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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2003-04

(session year)

Assembly

(Assembly, Senate or Joint)

Committee on Agriculture...

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
 - (**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
 - (**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

* Contents organized for archiving by: Stefanie Rose (LRB) (August 2012)

Assembly

Record of Committee Proceedings

Committee on Agriculture

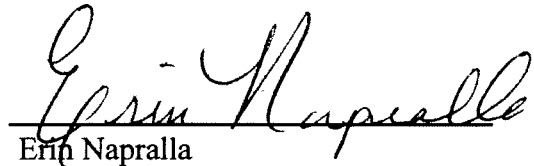
Clearinghouse Rule 04-018

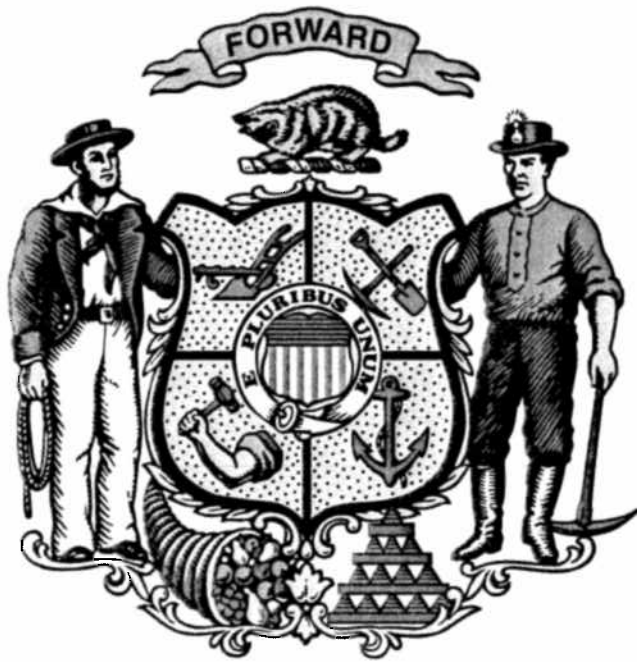
Relating to admission time for national examinations and post graduate training permits.

Department of Regulation and Licensing

September 10, 2004 Referred to Committee on Agriculture.

October 11, 2004 No action taken.


Erin Napralla
Committee Clerk



Napralla, Erin

From: Rep.Ott
Sent: Friday, September 10, 2004 10:48 AM
To: Rep.WilliamsM; Rep.Petrowski; Rep.Kestell; Rep.Suder; Rep.Hines; Rep.Loeffelholz; Rep.Towns; Rep.Gronemus; Rep.Plouff; Rep.Balow; Rep.Vruwink; Rep.Hebl; Rep.Molepske; Rep.Ainsworth
Cc: Patronsky, Mark; Keeton, William; Cross, William; Parrott, Douglas; Narveson, Linda; Scott, Katie; Mielke, Jon; Emerson, Anne; Langan, Casey; Anderson, John; Junck, Linda; Christopher, Marc; Hoglund, Lindsay; Waitrovich, Eric; Redell, Carol; Kulow, Chris; Moll, Keeley A DATCP; Gloe, Steve
Subject: Clearinghouse Rule Referred to Committee on Agriculture

The following Clearinghouse Rules have been referred to the Assembly Committee on Agriculture for a 30 day review period:

Clearinghouse Rule 04-018: Relating to admission time for national examinations and post graduate training permits

Clearinghouse Rule 04-039: Relating to the agricultural chemical and household hazardous waste collection ("clean sweep") grant program

Copies of the rules are attached. Please contact my office if you have any questions or would like to request action on the rule.

The deadline for committee review is Monday, October 11, 2004



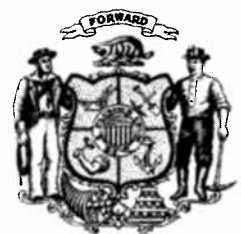
04-018.PDF



04-039.PDF



WISCONSIN STATE LEGISLATURE



DATE: September 10, 2004

TO: Erin Napralla

Committee on Agriculture

FROM: Patrick E. Fuller, Assembly Chief Clerk

RE: Clearinghouse Rules Referral

The following Clearinghouse Rule has been referred to your committee.

CLEARINGHOUSE RULE 04-018

AN ORDER to repeal VE 5.03 (1) (d); and to amend VE 2.01 (2), relating to admission time for national examinations and post graduate training permits.

Submitted by **Department of Regulation and Licensing.**

Report received from Agency on **August 31, 2004.**

To committee on **Agriculture.**

Referred on **Friday, September 10, 2004.**

Last day for action - **Monday, October 11, 2004.**

Under section 227.19 (4) of the Wisconsin Statutes, your committee has 30 days to take action or get an extension. The day **after** the official referral date is day one of your review period. Therefore, the 30th day should fall four weeks and two days after the referral date. For example, for Clearinghouse Rules referred on a Monday, a Wednesday would be your 30th day. For Clearinghouse Rules referred on a Tuesday, a Thursday would be your 30th day. For Clearinghouse Rules referred on a Wednesday, a Friday would be your 30th day. For Clearinghouse Rules referred on a Thursday or Friday, your 30th day would fall on a weekend. Therefore, your time would expire on the next working day (Monday) as provided for in s. 990.001 of the Wisconsin Statutes. Also, if the 30th day falls on a legal holiday, time would expire on the next working day.

Section 227.19 **requires** you to notify each member of your committee that you have received this Clearinghouse Rule. Although some committee chairs choose to do so, you are not required by law or rule to send a copy of the text of the rule to each member at this time. Instead, your notice could state that members should contact you if they wish to receive a hard copy of the rule. Another option would be to email the rule to members. **(Please note that the text of Rules beginning with the prefix "01" is available online in the Clearinghouse Rules infobase in FOLIO.)** Please put a copy of your official notification memo in the rule jacket.

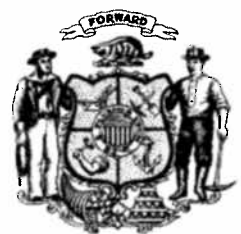
Three copies of the Clearinghouse Rule and its accompanying documents are contained in the jacket. If you wish to have your Legislative Council attorney review the Clearinghouse Rule, send him/her a copy. I only need one copy remaining in the jacket when you report it out of committee at the end of the review period.

The identical process is happening simultaneously in the Senate. Keep track of their action on the rule.

For assistance with the Clearinghouse Rule process, please consult Ken Stigler (6-2406) or your Legislative Council attorney. If you wish to learn more on this subject, read section 227.19 of the Wisconsin Statutes or part 2 of the *Administrative Rules Procedures Manual* written by the Revisor of Statutes Bureau and the Wisconsin Legislative Council staff.



WISCONSIN STATE LEGISLATURE





Al Ott

State Representative • 3rd Assembly District

October 12, 2004

Secretary Donsia Strong Hill
Department Regulation & Licensing
P.O. Box 8935
Madison, WI 53708-8935

Dear Secretary Strong Hill,

This letter is to inform you that the following clearinghouse rule has been reported out of the Assembly Committee on Agriculture:

Clearinghouse Rule #04-018

A public hearing was not held and no action was taken on the rule.

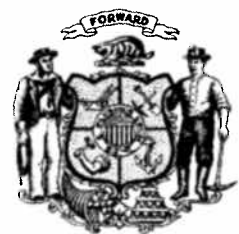
Please feel free to contact my office if you should have any questions.

Sincerely,

Al Ott
State Representative
Chair, Assembly Committee on Agriculture



WISCONSIN STATE LEGISLATURE



**STATE OF WISCONSIN
VETERINARY EXAMINING BOARD**

**IN THE MATTER OF RULE-MAKING : PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE : VETERINARY EXAMINING BOARD
VETERINARY EXAMINING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE 04-018)**

TO: John Gard
Speaker of the Assembly
Room 215 West, State Capitol
Madison, Wisconsin 53702

PLEASE TAKE NOTICE that the VETERINARY EXAMINING BOARD is submitting in final draft form rules relating to admission time for national examinations and post graduate training permits.

Please stamp or sign a copy of this letter to acknowledge receipt. If you have any questions concerning the final draft form or desire additional information, please contact Pamela Haack at 266-0495.

Thank you.

**STATE OF WISCONSIN
VETERINARY EXAMINING BOARD**

IN THE MATTER OF RULE-MAKING :
PROCEEDINGS BEFORE THE : **REPORT TO THE LEGISLATURE**
VETERINARY EXAMINING BOARD : **ON CLEARINGHOUSE RULE 04-018**
: **[s. 227.19 (3), Stats.]**

I. THE PROPOSED RULE:

The proposed rule, including the analysis and text, is attached.

II. REFERENCE TO APPLICABLE FORMS:

No new or revised forms are required by these rules.

III. FISCAL ESTIMATES:

The Department of Regulation and Licensing will incur \$500 in costs for staff to print and distribute the rule change.

The Department of Regulation and Licensing has determined that this rule has no significant fiscal effect on the private sector.

IV. STATEMENT EXPLAINING NEED:

Section VE 2.01 (2) is amended to change the admission time to examinations for graduates from 6 to 8 months within graduation date to allow candidates to take their national examination and to be consistent with current contract with National Boards. This section outlines requirements that must be met before a last year veterinary student can be admitted to the examination.

Section VE 5.03 (1) (d) is repealed to be consistent with 2001 Wisconsin Act 76, relating to temporary post graduate training permits. The repeal of this section eliminates the requirement that an applicant for a temporary post graduate training permit must either have completed the national licensure examination, be scheduled to take the examination, or be waiting for the results of the national examination.

V. NOTICE OF PUBLIC HEARING:

A public hearing was held on March 24, 2004. Rachel Rothschild, School of Veterinary Medicine, appeared in support of the proposed rules.

There were no other appearances at the hearing and no written comments were received.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

The recommendation suggested in the Clearinghouse Report was accepted in whole.

VII. FINAL REGULATORY FLEXIBILITY ANALYSIS:

These proposed rules will have no significant economic impact on a substantial number of small businesses, as defined in s. 227.114 (1) (a), Stats.

VE 2.01,5.03 CR04-018 (Admission time to exam, training permit) Leg Report 08-31-04

STATE OF WISCONSIN
VETERINARY EXAMINING BOARD

IN THE MATTER OF RULE-MAKING : PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE : VETERINARY EXAMINING BOARD
VETERINARY EXAMINING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE 04-018)

PROPOSED ORDER

An order of the Veterinary Examining board to repeal VE 5.03 (1) (d); and to amend VE 2.01 (2), relating to admission time for national examinations and post graduate training permits.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 227.11 (2) and 453.03, Stats.

Statutes interpreted: ss. 453.06 (1), (2m) (b) and (c) and 453.065, Stats.

SECTION 1. Section VE 2.01 (2) is amended to change the admission time for graduates from 6 to 8 months within graduation date to allow candidates to take their national examination and to be consistent with current contract with National Boards. This amendment will outline requirements that must be met before a last year veterinary student can be admitted to the examination.

SECTION 2. VE 5.03 (1) (d) is repealed to be consistent with 2001 Wisconsin Act 76, relating to temporary post graduate training permits. The repeal of s. VE 5.03 (1) (d) eliminates the requirement that an applicant for a temporary post graduate training permit either have completed the national licensure examination, be scheduled to take the examination, or be waiting for the results of the national examination.

Regulation in adjoining states:

Indiana. Students are eligible to take the examination only after receiving a professional degree.

Michigan. Applicants who are scheduled to graduate in not more than 14 months may sit for the examination. Issues temporary licenses for postgraduate training programs.

Minnesota. Does not address issues of graduation before taking the examination. Issues a temporary license to practice under supervision of a licensed veterinarian.

Iowa. Applicants who are scheduled to graduate in not more than 6 months may sit for the examination. No longer has a provision for a temporary license.

Illinois. An applicant enrolled in an approved veterinary program will be admitted to an examination prior to graduation if he/she provides certification from the college from which the applicant is expected to graduate. If certification of graduation is not received within 90 days after the scheduled graduation date, the results of the examination shall be void. A temporary permit may be issued to an individual who holds a Doctor of Veterinary Medicine (DVM) degree from an approved program and who has applied in writing to take the examination. The permit expires upon notification of the examination results. The permit shall not be extended or renewed.

Comparison to federal regulations:

There is no existing federal regulation that addresses these issues.

TEXT OF RULE

SECTION 1. VE 2.01 (2) is amended to read:

VE 2.01 (2) To be qualified to sit for the north American veterinary licensing examination, an applicant must either have graduated from or be a last year student who is scheduled to graduate in not more than 6 8 months at a school of veterinary medicine approved by the board or a foreign school of veterinary medicine listed by the AVMA. To be qualified to sit for the examination on state laws and rules, an applicant must meet the requirements of s. VE 3.03.

SECTION 2. VE 5.03 (1) (d) is repealed.

(END OF TEXT OF RULE)

This proposed rule shall take effect on the first day of the month following publication in the Wisconsin administrative register, as provided in s. 227.22 (2) (intro.), Stats.

Dated _____

Agency _____

Chairperson
Veterinary Examining Board

FISCAL ESTIMATE

The Department of Regulation and Licensing will incur \$500 in costs for staff to print and distribute the rule change.

PRIVATE SECTOR FISCAL EFFECT

The Department of Regulation and Licensing has determined that this rule has no significant fiscal effect on the private sector.

FINAL REGULATORY FLEXIBILITY ANALYSIS

These proposed rules will have no significant economic impact on a substantial number of small businesses, as defined in s. 227.114 (1) (a), Stats.

VE 2.01, 5.03 CR04-018 (Admission to exam, training permit) Draft to Leg 08-31-04



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Ronald Sklansky
Clearinghouse Director

Richard Sweet
Clearinghouse Assistant Director

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE **04-018**

AN ORDER to repeal VE 5.03 (1) (d); and to amend VE 2.01 (2), relating to admission time for national examinations and post graduate training permits.

Submitted by **DEPARTMENT OF REGULATION AND LICENSING**

02-11-2004 RECEIVED BY LEGISLATIVE COUNCIL.

03-10-2004 REPORT SENT TO AGENCY.

RNS:MM

LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]
Comment Attached YES NO
2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]
Comment Attached YES NO
3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]
Comment Attached YES NO
4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS [s. 227.15 (2) (e)]
Comment Attached YES NO
5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]
Comment Attached YES NO
6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL REGULATIONS [s. 227.15 (2) (g)]
Comment Attached YES NO
7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]
Comment Attached YES NO



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 04-018

Comments

[NOTE: All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 2002.]

4. Adequacy of References to Related Statutes, Rules and Forms

- a. The analysis should list s. 453.06 (2m) (b) and (c), Stats., as statutes interpreted by the rule.