

## 2011 DRAFTING REQUEST

### Bill

Received: 11/17/2011

Received By: tkuczens

Wanted: As time permits

Companion to LRB:

For: Glenn Grothman (608) 266-7513

By/Representing: Rachel

May Contact:

Drafter: tkuczens

Subject: Occupational Reg. - prof lic

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Grothman@legis.wisconsin.gov

Carbon copy (CC:) to: tracy.kuczenski@legis.wisconsin.gov

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### Pre Topic:

No specific pre topic given

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### Topic:

Medical Examining Board criteria for membership

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### Instructions:

Change requirements so that two public members of board may not be employed by a medical employer but must be employed by employers having 100 or more employees

---

### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/P1	tkuczens 11/27/2011	kfollett 12/07/2011	rschluet 12/07/2011	_____	sbasford 12/07/2011		
	tkuczens 12/26/2011	kfollett 01/06/2012		_____			
/P2			rschluet 01/09/2012	_____	sbasford 01/09/2012		
/1	tkuczens	kfollett	jfrantze	_____	mbarman	ggodwin	

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	01/17/2012	01/17/2012	01/17/2012 _____		01/17/2012	01/27/2012	

FE Sent For:

*None*

<END>

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			Jo 1/17				

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FE Sent For:

1/21/12  
1/6  
16/12  
<END>

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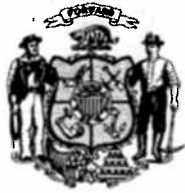
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/?	tkuczens	1/11/gf	(12/17/11)	_____	_____		

FE Sent For:

<END>





p1  
GF

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

~~11/27/11~~ 12/7/11  
Wanted today or  
12/8/11

Gen

1  
2

**AN ACT ...; relating to:** requirements for membership on the medical examining  
board.

***Analysis by the Legislative Reference Bureau***

Current law requires three of the members of the Medical Examining Board (board), in the Department of Safety and Professional Services, to be public members. Current law also prohibits the public members from being engaged in any profession or occupation concerned with the delivery of physical or mental health care. This bill requires that two of the public members of the board be employed by employers having at least 100 employees.

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

3           **SECTION 1.** 15.405 (7) (b) 3. of the statutes is amended to read:  
4           15.405 (7) (b) 3. Three public members. Two of the members appointed under  
5           this subdivision shall be employed by employers having at least 100 employees.

**History:** 1973 c. 90, 156; 1975 c. 39, 86, 199, 200, 383, 422; 1977 c. 26, 29, 203; 1977 c. 418; 1979 c. 34 ss. 45, 47 to 52; 1979 c. 221, 304; 1981 c. 94 ss. 5, 9; 1981 c. 356; 1983 a. 27, 403, 485, 538; 1985 a. 340; 1987 a. 257 s. 2; 1987 a. 264, 265, 316; 1989 a. 316, 340; 1991 a. 39, 78, 160, 189, 269; 1993 a. 16, 102, 463, 465, 491; 1995 a. 27 s. 9126 (19); 1995 a. 225; 1995 a. 305 s. 1; 1995 a. 321, 417; 1997 a. 96, 252, 300; 2001 a. 16, 80; 2003 a. 111, 270; 2005 a. 25, 314; 2007 a. 20 s. 9121 (6) (a); 2009 a. 106; 2009 a. 149 s. 3; 2011 a. 32 ss. 110, 130 to 153.

✓

\*\*\*\*NOTE: Current law s. 15.08 (1m) (b), stats., prohibits public members of several examining boards, including the medical examining board, from being "engaged in any profession or occupation concerned with the delivery of physical or mental health care."

1

(END)

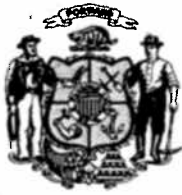
Is this provision of current law sufficient to accomplish your <sup>obj</sup> objective that the employee not be employed by a medical employer?

12/27/11

Re: LRB 3524/P1

Per Senator Gutthman -

- increase # of public members to 5.
- Require ~~three~~ public members to be representatives of private sector businesses having  $\geq 100$  employees.



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-3524/P1 P2  
TKK:kjf:rs

insert  
RAME

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

12/26/11  
wanted run

increases the number of public members on the board to five public members,  
and

1 AN ACT to amend 15.405 (7) (b) 3. of the statutes; relating to: requirements for  
2 membership on the Medical Examining Board. representatives of private  
sector businesses

Reger

**Analysis by the Legislative Reference Bureau**

Current law requires three of the members of the Medical Examining Board (board), in the Department of Safety and Professional Services, to be public members. Current law also prohibits the public members from being engaged in any profession or occupation concerned with the delivery of physical or mental health care. This bill requires that two of the public members of the board be employed by employers having at least 100 employees.

three

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

3 SECTION 1. 15.405 (7) (b) 3. of the statutes is amended to read:  
4 15.405 (7) (b) 3. ~~Three~~ <sup>Five</sup> public members. ~~Two~~ <sup>Three</sup> of the members appointed under  
5 this subdivision shall be employed by employers having at least 100 employees.

\*\*\*\*NOTE: Current law s. 15.08 (1m) (b), stats., prohibits public members of several examining boards, including the medical examining board, from being "engaged in any profession or occupation concerned with the delivery of physical or mental health care." Is this provision of current law sufficient to accomplish your objective that the employee

representatives of private sector businesses

not be employed by a medical employer? Is this provision of current law sufficient to accomplish your objective that the employee not be employed by a medical employer?

(END)

1  
Insert  
2-1  
6 →

1           **Insert 2-1**

2           **SECTION 1. Nonstatutory provisions.**

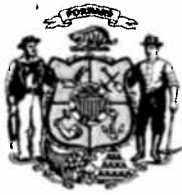
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auto  
ref* →

3           (1) Notwithstanding section 15.08 (1) of the statutes, the governor may  
4           provisionally appoint the <sup>2</sup>two new, additional members to the medical examining  
5           board authorized under section 15.405 (7) (b) 3. of the statutes, as affected by this act.  
6           Those provisional appointments shall be in force until withdrawn by the governor or  
7           acted upon by the senate, and if confirmed by the senate shall continue for the  
8           remainder of the unexpired term, if any, of the member and until a successor is  
9           chosen and qualifies. A provisional appointee may exercise all the powers and duties  
10          of board membership to which the person is appointed during the time in which the  
11          appointee qualifies.

✓ ↓ a.f.

12          (2) A provisional appointment made under subsection ~~(1)~~ that is withdrawn by  
13          the governor shall, upon withdrawal, lapse and create a vacancy for provisional  
14          appointment of another new, additional member of the medical examining board.  
15          Any provisional appointment made under subsection ~~(1)~~ that is rejected by the  
16          senate shall upon rejection lapse and create a vacancy for nomination and  
17          appointment under section 15.08 (1) of the statutes of another initial board member.

✓ ↓ a.f.



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-3524/P2

TKK:kjf:rs

RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

1/17/12

Today

1 AN ACT *to amend* 15.405 (7) (b) 3. of the statutes; **relating to:** requirements for  
2 membership on the Medical Examining Board.

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***Analysis by the Legislative Reference Bureau***

Current law requires three of the members of the Medical Examining Board (board), in the Department of Safety and Professional Services, to be public members. Current law also prohibits the public members from being engaged in any profession or occupation concerned with the delivery of physical or mental health care. This bill increases the number of public members on the board to five members, and requires that three of the public members of the board be representatives of private sector businesses having at least 100 employees.

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

3 SECTION 1. 15.405 (7) (b) 3. of the statutes is amended to read:  
4 15.405 (7) (b) 3. Three Five public members. Three of the members appointed  
5 under this subdivision shall be representatives of private sector businesses having  
6 at least 100 employees.

7 SECTION 2. Nonstatutory provisions.





**Godwin, Gigi**

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**From:** Mattke, Rachel  
**Sent:** Friday, January 27, 2012 2:29 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 11-3524/1 Topic: Medical Examining Board criteria for membership

Please Jacket LRB 11-3524/1 for the SENATE.