area in which the physician plans to practice.
- (4) FINANCIAL SUPPORT FOR PHYSICIAN RECRUITMENT AND RETENTION. The extent of local financial support provided to recruit or retain the physician for the eligible practice area.

(5) LENGTH OF SERVICE. The degree to which the medical service is new to the eligible practice area.

(6) PROVISION OF OBSTETRIC SERVICES. The agreement of a primary care physician to provide obstetric services in a primary care shortage area that is also an obstetric shortage area.

(7) GEOGRAPHIC DISTRIBUTION. The geographical distribution of physicians with whom the department has existing agreements and the geographical distribution of eligible applicants..

(8) LOAN BALANCE. The loan balance of the eligible applicant.

DOD 22.07 APPLICATION PROCESS. (1) Applications shall be in such form as the department may require and shall contain the following information:

(a) Evidence of medical school attendance.

(b) Evidence of indebtedness and outstanding balance.

(c) The location of the applicant's current or proposed practice.

(d) Any other information the department may require to make a determination in accordance with the provisions of s. 560.183, Stats., and this chapter.

(2) The department shall prepare application materials that it may update as necessary.

Note: Application materials may be obtained from the Bureau of Community Development, Department of Development, P.O. Box 7079, Madison, Wisconsin 53706 or the University of Wisconsin Office of Rural Health, 5721 Odana Road, Madison, Wisconsin 53719.

EFFECTIVE DATE. The regulations set forth in this order shall be effective on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22 (2) (intro.), Stats.

Dated: 9-26-91

Agency: Robert N Trunzo
Robert N Trunzo, Secretary