



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-3998/1  
MED:cjs

## 2021 ASSEMBLY BILL 529

September 8, 2021 - Introduced by Representatives J. RODRIGUEZ, ROZAR, L. MYERS, ARMSTRONG, BROSTOFF, DITTRICH, DUCHOW, EDMING, GOYKE, GUNDRUM, HORLACHER, JAMES, KITCHENS, MAGNAFICI, MURPHY, MURSAU, SNYDER, SUMMERFIELD, TUSLER, WICHGERS, SKOWRONSKI, ZIMMERMAN and STUBBS, cosponsored by Senators BERNIER, FELZKOWSKI, RINGHAND and L. TAYLOR. Referred to Committee on Health.

1       **AN ACT** *to renumber* 252.14 (1) (ar) 4q.; *to amend* 15.08 (1m) (b), 36.25 (11) (b),  
2           46.03 (44), 48.981 (2m) (b) 1., 60.23 (9), 69.01 (6g), 77.54 (14) (b), 77.54 (14) (d),  
3           118.15 (3) (a), 118.25 (1) (a), 118.29 (1) (e), 146.82 (3) (a), 146.89 (1) (r) 1., 155.01  
4           (7), 252.11 (10), 255.06 (1) (d), 255.07 (1) (d), 257.01 (5) (a) and (b), 448.03 (2)  
5           (a), 448.56 (1), 448.56 (1m) (b), 450.03 (1) (e), 450.11 (7) (b), 462.04, 895.48 (1m)  
6           (a) (intro.) and 2., 905.04 (1) (b) and (c), (2) and (3), 961.01 (19) (a), 961.23 (6)  
7           and 961.41 (3j); and *to create* 15.08 (1m) (bm), 15.405 (7f), 48.981 (2) (a) 1m.,  
8           69.18 (1) (cj), 77.54 (14) (f) 1m., 146.81 (1) (dc), 146.997 (1) (d) 4m., 180.1901  
9           (1m) (h), 252.14 (1) (ar) 4s., 440.03 (13) (b) 39g. and 39h., 440.08 (2) (a) 47g. and  
10          47h., 446.02 (9) (e), 450.10 (3) (a) 12., 450.11 (8) (g), chapter 466, 905.04 (1) (br),  
11          961.397 and 990.01 (22m) of the statutes; **relating to:** the regulation and

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- 1 licensure of naturopathic doctors, creating a naturopathic medicine examining  
2 board, granting rule-making authority, and providing a penalty.
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***Analysis by the Legislative Reference Bureau***

This bill provides for regulation and licensing for the practice of naturopathic medicine. Current law does not regulate the practice of naturopathic medicine specifically, but does require a license in order to engage in anything that falls within the scope of certain other health care practices, including the practice of medicine and surgery.

Under the bill, subject to certain exceptions, no one may practice naturopathic medicine, as defined in the bill, or use the title “naturopathic doctor” or make similar representations without a license to practice naturopathic medicine. A license is granted by the seven-member Naturopathic Medicine Examining Board, which is created in the bill. Under the bill, the board must grant an initial license to a person who has completed a qualifying naturopathic medical program specified in the bill, has passed examinations specified in the bill, meets certain requirements that the board may establish, does not have a disqualifying arrest or conviction record, and pays a fee. The bill also provides, for one year after the licensure requirement goes into effect, for a limited-scope license for individuals who satisfy other criteria specified in the bill. The bill allows the board to disqualify a naturopathic medical program that the board determines does not adequately prepare students to practice naturopathic medicine. Biennial renewal of a license requires completion of continuing education requirements established by the board, as well as satisfaction of other requirements the board may establish.

A naturopathic doctor licensed under the bill may practice naturopathic medicine, which is defined in the bill and includes, as well as excludes, a number of specific practices. The bill also allows the board to further define the scope of practice of naturopathic medicine by expressly authorizing or prohibiting certain practices. The practice of naturopathic medicine includes prescribing drugs, but the bill expressly prohibits naturopathic doctors from prescribing Schedule I and II controlled substances and narcotics classified under Schedule III.

The bill requires the board to promulgate rules that establish standards of practice for and a code of ethics governing the professional conduct of naturopathic doctors, continuing education requirements for licensure renewal, and examination standards for licensure, including required passing scores. The bill allows the board to establish other requirements for initial licensure or renewal of a license and also allows the board to adopt minimum malpractice insurance requirements for naturopathic doctors. The bill includes provisions for the professional discipline of licensees, which allow the board to take certain actions against a licensee who violates certain prohibitions in the bill.

Finally, the bill also applies certain other laws, such as the law providing for confidentiality of health care records and the health care workers whistleblowers protection law, to licensed naturopathic doctors and allows naturopathic doctors to

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perform certain actions that can be performed by physicians or other health care providers, including allowing a naturopathic doctor who is directly involved with the care of a patient to pronounce a patient's date, time, and place, but not cause, of death.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report.

Because this bill relates to an exemption from state or local taxes, it may be referred to the Joint Survey Committee on Tax Exemptions for a report to be printed as an appendix to the bill.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

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

- 1           **SECTION 1.** 15.08 (1m) (b) of the statutes is amended to read:
- 2           15.08 (**1m**) (b) The public members of the chiropractic examining board, the
- 3           dentistry examining board, the hearing and speech examining board, the medical
- 4           examining board, the naturopathic medicine examining board, the physical therapy
- 5           examining board, perfusionists examining council, respiratory care practitioners
- 6           examining council and council on physician assistants, the board of nursing, the
- 7           nursing home administrator examining board, the veterinary examining board, the
- 8           optometry examining board, the pharmacy examining board, the marriage and
- 9           family therapy, professional counseling, and social work examining board, the
- 10          psychology examining board, and the radiography examining board shall not be
- 11          engaged in any profession or occupation concerned with the delivery of physical or
- 12          mental health care.
- 13          **SECTION 2.** 15.08 (1m) (bm) of the statutes is created to read:

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1           15.08 **(1m)** (bm) The public members of the naturopathic medicine examining  
2 board may not have any financial interest in naturopathic education, business, or  
3 practice.

4           **SECTION 3.** 15.405 (7f) of the statutes is created to read:

5           15.405 **(7f)** NATUROPATHIC MEDICINE EXAMINING BOARD. There is created a  
6 naturopathic medicine examining board in the department of safety and professional  
7 services consisting of the following members appointed for 4-year terms:

8           (a) Four naturopathic doctors licensed under s. 466.04 (1).

9           (b) One physician licensed under ch. 448 who works as a primary care physician  
10 and who has experience in naturopathic medicine or working with naturopathic  
11 doctors.

12           (c) Two public members.

13           **SECTION 4.** 36.25 (11) (b) of the statutes is amended to read:

14           36.25 **(11)** (b) The laboratory shall provide complete laboratory services in the  
15 areas of water quality, air quality, public health and contagious diseases for  
16 appropriate state agencies, and may perform examinations for licensed physicians,  
17 naturopathic doctors, veterinarians, local health officers, as defined in s. 250.01 (5),  
18 and resource management officials as may be necessary for the prevention and  
19 control of those diseases and environmental hazards which cause concern for public  
20 health and environmental quality.

21           **SECTION 5.** 46.03 (44) of the statutes is amended to read:

22           46.03 **(44)** SEXUALLY TRANSMITTED DISEASE TREATMENT INFORMATION. Prepare and  
23 keep current an information sheet to be distributed to a patient by a physician,  
24 naturopathic doctor, physician assistant, or certified advanced practice nurse  
25 prescriber providing expedited partner therapy to that patient under s. 448.035 or

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1 466.052. The information sheet shall include information about sexually  
2 transmitted diseases and their treatment and about the risk of drug allergies. The  
3 information sheet shall also include a statement advising a person with questions  
4 about the information to contact his or her physician, pharmacist, or local health  
5 department, as defined in s. 250.01 (4).

6 **SECTION 6.** 48.981 (2) (a) 1m. of the statutes is created to read:

7 48.981 (2) (a) 1m. A naturopathic doctor.

8 **SECTION 7.** 48.981 (2m) (b) 1. of the statutes is amended to read:

9 48.981 (2m) (b) 1. "Health care provider" means a physician, as defined under  
10 s. 448.01 (5), a naturopathic doctor, as defined under s. 466.01 (5), a physician  
11 assistant, as defined under s. 448.01 (6), or a nurse holding a license under s. 441.06  
12 (1) or a license under s. 441.10.

13 **SECTION 8.** 60.23 (9) of the statutes is amended to read:

14 60.23 (9) ~~RESIDENT PHYSICIANS, PHYSICIAN ASSISTANTS AND NURSES~~ HEALTH CARE  
15 PROVIDERS IN CERTAIN TOWNS. In a town comprised entirely of one or more islands,  
16 annually appropriate money to retain a physician or, if no physician is available, a  
17 physician assistant, naturopathic doctor, or nurse practitioner, as a resident within  
18 the town.

19 **SECTION 9.** 69.01 (6g) of the statutes is amended to read:

20 69.01 (6g) "Date of death" means the date that a person is pronounced dead by  
21 a physician, naturopathic doctor, coroner, deputy coroner, medical examiner, deputy  
22 medical examiner, or hospice nurse.

23 **SECTION 10.** 69.18 (1) (cj) of the statutes is created to read:

24 69.18 (1) (cj) 1. For purposes of preparation of the certificate of death and in  
25 accordance with accepted medical standards, a naturopathic doctor who is directly

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1 involved with the care of a patient who dies may pronounce the date, time, and place  
2 of the patient's death if the patient was generally under the care of a naturopathic  
3 doctor at the time of death.

4 2. Subdivision 1. may not be construed to authorize a naturopathic doctor to  
5 certify under sub. (2) (b) the cause of the patient's death.

6 **SECTION 11.** 77.54 (14) (b) of the statutes is amended to read:

7 77.54 (14) (b) Furnished by a licensed physician, naturopathic doctor, surgeon,  
8 podiatrist, or dentist to a patient who is a human being for treatment of the patient.

9 **SECTION 12.** 77.54 (14) (d) of the statutes is amended to read:

10 77.54 (14) (d) Sold to a licensed physician, naturopathic doctor, surgeon,  
11 podiatrist, dentist, or hospital for the treatment of a human being.

12 **SECTION 13.** 77.54 (14) (f) 1m. of the statutes is created to read:

13 77.54 (14) (f) 1m. A naturopathic doctor.

14 **SECTION 14.** 118.15 (3) (a) of the statutes is amended to read:

15 118.15 (3) (a) Any child who is excused by the school board because the child  
16 is temporarily not in proper physical or mental condition to attend a school program  
17 but who can be expected to return to a school program upon termination or  
18 abatement of the illness or condition. The school attendance officer may request the  
19 parent or guardian of the child to obtain a written statement from a licensed  
20 physician, naturopathic doctor, dentist, chiropractor, optometrist, psychologist,  
21 physician assistant, or nurse practitioner, as defined in s. 255.06 (1) (d), or certified  
22 advanced practice nurse prescriber or Christian Science practitioner living and  
23 residing in this state, who is listed in the Christian Science Journal, as sufficient  
24 proof of the physical or mental condition of the child. An excuse under this paragraph

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1 shall be in writing and shall state the time period for which it is valid, not to exceed  
2 30 days.

3 **SECTION 15.** 118.25 (1) (a) of the statutes is amended to read:

4 118.25 (1) (a) "Practitioner" means a person licensed as a physician,  
5 naturopathic doctor, naturopathic medical doctor, naturopathic physician, or as a  
6 physician assistant in any state or licensed or certified as an advanced practice nurse  
7 prescriber in any state. In this paragraph, "physician" has the meaning given in s.  
8 448.01 (5).

9 **SECTION 16.** 118.29 (1) (e) of the statutes is amended to read:

10 118.29 (1) (e) "Practitioner" means any physician, naturopathic doctor,  
11 naturopathic medical doctor, naturopathic physician, dentist, optometrist, physician  
12 assistant, advanced practice nurse prescriber, or podiatrist licensed in any state.

13 **SECTION 17.** 146.81 (1) (dc) of the statutes is created to read:

14 146.81 (1) (dc) A naturopathic doctor or limited-scope naturopathic doctor  
15 licensed under ch. 466.

16 **SECTION 18.** 146.82 (3) (a) of the statutes is amended to read:

17 146.82 (3) (a) Notwithstanding sub. (1), a physician, a naturopathic doctor, a  
18 limited-scope naturopathic doctor, a physician assistant, as defined in s. 448.01 (6),  
19 or an advanced practice nurse prescriber certified under s. 441.16 (2) who treats a  
20 patient whose physical or mental condition in the physician's, naturopathic doctor's,  
21 limited-scope naturopathic doctor's, physician assistant's, or advanced practice  
22 nurse prescriber's judgment affects the patient's ability to exercise reasonable and  
23 ordinary control over a motor vehicle may report the patient's name and other  
24 information relevant to the condition to the department of transportation without  
25 the informed consent of the patient.

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1           **SECTION 19.** 146.89 (1) (r) 1. of the statutes is amended to read:

2           146.89 (1) (r) 1. Licensed as a physician under ch. 448, naturopathic doctor  
3 under ch. 466, a dentist or dental hygienist under ch. 447, a registered nurse,  
4 practical nurse, or nurse-midwife under ch. 441, an optometrist under ch. 449, a  
5 physician assistant under ch. 448, a pharmacist under ch. 450, a chiropractor under  
6 ch. 446, a podiatrist under subch. IV of ch. 448, or a physical therapist under subch.  
7 III of ch. 448.

8           **SECTION 20.** 146.997 (1) (d) 4m. of the statutes is created to read:

9           146.997 (1) (d) 4m. A naturopathic doctor licensed under ch. 466.

10          **SECTION 21.** 155.01 (7) of the statutes is amended to read:

11          155.01 (7) “Health care provider” means a nurse licensed or permitted under  
12 ch. 441, a chiropractor licensed under ch. 446, a dentist licensed under ch. 447, a  
13 physician, physician assistant, perfusionist, podiatrist, physical therapist, physical  
14 therapist assistant, occupational therapist, or occupational therapy assistant  
15 licensed under ch. 448, a naturopathic doctor licensed under ch. 466, a person  
16 practicing Christian Science treatment, an optometrist licensed under ch. 449, a  
17 psychologist licensed under ch. 455, a partnership thereof, a corporation or limited  
18 liability company thereof that provides health care services, a cooperative health  
19 care association organized under s. 185.981 that directly provides services through  
20 salaried employees in its own facility, or a home health agency, as defined in s. 50.49  
21 (1) (a).

22          **SECTION 22.** 180.1901 (1m) (h) of the statutes is created to read:

23          180.1901 (1m) (h) Naturopathic medicine examining board under ch. 466,  
24 except that “health care professional” does not include a limited-scope naturopathic  
25 doctor licensed by the naturopathic medicine examining board under ch. 466.



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1           **SECTION 23.** 252.11 (10) of the statutes is amended to read:

2           252.11 (10) The state laboratory of hygiene shall examine specimens for the  
3           diagnosis of sexually transmitted diseases for any physician, naturopathic doctor,  
4           physician assistant, advanced practice nurse prescriber, or local health officer in the  
5           state, and shall report the positive results of the examinations to the local health  
6           officer and to the department. All laboratories performing tests for sexually  
7           transmitted diseases shall report all positive results to the local health officer and  
8           to the department, with the name of the physician, naturopathic doctor, physician  
9           assistant, or advanced practice nurse prescriber to whom reported.

10           **SECTION 24.** 252.14 (1) (ar) 4q. of the statutes is renumbered 252.14 (1) (ar) 4n.

11           **SECTION 25.** 252.14 (1) (ar) 4s. of the statutes is created to read:

12           252.14 (1) (ar) 4s. A naturopathic doctor licensed under ch. 466.

13           **SECTION 26.** 255.06 (1) (d) of the statutes is amended to read:

14           255.06 (1) (d) “Nurse practitioner” means a registered nurse who is licensed  
15           under ch. 441 or who holds a multistate license, as defined in s. 441.51 (2) (h), issued  
16           in a party state, as defined in s. 441.51 (2) (k), and whose practice of professional  
17           nursing under s. 441.001 (4) includes performance of delegated medical services  
18           under the supervision of a physician, naturopathic doctor, dentist, or podiatrist.

19           **SECTION 27.** 255.07 (1) (d) of the statutes is amended to read:

20           255.07 (1) (d) “Health care practitioner” means a physician, a naturopathic  
21           doctor, a physician assistant licensed under s. 448.04 (1) (f), or an advanced practice  
22           nurse who is certified to issue prescription orders under s. 441.16.

23           **SECTION 28.** 257.01 (5) (a) and (b) of the statutes are amended to read:

24           257.01 (5) (a) An individual who is licensed as a physician, a physician  
25           assistant, or a podiatrist under ch. 448, licensed as a naturopathic doctor under ch.

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1 466, licensed as a registered nurse, licensed practical nurse, or nurse-midwife under  
2 ch. 441, licensed as a dentist under ch. 447, licensed as a pharmacist under ch. 450,  
3 licensed as a veterinarian or certified as a veterinary technician under ch. 89, or  
4 certified as a respiratory care practitioner under ch. 448.

5 (b) An individual who was at any time within the previous 10 years, but is not  
6 currently, licensed as a physician, a physician assistant, or a podiatrist under ch. 448,  
7 licensed as a naturopathic doctor under ch. 466, licensed as a registered nurse,  
8 licensed practical nurse or nurse-midwife, under ch. 441, licensed as a dentist under  
9 ch. 447, licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified  
10 as a veterinary technician under ch. 89, or certified as a respiratory care practitioner  
11 under ch. 448, if the individual's license or certification was never revoked, limited,  
12 suspended, or denied renewal.

13 **SECTION 29.** 440.03 (13) (b) 39g. and 39h. of the statutes are created to read:  
14 440.03 (13) (b) 39g. Naturopathic doctor.  
15 39h. Naturopathic doctor, limited-scope.

16 **SECTION 30.** 440.08 (2) (a) 47g. and 47h. of the statutes are created to read:  
17 440.08 (2) (a) 47g. Naturopathic doctor: January 1 of each odd-numbered year.  
18 47h. Naturopathic doctor, limited-scope: January 1 of each odd-numbered  
19 year.

20 **SECTION 31.** 446.02 (9) (e) of the statutes is created to read:  
21 446.02 (9) (e) A naturopathic doctor or limited-scope naturopathic doctor  
22 acting within the scope of his or her license under ch. 466.

23 **SECTION 32.** 448.03 (2) (a) of the statutes is amended to read:  
24 448.03 (2) (a) Any person lawfully practicing within the scope of a license,  
25 permit, registration, certificate or certification granted to practice midwifery under

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1 subch. XIII of ch. 440, to practice professional or practical nursing or  
2 nurse-midwifery under ch. 441, to practice chiropractic under ch. 446, to practice  
3 dentistry or dental hygiene under ch. 447, to practice optometry under ch. 449, to  
4 practice acupuncture under ch. 451 or under any other statutory provision, to  
5 practice naturopathic medicine under ch. 466, or as otherwise provided by statute.

6 **SECTION 33.** 448.56 (1) of the statutes is amended to read:

7 448.56 (1) WRITTEN REFERRAL. Except as provided in this subsection and s.  
8 448.52, a person may practice physical therapy only upon the written referral of a  
9 physician, naturopathic doctor, physician assistant, chiropractor, dentist, podiatrist,  
10 or advanced practice nurse prescriber certified under s. 441.16 (2). Written referral  
11 is not required if a physical therapist provides services in schools to children with  
12 disabilities, as defined in s. 115.76 (5), pursuant to rules promulgated by the  
13 department of public instruction; provides services as part of a home health care  
14 agency; provides services to a patient in a nursing home pursuant to the patient's  
15 plan of care; provides services related to athletic activities, conditioning, or injury  
16 prevention; or provides services to an individual for a previously diagnosed medical  
17 condition after informing the individual's physician, naturopathic doctor, physician  
18 assistant, chiropractor, dentist, podiatrist, or advanced practice nurse prescriber  
19 certified under s. 441.16 (2) who made the diagnosis. The examining board may  
20 promulgate rules establishing additional services that are excepted from the written  
21 referral requirements of this subsection.

22 **SECTION 34.** 448.56 (1m) (b) of the statutes is amended to read:

23 448.56 (1m) (b) The examining board shall promulgate rules establishing the  
24 requirements that a physical therapist must satisfy if a physician, naturopathic  
25 doctor, physician assistant, chiropractor, dentist, podiatrist, or advanced practice

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1 nurse prescriber makes a written referral under sub. (1). The purpose of the rules  
2 shall be to ensure continuity of care between the physical therapist and the health  
3 care practitioner.

4 **SECTION 35.** 450.03 (1) (e) of the statutes is amended to read:

5 450.03 (1) (e) Any person lawfully practicing within the scope of a license,  
6 permit, registration, certificate, or certification granted to provide home medical  
7 oxygen under s. 450.076, to practice professional or practical nursing or  
8 nurse-midwifery under ch. 441, to practice dentistry or dental hygiene under ch.  
9 447, to practice medicine and surgery under ch. 448, to practice optometry under ch.  
10 449, to practice naturopathic medicine under ch. 466, or to practice veterinary  
11 medicine under ch. 89, or as otherwise provided by statute.

12 **SECTION 36.** 450.10 (3) (a) 12. of the statutes is created to read:

13 450.10 (3) (a) 12. A naturopathic doctor or limited-scope naturopathic doctor  
14 licensed under ch. 466.

15 **SECTION 37.** 450.11 (7) (b) of the statutes is amended to read:

16 450.11 (7) (b) Information communicated to a physician, naturopathic doctor,  
17 physician assistant, or advanced practice nurse prescriber in an effort to procure  
18 unlawfully a prescription drug or the administration of a prescription drug is not a  
19 privileged communication.

20 **SECTION 38.** 450.11 (8) (g) of the statutes is created to read:

21 450.11 (8) (g) The naturopathic medicine examining board, insofar as this  
22 section applies to naturopathic doctors.

23 **SECTION 39.** 462.04 of the statutes is amended to read:

24 **462.04 Prescription or order required.** A person who holds a license or  
25 limited X-ray machine operator permit under this chapter may not use diagnostic

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1 X-ray equipment on humans for diagnostic purposes unless authorized to do so by  
2 prescription or order of a physician licensed under s. 448.04 (1) (a), a naturopathic  
3 doctor licensed under s. 466.04 (1), a dentist licensed under s. 447.04 (1), a podiatrist  
4 licensed under s. 448.63, a chiropractor licensed under s. 446.02, an advanced  
5 practice nurse certified under s. 441.16 (2), a physician assistant licensed under s.  
6 448.04 (1) (f), or, subject to s. 448.56 (7) (a), a physical therapist licensed under s.  
7 448.53.

8 **SECTION 40.** Chapter 466 of the statutes is created to read:

9 **CHAPTER 466**

10 **NATUROPATHIC MEDICINE**

11 **466.01 Definitions.** In this chapter:

12 (1) “Board” means the naturopathic medicine examining board.

13 (2) “Drug” has the meaning given in s. 450.01 (10).

14 (3) “Limited-scope naturopathic doctor” means an individual licensed under  
15 s. 466.04 (2).

16 (4) “Minor office procedure” includes the methods for the repair and care  
17 incidental to superficial lacerations, superficial abrasions, and superficial lesions  
18 and the removal of foreign bodies located in the superficial tissues.

19 (5) “Naturopathic doctor” means an individual licensed under s. 466.04 (1).

20 (6) (a) “Naturopathic medicine” means, except as provided in par. (b), a system  
21 of primary health care for the prevention, diagnosis, and treatment of human health  
22 conditions, injury, and disease; the promotion or restoration of health; and the  
23 support and stimulation of a patient’s inherent self-healing processes through  
24 patient education and the use of naturopathic therapies and therapeutic substances,  
25 including all of the following:

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1           1. Ordering and performing physical and laboratory examinations, for  
2 diagnostic purposes, consistent with naturopathic education and training, including  
3 all of the following:

4           a. Diagnostic or evaluation methods.

5           b. Physical examinations.

6           c. Clinical laboratory tests.

7           d. Diagnostic sonography.

8           e. Electrocardiography.

9           f. Phlebotomy.

10          2. Ordering diagnostic imaging studies.

11          3. Dispensing, administering, ordering, or performing any of the following:

12           a. Health education and health counseling.

13           b. Food, extracts of food, nutraceuticals, vitamins, amino acids, minerals,  
14 enzymes, botanical medicines, homeopathic medicines, dietary supplements, and  
15 nonprescription drug products.

16           c. Hot or cold hydrotherapy, naturopathic physical medicine, the use of  
17 therapeutic medical equipment, and therapeutic exercise.

18           d. Devices, including therapeutic devices, barrier contraception, and durable  
19 medical equipment.

20           e. Any other diagnostic, therapeutic, or other procedure authorized by rule  
21 under s. 466.03 (2) (a).

22          4. Prescribing, dispensing, and administering drugs, subject to s. 961.397.

23          5. Performing minor office procedures.

24          6. Signing and attesting to any certificates, cards, forms or other required  
25 documentation that a physician may sign, so long as it is within the naturopathic

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1 doctor's scope of practice. This subdivision does not supersede any federal or state  
2 statute, rule, or regulation.

3 (b) "Naturopathic medicine" does not include any of the following:

- 4 1. Performing any surgical procedure other than a minor office procedure.
- 5 2. Using general or spinal anesthetics.
- 6 3. Administering ionizing radioactive substances for therapeutic purposes.
- 7 4. Performing surgical procedures involving the eye, ear, tendons, nerves,  
8 veins, or arteries that extend beyond superficial tissue.
- 9 5. Performing any procedure or practice that is prohibited by the board by rule  
10 under s. 466.03 (2) (a) or that is excluded from the definition of naturopathic physical  
11 medicine under sub. (7) (b).

12 (7) (a) "Naturopathic physical medicine" includes, except as provided in par.  
13 (b), manually administering mechanical treatment of body structures or tissues for  
14 the purpose of restoring normal physiological function to the body by normalizing  
15 and balancing the musculoskeletal system of the body, such as massage, stretching,  
16 resistance, or joint play examination.

17 (b) "Naturopathic physical medicine" does not include the employment or  
18 application of chiropractic adjustments and the principles or techniques of  
19 chiropractic science as described in s. 446.01 (2) (b).

20 (8) "Nonprescription drug product" has the meaning given in s. 450.01 (13m).

21 **466.02 License required; use of titles.** (1) (a) Except as provided in subs.  
22 (2) (a) and (b) and (3), no person may practice naturopathic medicine or make a  
23 representation that he or she is authorized to do so unless the person is licensed  
24 under this chapter.

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1 (b) 1. Except as provided in subs. (2) (b) and (3), no person may designate  
2 himself or herself as a naturopathic doctor or doctor of naturopathic medicine; use  
3 or assume the title “naturopathic doctor,” “doctor of naturopathic medicine,” or  
4 “doctor of naturopathy”; use the words “naturopathic medicine” or “naturopathic  
5 health care” in connection with his or her practice; append to the person’s name the  
6 letters “N.D.” or “ND”; use any other titles, words, letters, abbreviations, insignia,  
7 or designation that would imply that the individual is licensed, certified, or  
8 registered as a naturopathic doctor or doctor of naturopathic medicine; or claim to  
9 render naturopathic medicine or naturopathic health care services unless the person  
10 is licensed under s. 466.04 (1) or (2).

11 2. Except as provided in subs. (2) (b) and (3), no person may use or assume the  
12 title “naturopathic medical doctor” in connection with his or her practice or append  
13 to the person’s name the letters “N.M.D.,” or “NMD” unless the person is licensed  
14 under s. 466.04 (1).

15 (2) (a) Subsection (1) (a) does not require a license for any of the following:

16 1. Any person lawfully practicing within the scope of a license, permit,  
17 registration, or certification granted by this state or the federal government.

18 2. The provision of information in connection with the sale of vitamins or herbs.

19 3. The provision of advice regarding the use of a therapy, including herbal  
20 medicine, homeopathy, nutrition, or other nondrug or nonsurgical therapy.

21 4. Any individual acting under an exemption from the requirement to obtain  
22 a license to practice medicine and surgery under s. 448.03 (2), to the extent that the  
23 individual’s activities also fall within the practice of naturopathic medicine.



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1           5. Any person who is providing patient services as directed, supervised, and  
2 inspected by a naturopathic doctor who has the power to direct, decide, and oversee  
3 the implementation of the patient services rendered.

4           (b) Subsection (1) (a) and (b) does not require a license for any of the following:

5           1. The practice of naturopathic medicine by an individual employed by the  
6 federal government while the individual is engaged in the performance of duties  
7 prescribed by federal law.

8           2. A person who is licensed to practice naturopathic medicine in another state  
9 or country and is providing consultation to or with or a demonstration to or with a  
10 naturopathic doctor who is licensed under this chapter.

11           3. The practice of naturopathic medicine by a student enrolled in an approved  
12 naturopathic medical program that qualifies under s. 466.04 (1) (d) 1., provided that  
13 the performance of services is pursuant to a course of instruction or assignments  
14 from an instructor and is under the supervision of the instructor. The student shall  
15 use the title "ND candidate" with the intended year of graduation.

16           **(3)** The board may, by rule, establish additional exemptions from the  
17 requirements under sub. (1).

18           **466.03 Duties and powers of examining board.** (1) The board shall  
19 promulgate rules that establish all of the following:

20           (a) Standards of practice for and a code of ethics governing the professional  
21 conduct of naturopathic doctors and limited-scope naturopathic doctors.

22           (b) Continuing education requirements for applicants seeking renewal of a  
23 license under this chapter. The board shall establish separate continuing education  
24 requirements for naturopathic doctors and limited-scope naturopathic doctors.

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1           (c) Examination standards and requirements for purposes of examinations  
2 required under s. 466.04 (1) (e), including required passing scores for examinations  
3 and the times when examinations are offered.

4           **(2)** The board may promulgate rules to do any of the following:

5           (a) Further define the scope of practice of naturopathic medicine. The board  
6 may expressly authorize diagnostic, therapeutic, or other practices that may be used  
7 by naturopathic doctors. The board may not authorize a naturopathic doctor to  
8 engage in any practice excluded from the definition of naturopathic medicine under  
9 s. 466.01 (6) (b). The board may expressly prohibit diagnostic, therapeutic, or other  
10 practices.

11           (b) Establish character and fitness requirements for initial licensure or  
12 renewal of a license under this chapter and evidence required to demonstrate  
13 satisfaction of such requirements.

14           (c) Establish physical and mental competency requirements for initial  
15 licensure or renewal of a license under this chapter and evidence required to  
16 demonstrate satisfaction of such requirements.

17           (d) Establish evidence of professional competency requirements for initial  
18 licensure or renewal of a license under this chapter, including evidence relating to  
19 an applicant's licensure status in other states.

20           (e) Establish additional clinical, practical, or residency requirements for initial  
21 licensure under this chapter.

22           (f) Adopt minimum malpractice insurance requirements for naturopathic  
23 doctors.

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1           **(3)** The board may, for purposes of s. 466.04 (1) (d) 1. e., 2. d., 3. d., and 4. e.,  
2           disqualify any naturopathic medical program if the board determines the program  
3           does not adequately prepare students to practice naturopathic medicine.

4           **466.04 License; renewal. (1) NATUROPATHIC DOCTOR LICENSE.** The board shall  
5           grant a naturopathic doctor license to a person who does all of the following:

6           (a) Submits an application for the license to the department on a form provided  
7           by the department.

8           (b) Pays the fee specified in s. 440.05 (1).

9           (c) Subject to ss. 111.321, 111.322, and 111.335, submits evidence satisfactory  
10          to the board that the applicant does not have an arrest or a conviction record.

11          (d) Submits evidence satisfactory to the board that he or she has completed one  
12          of the following:

13           1. A naturopathic medical education program offered in the United States that  
14           satisfies all of the following:

15           a. The program provides the degree of doctor of naturopathy or doctor of  
16           naturopathic medicine.

17           b. The program offers graduate-level, full-time, didactic and supervised  
18           clinical training.

19           c. The program is accredited, or has achieved candidacy status for such  
20           accreditation, by the Council on Naturopathic Medical Education or an equivalent  
21           federally recognized accrediting body for naturopathic medical programs.

22           d. The program is offered by an institution of higher education or part of an  
23           institution of higher education that is accredited, or is a candidate for such  
24           accreditation, by a regional accrediting organization or a national institutional  
25           accrediting agency recognized by the federal department of education.

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1 e. The program has not been disqualified by the board as an approved  
2 naturopathic medical educational program under s. 466.03 (3).

3 2. A program at a diploma-granting, degree-equivalent institution of higher  
4 education located in Canada that satisfies all of the following:

5 a. The program offers graduate-level, full-time didactic and supervised  
6 clinical training.

7 b. The program is accredited, or has achieved candidacy status for such  
8 accreditation, by the Council on Naturopathic Medical Education or an equivalent  
9 federally recognized accrediting body for naturopathic medical programs.

10 c. The program has provincial approval for participation in  
11 government-funded student aid programs.

12 d. The program has not been disqualified by the board as an approved  
13 naturopathic medical educational program under s. 466.03 (3).

14 3. A program at a degree-granting institution of higher education located in  
15 the United States that satisfies all of the following:

16 a. The program existed prior to the existence of the Council on Naturopathic  
17 Medical Education.

18 b. The program offered a full-time, structured curriculum in basic sciences and  
19 supervised patient care comprising a doctoral naturopathic medical education for a  
20 duration of not less than 132 weeks and required completion within a period of not  
21 less than 35 months.

22 c. If the program is still in existence, the program is currently accredited, or has  
23 achieved candidacy status for accreditation by the Council on Naturopathic Medical  
24 Education or an equivalent federally recognized accrediting body for the  
25 naturopathic medical profession recognized by the board.

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1           d. The program has not been disqualified by the board as an approved  
2 naturopathic medical educational program under s. 466.03 (3).

3           4. A program at a diploma-granting, degree-equivalent institution of higher  
4 education located in Canada that satisfies all of the following:

5           a. The program existed prior to the existence of the Council on Naturopathic  
6 Medical Education.

7           b. The program offered a full-time, structured curriculum in basic sciences and  
8 supervised patient care comprising a doctoral naturopathic medical education for a  
9 duration of not less than 132 weeks and required completion within a period of not  
10 less than 30 months.

11           c. Prior to the existence of the Council on Naturopathic Medical Education, the  
12 program had provincial approval for participation in government-funded student  
13 aid programs.

14           d. If the program is still in existence, the program is currently accredited, or  
15 has achieved candidacy status for accreditation by the Council on Naturopathic  
16 Medical Education or an equivalent federally recognized accrediting body for the  
17 naturopathic medical profession recognized by the board and currently has  
18 provincial approval for participation in government-funded student aid programs.

19           e. The program has not been disqualified by the board as an approved  
20 naturopathic medical educational program under s. 466.03 (3).

21           (e) Submits evidence satisfactory to the board that he or she has passed all of  
22 the following:

23           1. Either of the following:

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1           a. A competency-based national naturopathic licensing examination  
2 administered by the North American Board of Naturopathic Examiners or its  
3 successor organization or another examination approved by the board by rule.

4           b. For graduates of approved naturopathic medical programs prior to the  
5 existence of the Council on Naturopathic Medical Education, a competency-based  
6 state naturopathic medicine licensing examination or equivalent Canadian  
7 provincial licensing examination for the practice of naturopathic medicine approved  
8 by the board.

9           2. A pharmacology examination approved by the board by rule.

10           3. Any other competency or jurisprudence examinations required by the board  
11 by rule.

12           (f) Meets any character and fitness, mental and physical competency, and  
13 professional competency standards established by the board under s. 466.03 (2) (b)  
14 to (d).

15           (g) Meets any other requirement established by the board under s. 466.03 (2)  
16 (e).

17           **(2) LIMITED-SCOPE NATUROPATHIC DOCTOR LICENSE.** (a) The board shall grant a  
18 limited-scope naturopathic doctor license to a person who does all of the following:

19           1. Submits, no later than the first day of the 37th month beginning after  
20 publication .... [LRB inserts date], an application for the license to the department  
21 on a form provided by the department.

22           2. Pays the fee specified in s. 440.05 (1).

23           3. Subject to ss. 111.321, 111.322, and 111.335, submits evidence satisfactory  
24 to the board that the applicant does not have an arrest or a conviction record.

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1           4. Submits evidence satisfactory to the board that, prior to 2003, he or she  
2 completed a naturopathic medical program offered in the United States that satisfies  
3 all of the following:

4           a. The program provided the degree of doctor of naturopathy.

5           b. The program provided training in naturopathic medicine for a duration of  
6 not less than 1,500 hours.

7           5. Submits evidence satisfactory to the board that he or she has passed any  
8 competency or jurisprudence examinations required by the board by rule.

9           6. Satisfies the board that he or she has exhibited a record of safety in the  
10 practice of naturopathic medicine or naturopathy.

11           7. Meets any character and fitness, mental and physical competency, and  
12 professional competency standards established by the board under s. 466.03 (2) (b)  
13 to (d).

14           (b) A limited-scope naturopathic doctor license issued under par. (a) shall not  
15 be considered to be a naturopathic doctor license for purposes of the law of any other  
16 state that offers reciprocal licensure or licensure by endorsement in that other state  
17 to individuals who are licensed in this state.

18           **(3) RENEWAL.** The renewal date for licenses granted under this chapter is  
19 specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the  
20 department on a form provided by the department, and shall include the renewal fee  
21 determined by the department under s. 440.03 (9) (a), proof of compliance with  
22 continuing education requirements established by the board under s. 466.03 (1) (b),  
23 proof of compliance with any requirements established by the board under s. 466.03  
24 (2) (b) to (d), and proof of compliance with any malpractice insurance requirements  
25 under s. 466.03 (2) (f).

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1           **466.05 Practice. (1)** (a) A naturopathic doctor may practice naturopathic  
2 medicine and may practice expedited partner therapy as provided in s. 466.052.

3           (b) A naturopathic doctor may, except as otherwise prohibited by the board by  
4 rule, utilize routes of administration that include oral, nasal, auricular, ocular,  
5 rectal, vaginal, transdermal, intramuscular, intravenous, intradermal, and  
6 subcutaneous, consistent with the education and training of a naturopathic doctor.

7           **(2)** (a) 1. Subject to subd. 3. and except as provided in subd. 2., a limited-scope  
8 naturopathic doctor may practice naturopathic medicine, but limited to what is  
9 specified under s. 466.01 (6) (a) 1. and 3. a. to c., except for s. 466.01 (6) (a) 1. d. to  
10 f.

11           2. A limited-scope naturopathic doctor may practice naturopathic medicine  
12 beyond what is authorized in subd. 1. if he or she demonstrates to the board that he  
13 or she is qualified to expand his or her scope of practice beyond what is authorized  
14 under subd. 1. If the limited-scope naturopathic doctor demonstrates to the board  
15 that he or she is qualified to expand his or her scope of practice, he or she may, subject  
16 to subd. 3., practice as authorized by the board, but not beyond what is authorized  
17 under sub. (1).

18           3. A limited-scope naturopathic doctor shall limit his or her practice to the  
19 scope of his or her experience, education, and training.

20           (b) Paragraph (a) applies notwithstanding any other provision of law that  
21 permits a naturopathic doctor to engage in any act that constitutes naturopathic  
22 medicine beyond what is authorized under par. (a).

23           **466.052 Expedited partner therapy. (1)** In this section:

24           (b) “Antimicrobial drug” has the meaning given in s. 448.035 (1) (b).

25           (c) “Expedited partner therapy” has the meaning given in s. 448.035 (1) (c).



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1           (2) A naturopathic doctor may provide expedited partner therapy if a patient  
2 is diagnosed as infected with a chlamydial infection, gonorrhea, or trichomoniasis  
3 and the patient has had sexual contact with a sexual partner during which the  
4 chlamydial infection, gonorrhea, or trichomoniasis may have been transmitted to or  
5 from the sexual partner. The naturopathic doctor shall attempt to obtain the name  
6 of the patient's sexual partner. A prescription order for an antimicrobial drug  
7 prepared under this subsection shall include the name and address of the patient's  
8 sexual partner, if known. If the naturopathic doctor is unable to obtain the name of  
9 the patient's sexual partner, the prescription order shall include, in ordinary,  
10 bold-faced capital letters, the words, "expedited partner therapy" or the letters  
11 "EPT."

12           (3) The naturopathic doctor shall provide the patient with a copy of the  
13 information sheet prepared by the department of health services under s. 46.03 (44)  
14 and shall request that the patient give the information sheet to the person with  
15 whom the patient had sexual contact.

16           (4) (a) Except as provided in par. (b), a naturopathic doctor is immune from civil  
17 liability for injury to or the death of a person who takes any antimicrobial drug if the  
18 antimicrobial drug is prescribed, dispensed, or furnished under this section and if  
19 expedited partner therapy is provided as specified under this section.

20           (b) The immunity under par. (a) does not extend to the donation, distribution,  
21 furnishing, or dispensing of an antimicrobial drug by a naturopathic doctor whose  
22 act or omission involves reckless, wanton, or intentional misconduct.

23           **466.07 Disciplinary proceedings and actions.** (1) Subject to the rules  
24 promulgated under s. 440.03 (1), the board may make investigations and conduct

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1 hearings to determine whether a violation of this chapter or any rule promulgated  
2 under this chapter has occurred.

3 (2) Subject to the rules promulgated under s. 440.03 (1), the board may  
4 reprimand a naturopathic doctor or limited-scope naturopathic doctor or may deny,  
5 limit, suspend, or revoke a license granted under this chapter if it finds that the  
6 applicant, naturopathic doctor, or limited-scope naturopathic doctor has done any  
7 of the following:

8 (a) Made a material misstatement in an application for a license, or for renewal  
9 of a license.

10 (b) Interfered with an investigation or disciplinary proceeding by using threats,  
11 harassment, or intentional misrepresentation of facts.

12 (c) Subject to ss. 111.321, 111.322, and 111.335, been convicted of an offense the  
13 circumstances of which substantially relate to the practice of naturopathic medicine.

14 (d) Been adjudicated mentally incompetent by a court.

15 (e) Advertised in a manner that is false, deceptive, or misleading.

16 (f) Advertised, practiced, or attempted to practice under another's name.

17 (g) Subject to ss. 111.321, 111.322, and 111.34, practiced or assisted in the  
18 practice of naturopathic medicine while the applicant's or licensee's ability to  
19 practice or assist was impaired by alcohol or other drugs.

20 (h) Engaged in unprofessional or unethical conduct in violation of the code of  
21 ethics established in the rules promulgated under s. 466.03 (1) (a). In this paragraph,  
22 "unprofessional or unethical conduct" and "unprofessional conduct" do not include  
23 providing expedited partner therapy as described in s. 466.052.

24 (i) Engaged in conduct while practicing naturopathic medicine that evidences  
25 a lack of knowledge or ability to apply professional principles or skills.

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1 (j) Violated this chapter or any rule promulgated under this chapter.

2 **466.09 Penalties.** Any person who violates this chapter or any rule  
3 promulgated under this chapter may be fined not more than \$10,000 or imprisoned  
4 for not more than 9 months or both.

5 **SECTION 41.** 895.48 (1m) (a) (intro.) and 2. of the statutes are amended to read:

6 895.48 **(1m)** (a) (intro.) Except as provided in par. (b), any physician,  
7 naturopathic doctor, physician assistant, podiatrist, or athletic trainer licensed  
8 under ch. 448, chiropractor licensed under ch. 446, dentist licensed under ch. 447,  
9 emergency medical services practitioner licensed under s. 256.15, emergency  
10 medical responder certified under s. 256.15 (8), registered nurse licensed under ch.  
11 441, or a massage therapist or bodywork therapist licensed under ch. 460 who  
12 renders voluntary health care to a participant in an athletic event or contest  
13 sponsored by a nonprofit corporation, as defined in s. 66.0129 (6) (b), a private school,  
14 as defined in s. 115.001 (3r), a tribal school, as defined in s. 115.001 (15m), a public  
15 agency, as defined in s. 46.856 (1) (b), or a school, as defined in s. 609.655 (1) (c), is  
16 immune from civil liability for his or her acts or omissions in rendering that care if  
17 all of the following conditions exist:

18 2. The physician, naturopathic doctor, podiatrist, athletic trainer, chiropractor,  
19 dentist, emergency medical services practitioner, as defined in s. 256.01 (5),  
20 emergency medical responder, as defined in s. 256.01 (4p), physician assistant,  
21 registered nurse, massage therapist or bodywork therapist does not receive  
22 compensation for the health care, other than reimbursement for expenses.

23 **SECTION 42.** 905.04 (1) (b) and (c), (2) and (3) of the statutes are amended to  
24 read:

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1           905.04 (1) (b) A communication or information is “confidential” if not intended  
2 to be disclosed to 3rd persons other than those present to further the interest of the  
3 patient in the consultation, examination, or interview, to persons reasonably  
4 necessary for the transmission of the communication or information, or to persons  
5 who are participating in the diagnosis and treatment under the direction of the  
6 physician, naturopathic doctor, podiatrist, registered nurse, chiropractor,  
7 psychologist, social worker, marriage and family therapist or professional counselor,  
8 including the members of the patient’s family.

9           (c) “Patient” means an individual, couple, family or group of individuals who  
10 consults with or is examined or interviewed by a physician, naturopathic doctor,  
11 podiatrist, registered nurse, chiropractor, psychologist, social worker, marriage and  
12 family therapist or professional counselor.

13           (2) GENERAL RULE OF PRIVILEGE. A patient has a privilege to refuse to disclose  
14 and to prevent any other person from disclosing confidential communications made  
15 or information obtained or disseminated for purposes of diagnosis or treatment of the  
16 patient’s physical, mental or emotional condition, among the patient, the patient’s  
17 physician, the patient’s naturopathic doctor, the patient’s podiatrist, the patient’s  
18 registered nurse, the patient’s chiropractor, the patient’s psychologist, the patient’s  
19 social worker, the patient’s marriage and family therapist, the patient’s professional  
20 counselor or persons, including members of the patient’s family, who are  
21 participating in the diagnosis or treatment under the direction of the physician,  
22 naturopathic doctor, podiatrist, registered nurse, chiropractor, psychologist, social  
23 worker, marriage and family therapist or professional counselor.

24           (3) WHO MAY CLAIM THE PRIVILEGE. The privilege may be claimed by the patient,  
25 by the patient’s guardian or conservator, or by the personal representative of a

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1 deceased patient. The person who was the physician, naturopathic doctor,  
2 podiatrist, registered nurse, chiropractor, psychologist, social worker, marriage and  
3 family therapist or professional counselor may claim the privilege but only on behalf  
4 of the patient. The authority so to do is presumed in the absence of evidence to the  
5 contrary.

6 **SECTION 43.** 905.04 (1) (br) of the statutes is created to read:

7 905.04 (1) (br) “Naturopathic doctor” means a naturopathic doctor, as defined  
8 in s. 990.01 (22m), or an individual reasonably believed by the patient to be a  
9 naturopathic doctor.

10 **SECTION 44.** 961.01 (19) (a) of the statutes is amended to read:

11 961.01 (19) (a) A physician, naturopathic doctor, advanced practice nurse,  
12 dentist, veterinarian, podiatrist, optometrist, scientific investigator or, subject to s.  
13 448.21 (3), a physician assistant, or other person licensed, registered, certified or  
14 otherwise permitted to distribute, dispense, conduct research with respect to,  
15 administer or use in teaching or chemical analysis a controlled substance in the  
16 course of professional practice or research in this state.

17 **SECTION 45.** 961.23 (6) of the statutes is amended to read:

18 961.23 (6) No person other than a physician, naturopathic doctor, dentist,  
19 veterinarian, or pharmacist may purchase more than 7.5 grams of pseudoephedrine  
20 contained in a pseudoephedrine product within a 30-day period without the  
21 authorization of a physician, naturopathic doctor, dentist, or veterinarian.

22 **SECTION 46.** 961.397 of the statutes is created to read:

23 **961.397 Limitations on naturopathic doctors.** A naturopathic doctor  
24 licensed under s. 466.04 (1):

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1           (1) May not prescribe, dispense, or administer a controlled substance included  
2 in schedule I or II.

3           (2) May not prescribe, dispense, or administer a controlled substance included  
4 in schedule III under s. 961.18 (5) or (5m).

5           **SECTION 47.** 961.41 (3j) of the statutes is amended to read:

6           961.41 (3j) PURCHASES OF PSEUDOEPHEDRINE PRODUCTS. Whoever purchases  
7 more than 7.5 grams of pseudoephedrine contained in a pseudoephedrine product  
8 within a 30-day period, other than by purchasing the product in person from a  
9 pharmacy or pharmacist, is guilty of a Class I felony. This subsection does not apply  
10 to a purchase by a physician, naturopathic doctor, dentist, veterinarian, or  
11 pharmacist or a purchase that is authorized by a physician, naturopathic doctor,  
12 dentist, or veterinarian.

13           **SECTION 48.** 990.01 (22m) of the statutes is created to read:

14           990.01 (22m) NATUROPATHIC DOCTOR. “Naturopathic doctor” means a  
15 naturopathic doctor licensed under s. 466.04 (1). Except where expressly provided,  
16 “naturopathic doctor” does not include a limited-scope naturopathic doctor licensed  
17 under s. 466.04 (2).

18           **SECTION 49. Nonstatutory provisions.**

19           (1) INITIAL APPOINTMENTS TO BOARD. Notwithstanding the lengths of the terms  
20 specified for the members of the naturopathic medicine examining board under s.  
21 15.405 (7f) (intro.), 2 of the initial members under s. 15.405 (7f) (a) and one of the  
22 initial members under s. 15.405 (7f) (c) shall be appointed for terms expiring on July  
23 1, 2023; one of the initial members under s. 15.405 (7f) (a) and one of the initial  
24 members under s. 15.405 (7f) (c) shall be appointed for terms expiring on July 1, 2024;

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1 and one of the initial members under s. 15.405 (7f) (a) and the initial member under  
2 s. 15.405 (7f) (b) shall be appointed for terms expiring on July 1, 2025.

3 (2) PROVISIONAL APPOINTMENTS TO BOARD. Notwithstanding s. 15.08 (1), the  
4 governor may provisionally appoint initial members of the naturopathic medicine  
5 examining board under s. 15.405 (7f). Those provisional appointments remain in  
6 force until withdrawn by the governor or acted upon by the senate and, if confirmed  
7 by the senate, shall continue for the remainder of the unexpired term, if any, of the  
8 member and until a successor is chosen and qualifies. A provisional appointee may  
9 exercise all the powers and duties of board membership to which the person is  
10 appointed during the time in which the appointee qualifies.

11 (3) INITIAL NATUROPATHIC DOCTOR APPOINTMENTS TO BOARD. Notwithstanding s.  
12 15.405 (7f) (a), for purposes of an initial appointment to the naturopathic medicine  
13 examining board made before the date specified in SECTION 50 (1) of this act,  
14 including any provisional appointment made under sub. (2), the governor may  
15 appoint individuals who the governor determines satisfy the requirements under s.  
16 466.04 (1) (d) 1. a. to d., 2. a. to c., 3. a. to c., or 4. a. to d., who are licensed as a  
17 naturopathic doctor, naturopathic medical doctor, or naturopathic physician in  
18 another state, and who have been engaged in the practice or instruction of  
19 naturopathic medicine for at least 3 years.

20 **SECTION 50. Effective dates.** This act takes effect on the day after publication  
21 except as follows:

22 (1) The treatment of s. 466.02 takes effect on the first day of the 25th month  
23 beginning after publication.

24 (END)