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State of Misconsin 2017 - 2018 LEGISLATURE

LRB-2511/1 MED:kjf

2017 SENATE BILL 477

October 18, 2017 - Introduced by Senators Petrowski and Wirch, cosponsored by Representatives Murphy, Considine, E. Brooks, Horlacher, Kooyenga, Kremer, Thiesfeldt and Spiros. Referred to Committee on Health and Human Services.

AN ACT to amend 441.16 (6), 448.21 (1) (d) and 448.21 (3); and to create 448.62

(2m) of the statutes; **relating to:** delegation of the practice of podiatry.

Analysis by the Legislative Reference Bureau

Generally, under current law, no person may practice podiatry unless the person is licensed as a podiatrist. This bill creates an exception to this prohibition for a physician assistant or advanced practice nurse prescriber who is providing nonsurgical patient services as directed, supervised, and inspected by a podiatrist.

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

- 3 **SECTION 1.** 441.16 (6) of the statutes is amended to read:
- 4 441.16 (6) Nothing in this section prohibits a nurse from issuing a prescription
- order as an act delegated by a physician, and nothing in this section prohibits an
- 6 <u>advanced practice nurse certified under this section from issuing a prescription order</u>
- 7 <u>as an act delegated by a podiatrist.</u>
- 8 **Section 2.** 448.21 (1) (d) of the statutes is amended to read:

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448.21 (1) (d)	The practice of podiatry within the meaning of s. 448.60 (4)
except pursuant to a	a delegation by a podiatrist under s. 448.62 (2m).

SECTION 3. 448.21 (3) of the statutes is amended to read:

448.21 (3) Prescriptive authority. A physician assistant may issue a prescription order for a drug or device in accordance with guidelines established by a supervising physician and the physician assistant and with rules promulgated by the board. If any conflict exists between the guidelines and the rules, the rules shall control. Nothing in this subsection prohibits a physician assistant from issuing a prescription order as an act delegated by a podiatrist.

Section 4. 448.62 (2m) of the statutes is created to read:

448.62 (2m) Any health care professional who is providing nonsurgical patient services as directed, supervised, and inspected by a podiatrist who has the power to direct, decide, and oversee the implementation of the patient services rendered. In this subsection, "health care professional" means a physician assistant licensed under subch. II of ch. 448 or an advanced practice nurse certified to issue prescription orders under s. 441.16.

17 (END)