

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3822/1dn
PJK&CTS:lmk:rs

October 14, 2005

Note that this draft does not make a medical resident a "health care provider" under ch. 655. This draft takes the approach of allowing a medical resident's graduate medical education program to elect to be subject to the insurance and fund requirements. Thus, the program may become a "health care provider" under the ch. 655 definition. This way, a medical resident who is determined to be an employee of an electing program would be covered under the fund. A medical resident could also be determined to be an employee of the hospital in which he or she is practicing. Hospitals are already "health care providers" under ch. 655. A medical resident would not be covered under this approach is if he or she were determined to be an employee of a graduate medical education program that did not elect to be subject to ch. 655 or if he or she were determined not to be an employee of either the hospital or the program.

In the proposed definition of "graduate medical program," the identity of the board approving the program was not specified. Since the definition was placed in ch. 655, the "board" could be the board of governors of the fund. However, I used "medical examining board" in the definition. Let me know if this is not what was intended.

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