

**2011 DRAFTING REQUEST**

**Bill**

Received: **01/26/2012**

Received By: **mgallagh**

Wanted: **As time permits**

Companion to LRB:

For: **Legislative Council - JLC 6-9791**

By/Representing: **Laura Rose**

May Contact:

Drafter: **mgallagh**

Subject: **Occupational Reg. - misc**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Laura.Rose@legis.wisconsin.gov**

Carbon copy (CC:) to: **michael.gallagher@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Collecting workforce survey information from healthcare providers

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**Instructions:**

See attached

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**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	mgallagh 01/31/2012	mduchek 02/07/2012		_____			State
/1			jfrantze 02/07/2012	_____	ggodwin 02/07/2012	mbarman 02/08/2012	

FE Sent For:

<END>

↳ At Intro.

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*conversion*  
*2/7*  
*END*  
*2/7*

FE Sent For:

**Gallagher, Michael**

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**From:** Rose, Laura  
**Sent:** Tuesday, January 24, 2012 9:40 AM  
**To:** Gallagher, Michael; Kuczenski, Tracy  
**Subject:** FW: Bill draft for Leg. Council Special Committee on Health Care Access

**Attachments:** 0066\_2[1].pdf

Hi Mike and Tracy

At Tami's suggestion I am forwarding a bill draft that was recommended for introduction last week by the Joint Legislative Council. Could you please let me know which if you will be drafting this?

Let me know if you have any questions.

Thanks!

Laura

*Laura D. Rose, Deputy Director*  
Wisconsin Legislative Council  
One East Main Street, Suite 401  
PO Box 2536  
Madison, WI 53701-2536  
tel: 608.266.9791  
fax: 608.266.3830  
laura.rose@legis.wisconsin.gov

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**From:** Rose, Laura  
**Sent:** Tuesday, January 24, 2012 9:33 AM  
**To:** Dodge, Tamara  
**Subject:** Bill draft for Leg. Council Special Committee on Health Care Access



0066\_2[1].pdf (18 KB)

Good morning Tami,

I am forwarding a bill draft that was approved for introduction by the Joint Legislative Council at its meeting last week. Will you be drafting this, or should I send it to Fern?

Thanks,

Laura

PS--do you happen to know when the bill draft (sub to AB 367) for Rep. Al Ott will be ready? Thx

*Laura D. Rose, Deputy Director*  
Wisconsin Legislative Council  
One East Main Street, Suite 401  
PO Box 2536  
Madison, WI 53701-2536

tel: 608.266.9791

fax: 608.266.3830

[laura.rose@legis.wisconsin.gov](mailto:laura.rose@legis.wisconsin.gov)



In: 1/31/2012  
State of Wisconsin  
2011 - 2012 LEGISLATURE

SOON



LRB-3952/P1  
MPG...:ph

WED.  
(cmh)

red

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

SM ✓

refr

1 AN ACT *to renumber* 447.05 and 455.06; and *to create* 440.033, 447.05 (2),  
2 448.07 (1m), 448.55 (4), 450.08 (3), 455.06 (2) and 457.20 (5) of the statutes;  
3 **relating to:** collecting workforce survey information from health care  
4 providers.

anal: §1C note

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

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

FE-S

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the Joint Legislative Council's Special Committee on Health Care Access.

Current law requires the board of nursing to require each applicant for renewal of a credential to complete a workforce survey developed by the department of workforce development. The board may not renew a credential unless the renewal applicant has completed the nursing workforce survey to the satisfaction of the board. In addition, current law requires each applicant for renewal to pay a nursing workforce survey fee of \$4.

This bill creates similar statutes with respect to workforce surveys of persons seeking renewal of a license as a dentist, dental hygienist, physician, psychologist,

physical therapist, physician assistant, pharmacist, or clinical social worker. The survey is to be developed jointly by the department of safety and professional services, the department of health services, and the department of workforce development. However, the bill does not include a workforce survey fee.

1 SECTION 1. 440.033 of the statutes is created to read:

2 440.033 Health care provider workforce survey. (1) DEFINITION. In this  
3 section, "health care provider" means a dentist or dental hygienist licensed under s.  
4 447.04, a physician or physician assistant licensed under s. 448.04, a physical  
5 therapist licensed under s. 448.51, a pharmacist licensed under s. 450.03, a  
6 psychologist licensed under s. 455.00 (1), and a clinical social worker licensed under  
7 s. 457.08 (4). (4)

448.55(4)

8 (2) SURVEY FORM. The department, the department of health services, and the  
9 department of workforce development jointly shall develop, and revise as those  
10 agencies deem appropriate, one or more survey forms to gather data under ss. 447.05  
11 (2), 448.07 (1m), and 450.08 (3). The form shall be used to assist the department of

data gathered

12 workforce development in evaluating the supply of, demand for, and turnover among  
13 health care providers in this state and whether there are regional shortages of health  
14 care providers, shortages of health care providers in any specialty areas, or  
15 impediments to entering a health care provider profession in this state, and shall be  
16 used to assist the department of health services in identifying health professional  
17 shortage areas in this state.

455.06(2) and 457.20(5)

18 (3) SURVEY RESULTS. (a) The department, the dentistry examining board, the  
19 medical examining board, the physical therapy examining board, the pharmacy  
20 examining board, the psychology examining board, and the marriage and family  
21 therapy, professional counseling, and social work examining board shall share the  
22 results of the survey with the department of health services and the department of  
23 workforce development.

1 (b) Every 2 years, the department shall compile, process, and evaluate the  
2 survey results and submit a report of its findings to the speaker of the assembly and  
3 the president of the senate under s. 13.172 (3) and to the governor.

4 SECTION 2. 447.05 of the statutes is renumbered 447.05 (1).

5 SECTION 3. 447.05 (2) of the statutes is created to read:

6 447.05 (2) (a) The examining board shall require each applicant for the renewal  
7 of a license as a dentist or dental hygienist, as a condition for renewing the license,  
8 to complete and submit to the department with the application for renewal of the  
9 license a workforce survey developed under s. 440.033 (2).

10 (b) The examining board may not renew a license of a dentist or dental  
11 hygienist unless the renewal applicant has completed the workforce survey to the  
12 satisfaction of the examining board. The examining board shall establish standards  
13 to determine whether the survey has been completed.

14 SECTION 4. 448.07 (1m) of the statutes is created to read:

15 448.07 (1m) (a) The board shall require each applicant for the renewal of a  
16 license as a physician or physician assistant, as a condition for renewing the license,  
17 to complete and submit to the department with the application for renewal of the  
18 license a workforce survey developed under s. 440.033 (2).

19 (b) The board may not renew a license of a physician or physician assistant  
20 unless the renewal applicant has completed the workforce survey to the satisfaction  
21 of the board. The board shall establish standards to determine whether the survey  
22 has been completed.

23 SECTION 5. 448.55 (4) of the statutes is created to read:

24 448.55 (4) (a) The examining board shall require each applicant for the renewal  
25 of a license as a physical therapist, as a condition for renewing the license, to

Workforce survey (CS)



1 complete and submit to the department with the application for renewal of the  
2 license a workforce survey developed under s. 440.033 (2).

3 (b) The examining board may not renew a license of a physical therapist unless  
4 the renewal applicant has completed the workforce survey to the satisfaction of the  
5 examining board. The examining board shall establish standards to determine  
6 whether the survey has been completed.

7 **SECTION 6.** 450.08 (3) of the statutes is created to read:

8 450.08 (3) (a) The board shall require each applicant for the renewal of a license  
9 as a pharmacist, as a condition for renewing the license, to complete and submit to  
10 the department with the application for renewal of the license a workforce survey  
11 developed under s. 440.033 (2).

12 (b) The board may not renew a license of a pharmacist unless the renewal  
13 applicant has completed the workforce survey to the satisfaction of the board. The  
14 board shall establish standards to determine whether the survey has been  
15 completed.

16 **SECTION 7.** 455.06 of the statutes is renumbered 455.06 (1).

17 **SECTION 8.** 455.06 (2) of the statutes is created to read:

18 455.06 (2) (a) The examining board shall require each applicant for the renewal  
19 of a license as a psychologist, as a condition for renewing the license, to complete and  
20 submit to the department with the application for renewal of the license a workforce  
21 survey developed under s. 440.033 (2).

22 (b) The examining board may not renew a license of a psychologist unless the  
23 renewal applicant has completed the workforce survey to the satisfaction of the  
24 examining board. The examining board shall establish standards to determine  
25 whether the survey has been completed.

1           **SECTION 9.** 457.20 (5) of the statutes is created to read:

2           457.20 (5) (a) The examining board shall require each applicant for the renewal  
3 of a license as a clinical social worker, as a condition for renewing the license, to  
4 complete and submit to the department with the application for renewal of the  
5 license a workforce survey developed under s. 440.033 (2).

6           (b) The examining board may not renew a license of a clinical social worker  
7 unless the renewal applicant has completed the workforce survey to the satisfaction  
8 of the examining board. The examining board shall establish standards to determine  
9 whether the survey has been completed.

10

(END)

1     **AN ACT** *to renumber* 447.05 and 455.06; and *to create* 440.033, 447.05 (2), 448.07  
 2           (1m), 448.55 (4), 450.08 (3), 455.06 (2) and 457.20 (5) of the statutes; **relating to:**  
 3           collecting workforce survey information from health care providers.

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

**JOINT LEGISLATIVE COUNCIL PREFATORY NOTE:** This bill was prepared for the Joint Legislative Council's Special Committee on Health Care Access.

Current law requires the board of nursing to require each applicant for renewal of a credential to complete a workforce survey developed by the department of workforce development. The board may not renew a credential unless the renewal applicant has completed the nursing workforce survey to the satisfaction of the board. In addition, current law requires each applicant for renewal to pay a nursing workforce survey fee of \$4.

This bill creates similar statutes with respect to workforce surveys of persons seeking renewal of a license as a dentist, dental hygienist, physician, psychologist, physical therapist, physician assistant, pharmacist, or clinical social worker. The survey is to be developed jointly by the department of ~~regulation and licensing~~, the department of health services, and the department of workforce development. However, the bill does not include a workforce survey fee.

*Safety and Professional Services*

4           **SECTION 1.** 440.033 of the statutes is created to read:  
 5           **440.033 Health care provider workforce survey.** (1) **DEFINITION.** In this section,  
 6           “health care provider” means a dentist or dental hygienist licensed under s. 447.04, a physician  
 7           or physician assistant licensed under s. 448.04, a physical therapist licensed under s. 448.51,  
 8           a pharmacist licensed under s. 450.03, a psychologist licensed under s. 455.02 (1), and a  
 9           clinical social worker licensed under s. 457.08 (4).

1           **(2) SURVEY FORM.** The department, the department of health services, and the  
2 department of workforce development jointly shall develop, and revise as those agencies  
3 deem appropriate, one or more survey forms to gather data under ss. 447.05 (2), 448.07 (1m),  
4 and 450.08 (3). The form shall be used to assist the department of workforce development  
5 in evaluating the supply of, demand for, and turnover among health care providers in this state  
6 and whether there are regional shortages of health care providers, shortages of health care  
7 providers in any specialty areas, or impediments to entering a health care provider profession  
8 in this state, and shall be used to assist the department of health services in identifying health  
9 professional shortage areas in this state.

10           **(3) SURVEY RESULTS.** (a) The department, the dentistry examining board, the medical  
11 examining board, the physical therapy examining board, the pharmacy examining board, the  
12 psychology examining board, and the marriage and family therapy, professional counseling,  
13 and social work examining board shall share the results of the survey with the department of  
14 health services and the department of workforce development.

15           (b) Every 2 years, the department shall compile, process, and evaluate the survey results  
16 and submit a report of its findings to the speaker of the assembly and the president of the senate  
17 under s. 13.172 (3) and to the governor.

18           **SECTION 2.** 447.05 of the statutes is renumbered 447.05 (1).

19           **SECTION 3.** 447.05 (2) of the statutes is created to read:

20           447.05 **(2)** (a) The examining board shall require each applicant for the renewal of a  
21 license as a dentist or dental hygienist, as a condition for renewing the license, to complete and  
22 submit to the department with the application for renewal of the license a workforce survey  
23 developed under s. 440.033 (2).

1 (b) The examining board may not renew a license of a dentist or dental hygienist unless  
2 the renewal applicant has completed the workforce survey to the satisfaction of the examining  
3 board. The examining board shall establish standards to determine whether the survey has  
4 been completed.

5 **SECTION 4.** 448.07 (1m) of the statutes is created to read:

6 448.07 (1m) (a) The board shall require each applicant for the renewal of a license as  
7 a physician or physician assistant, as a condition for renewing the license, to complete and  
8 submit to the department with the application for renewal of the license a workforce survey  
9 developed under s. 440.033 (2).

10 (b) The board may not renew a license of a physician or physician assistant unless the  
11 renewal applicant has completed the workforce survey to the satisfaction of the board. The  
12 board shall establish standards to determine whether the survey has been completed.

13 **SECTION 5.** 448.55 (4) of the statutes is created to read:

14 448.55 (4) (a) The examining board shall require each applicant for the renewal of a  
15 license as a physical therapist, as a condition for renewing the license, to complete and submit  
16 to the department with the application for renewal of the license a workforce survey developed  
17 under s. 440.033 (2).

18 (b) The examining board may not renew a license of a physical therapist unless the  
19 renewal applicant has completed the workforce survey to the satisfaction of the examining  
20 board. The examining board shall establish standards to determine whether the survey has  
21 been completed.

22 **SECTION 6.** 450.08 (3) of the statutes is created to read:

23 450.08 (3) (a) The board shall require each applicant for the renewal of a license as a  
24 pharmacist, as a condition for renewing the license, to complete and submit to the department

1 with the application for renewal of the license a workforce survey developed under s. 440.033  
2 (2).

3 (b) The board may not renew a license of a pharmacist unless the renewal applicant has  
4 completed the workforce survey to the satisfaction of the board. The board shall establish  
5 standards to determine whether the survey has been completed.

6 **SECTION 7.** 455.06 of the statutes is renumbered 455.06 (1).

7 **SECTION 8.** 455.06 (2) of the statutes is created to read:

8 455.06 (2) (a) The examining board shall require each applicant for the renewal of a  
9 license as a psychologist, as a condition for renewing the license, to complete and submit to  
10 the department with the application for renewal of the license a workforce survey developed  
11 under s. 440.033 (2).

12 (b) The examining board may not renew a license of a psychologist unless the renewal  
13 applicant has completed the workforce survey to the satisfaction of the examining board. The  
14 examining board shall establish standards to determine whether the survey has been  
15 completed.

16 **SECTION 9.** 457.20 (5) of the statutes is created to read:

17 457.20 (5) (a) The examining board shall require each applicant for the renewal of a  
18 license as a clinical social worker, as a condition for renewing the license, to complete and  
19 submit to the department with the application for renewal of the license a workforce survey  
20 developed under s. 440.033 (2).

21 (b) The examining board may not renew a license of a clinical social worker unless the  
22 renewal applicant has completed the workforce survey to the satisfaction of the examining

1 board. The examining board shall establish standards to determine whether the survey has  
2 been completed.

3 (END)

**Barman, Mike**

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**From:** Rose, Laura  
**Sent:** Wednesday, February 08, 2012 9:19 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 11-3952/1 Topic: Collecting workforce survey information from healthcare providers

Please Jacket LRB 11-3952/1 for the SENATE.