



2005 ASSEMBLY BILL 733

October 6, 2005 – Introduced by Representatives ALBERS, F. LASEE and GRONEMUS, cosponsored by Senators SCHULTZ and BROWN. Referred to Committee on Public Health.

1 **AN ACT** *to amend* 448.06 (2); and *to create* 448.015 (1c), 448.02 (3) (am) and
2 448.02 (3) (i) of the statutes; **relating to:** chelation therapy.

Analysis by the Legislative Reference Bureau

Under current law, the Medical Examining Board licenses physicians to practice, investigates allegations of malpractice or unprofessional behavior by a physician, and imposes discipline on a physician who commits malpractice or acts unprofessionally.

This bill permits a physician to practice chelation therapy. Chelation therapy is defined as a medical treatment in which a chemical is introduced into a patient's body for the purpose of binding and either removing or rearranging metallic elements. Under the bill, the Medical Examining Board may not deny a license, investigate, or take disciplinary action against a physician solely because he or she practices, or wishes to practice, chelation therapy.

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

3 **SECTION 1.** 448.015 (1c) of the statutes is created to read:
4 448.015 (1c) “Chelation therapy” means a medical treatment in which a
5 chemical is introduced into the body for the purpose of binding, and removing or
6 rearranging, metallic elements in the body.

ASSEMBLY BILL 733**SECTION 2**

1 **SECTION 2.** 448.02 (3) (am) of the statutes is created to read:

2 448.02 (3) (am) If the board receives an allegation of unprofessional conduct
3 or negligence involving the practice of chelation therapy, the board shall consult, as
4 part of its investigation under par. (a), with at least one physician who devotes a
5 significant portion of his or her practice to chelation therapy.

6 **SECTION 3.** 448.02 (3) (i) of the statutes is created to read:

7 448.02 (3) (i) The board may not investigate or take disciplinary action against
8 a physician solely because the physician practices, attempts to practice, proposes to
9 practice, or holds himself or herself out to the public as one who practices, chelation
10 therapy.

11 **SECTION 4.** 448.06 (2) of the statutes is amended to read:

12 448.06 (2) DENIAL OF LICENSE OR CERTIFICATE. The board may deny an
13 application for any class of license or certificate and refuse to grant such license or
14 certificate on the basis of unprofessional conduct on the part of the applicant, failure
15 to possess the education and training required for that class of license or certificate
16 for which application is made, or failure to achieve a passing grade in the required
17 examinations. The board may not deny an application for a physician's license and
18 may not refuse to grant a physician's license solely because the applicant practices,
19 attempts to practice, proposes to practice, or holds himself or herself out to the public
20 as one who practices, chelation therapy.

21 **SECTION 5. Nonstatutory provisions.**

22 (1) The medical examining board may not investigate or take disciplinary
23 action against a physician solely because the physician practices, attempts to

ASSEMBLY BILL 733

1 practice, proposes to practice, or holds himself or herself out to the public as one who

2 practices, chelation therapy before the effective date of this subsection.

3 (END)