

# State of Wisconsin



2015 Assembly Bill 112

Date of enactment: **November 11, 2015**

Date of publication\*: **November 12, 2015**

## 2015 WISCONSIN ACT 97

AN ACT *to amend* 29.193 (1m) (a) 2. (intro.), 29.193 (2) (b) 2., 29.193 (2) (c) 3., 29.193 (2) (cd) 2. b., 29.193 (2) (cd) 2. c., 29.193 (2) (e) and 29.193 (3) (a) of the statutes; **relating to:** the authority of physician assistants and advanced practice nurse prescribers regarding testing and information required for making disability determinations under certain hunting and fishing approvals issued by the Department of Natural Resources.

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

**SECTION 1.** 29.193 (1m) (a) 2. (intro.) of the statutes is amended to read:

29.193 (1m) (a) 2. (intro.) Has a permanent substantial loss of function in one or both arms or one or both hands and fails to meet the minimum standards of any one of the following standard tests, administered under the direction of a licensed physician ~~or, a licensed physician assistant~~, a licensed chiropractor, ~~or a certified advanced practice nurse prescriber~~:

**SECTION 2.** 29.193 (2) (b) 2. of the statutes is amended to read:

29.193 (2) (b) 2. An applicant shall submit an application on a form prepared and furnished by the department, which shall include a written statement or report prepared and signed by a licensed physician, ~~a licensed physician assistant~~, a licensed chiropractor, ~~or a licensed podiatrist, or a certified advanced practice nurse prescriber~~ prepared no more than 6 months preceding the application and verifying that the applicant is physically disabled.

**SECTION 3.** 29.193 (2) (c) 3. of the statutes is amended to read:

29.193 (2) (c) 3. The department may issue a Class B permit to an applicant who is ineligible for a permit under subd. 1., 2. or 2m. or who is denied a permit under subd. 1., 2. or 2m. if, upon review and after considering the physical condition of the applicant and the recommendation of a licensed physician, ~~a licensed physician assistant~~, a licensed chiropractor, ~~or a licensed podiatrist, or a certified advanced practice nurse prescriber~~ selected by the applicant from a list of licensed physicians, ~~licensed physician assistants~~, licensed chiropractors, ~~and licensed podiatrists, and certified advanced practice nurse prescribers~~ compiled by the department, the department finds that issuance of a permit complies with the intent of this subsection. The use of this review procedure is discretionary with the department and all costs of the review procedure shall be paid by the applicant.

**SECTION 4.** 29.193 (2) (cd) 2. b. of the statutes is amended to read:

29.193 (2) (cd) 2. b. The person has a permanent substantial loss of function in one or both arms and fails to meet the minimum standards of the standard upper extremity pinch test, the standard grip test, or the standard nine-hole peg test, administered under the direction of a licensed physician ~~or, a licensed physician assistant~~,

\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

a licensed chiropractor, ~~or a certified advanced practice nurse prescriber.~~

**SECTION 5.** 29.193 (2) (cd) 2. c. of the statutes is amended to read:

29.193 (2) (cd) 2. c. The person has a permanent substantial loss of function in one or both shoulders and fails to meet the minimum standards of the standard shoulder strength test, administered under the direction of a licensed physician ~~or a licensed physician assistant,~~ a licensed chiropractor, ~~or a certified advanced practice nurse prescriber.~~

**SECTION 6.** 29.193 (2) (e) of the statutes is amended to read:

29.193 (2) (e) *Review of decisions.* An applicant denied a permit under this subsection, except a permit under par. (c) 3., may obtain a review of that decision by a licensed physician, ~~a licensed physician assistant,~~ a licensed chiropractor, ~~or a licensed podiatrist,~~ or a certi-

~~ified advanced practice nurse prescriber~~ designated by the department and with an office located in the department district in which the applicant resides. The department shall pay for the cost of a review under this paragraph unless the denied application on its face fails to meet the standards set forth in par. (c) 1. or 2. A review under this paragraph is the only method of review of a decision to deny a permit under this subsection and is not subject to further review under ch. 227.

**SECTION 7.** 29.193 (3) (a) of the statutes is amended to read:

29.193 (3) (a) Produces a certificate from a licensed physician ~~or a licensed physician assistant, a licensed optometrist,~~ ~~or a certified advanced practice nurse prescriber~~ stating that his or her sight is impaired to the degree that he or she cannot read ordinary newspaper print with or without corrective glasses.

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