



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa1238/1
MED:amn

**SENATE AMENDMENT 1,
TO ASSEMBLY BILL 253**

November 4, 2015 – Offered by Senator VUKMIR.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 3, line 5: after “board” insert “, subject to confirmation by the senate”.

3 **2.** Page 3, line 6: after that line insert:

4 “**SECTION 1m.** 14.83 of the statutes, as created by 2015 Wisconsin Act ... (this
5 act), is repealed.”.

6 **3.** Page 3, line 7: after “statutes” insert “, as affected by 2015 Wisconsin Act
7 55,”.

8 **4.** Page 3, line 15: delete “pharmacy examining” and substitute “controlled
9 substances”.

10 **5.** Page 3, line 16: delete “450.19” and substitute “961.385”.

11 **6.** Page 3, line 20: after that line insert:

1 “**SECTION 2m.** 20.165 (1) (hg) of the statutes, as affected by 2015 Wisconsin Acts
2 55 and (this act), is amended to read:

3 20.165 (1) (hg) *General program operations; medical examining board;*
4 *interstate medical licensure compact; prescription drug monitoring program.*

5 Biennially, the amounts in the schedule for the licensing, rule-making, and
6 regulatory functions of the medical examining board and the affiliated credentialing
7 boards attached to the medical examining board, except for preparing,
8 administering, and grading examinations; ~~for any costs associated with the~~
9 ~~interstate medical licensure compact under s. 448.980, including payment of~~
10 ~~assessments under s. 448.980 (13) (a); and for the controlled substances board’s~~
11 ~~operation of the prescription drug monitoring program under s. 961.385. Ninety~~
12 ~~percent of all moneys received for issuing and renewing credentials under ch. 448~~
13 ~~shall be credited to this appropriation. All moneys received from the interstate~~
14 ~~medical licensure compact commission under s. 448.980 shall be credited to this~~
15 ~~appropriation.”.~~

16 **7.** Page 4, line 11: after that line insert:

17 “**SECTION 4m.** 440.03 (11m) (c) 2. of the statutes, as created by 2015 Wisconsin
18 Act (this act), is repealed.”.

19 **8.** Page 4, line 18: after that line insert:

20 “**SECTION 5m.** 440.03 (13) (b) (intro.) of the statutes, as affected by 2015
21 Wisconsin Act (this act), is amended to read:

22 440.03 (13) (b) (intro.) The department may investigate whether an applicant
23 for or holder of any of the following credentials has been charged with or convicted
24 of a crime only pursuant to rules promulgated by the department under this

1 paragraph, including rules that establish the criteria that the department will use
2 to determine whether an investigation under this paragraph is necessary, except as
3 provided in par. (c) ~~and s. 448.980 (5) (b) 3.~~”.

4 **9.** Page 4, line 24: after that line insert:

5 “**SECTION 6m.** 440.03 (13) (d) of the statutes, as affected by 2015 Wisconsin Act
6 (this act), is amended to read:

7 440.03 **(13)** (d) The department shall charge an applicant any fees, costs, or
8 other expenses incurred in conducting any investigation under this subsection or s.
9 440.26. ~~The department shall charge an applicant seeking licensure through the~~
10 ~~interstate medical licensure compact under s. 448.980, directly or indirectly, for any~~
11 ~~expenses incurred in conducting any investigation under s. 448.980 (5) (b) 3.~~”.

12 **10.** Page 5, line 3: after that line insert:

13 “**SECTION 7m.** 440.05 (intro.) of the statutes, as affected by 2015 Wisconsin Act
14 (this act), is amended to read:

15 **440.05 Standard fees.** (intro.) The following standard fees apply to all initial
16 credentials, except as provided in ss. 440.51, 444.03, 444.11, 446.02 (2) (c), 447.04 (2)
17 (c) 2., ~~448.07 (2)~~, 449.17 (1m) (d), and 449.18 (2) (d):”.

18 **11.** Page 5, line 7: after that line insert:

19 “**SECTION 8m.** 440.08 (2) (c) of the statutes, as affected by 2015 Wisconsin Act
20 (this act), is amended to read:

21 440.08 **(2)** (c) Except as provided in ~~par. (e) and~~ sub. (3), renewal applications
22 shall include the applicable renewal fee as determined by the department under s.
23 440.03 (9) (a) or as specified in par. (b).”.

24 **12.** Page 5, line 10: after that line insert:

1 “**SECTION 9m.** 440.08 (2) (e) of the statutes, as created by 2015 Wisconsin Act
2 (this act), is repealed.”

3 **13.** Page 5, line 21: after that line insert:

4 “**SECTION 10m.** 440.14 (2) of the statutes, as affected by 2015 Wisconsin Act ...
5 (this act), is amended to read:

6 440.14 (2) If a form that the department or a credentialing board requires an
7 individual to complete in order to apply for a credential or credential renewal or to
8 obtain a product or service from the department or the credentialing board requires
9 the individual to provide any of the individual’s personal identifiers, the form shall
10 include a place for the individual to declare that the individual’s personal identifiers
11 obtained by the department or the credentialing board from the information on the
12 form may not be disclosed on any list that the department or the credentialing board
13 furnishes to another person. ~~This subsection does not apply with respect to an
14 application filed with the medical examining board pursuant to the interstate
15 medical licensure compact under s. 448.980 (5).~~”

16 **14.** Page 6, line 8: after that line insert:

17 “**SECTION 11m.** 440.14 (3) of the statutes, as affected by 2015 Wisconsin Act ...
18 (this act), is amended to read:

19 440.14 (3) If the department or a credentialing board requires an individual
20 to provide, by telephone or other electronic means, any of the individual’s personal
21 identifiers in order to apply for a credential or credential renewal or to obtain a
22 product or service from the department or a credentialing board, the department or
23 the credentialing board shall ask the individual at the time that the individual
24 provides the information if the individual wants to declare that the individual’s

1 personal identifiers obtained by telephone or other electronic means may not be
2 disclosed on any list that the department or the credentialing board furnishes to
3 another person. ~~This subsection does not apply with respect to an application filed~~
4 ~~with the medical examining board pursuant to the interstate medical licensure~~
5 ~~compact under s. 448.980 (5).”~~.

6 **15.** Page 6, line 14: after that line insert:

7 “**SECTION 12m.** 440.15 of the statutes, as affected by 2015 Wisconsin Act ...
8 (this act), is amended to read:

9 **440.15 No fingerprinting.** Except as provided under ss. s. 440.03 (13) (c) and
10 448.980 (5) (b) 3., the department or a credentialing board may not require that an
11 applicant for a credential or a credential holder be fingerprinted or submit
12 fingerprints in connection with the department’s or the credentialing board’s
13 credentialing.”.

14 **16.** Page 6, line 19: after that line insert:

15 “**SECTION 13m.** 448.01 (5) of the statutes, as affected by 2015 Wisconsin Act ...
16 (this act), is amended to read:

17 448.01 (5) “Physician” means an individual possessing the degree of doctor of
18 medicine or doctor of osteopathy or an equivalent degree as determined by the
19 medical examining board, and holding a license granted by the medical examining
20 board. ~~This subsection does not apply in s. 448.980.”~~.

21 **17.** Page 6, line 22: after that line insert:

22 “**SECTION 14m.** 448.015 (1dm) of the statutes, as created by 2015 Wisconsin Act
23 (this act), is repealed.”.

24 **18.** Page 6, line 25: after that line insert:

1 “**SECTION 15m.** 448.04 (1) (ab) of the statutes, as created by 2015 Wisconsin Act
2 (this act), is repealed.”

3 **19.** Page 7, line 5: after that line insert:

4 “**SECTION 16m.** 448.05 (2) (a) (intro.) of the statutes, as affected by 2015
5 Wisconsin Act (this act), is amended to read:

6 448.05 (2) (a) (intro.) Except as provided in pars. (b) to ~~(f)~~ (e), an applicant for
7 any class of license to practice medicine and surgery must supply evidence
8 satisfactory to the board of all of the following:”

9 **20.** Page 7, line 10: after that line insert:

10 “**SECTION 17m.** 448.05 (2) (b) (intro.) of the statutes, as affected by 2015
11 Wisconsin Act (this act), is amended to read:

12 448.05 (2) (b) (intro.) Except as provided in pars. (c) to ~~(f)~~ (e), an applicant for
13 a license to practice medicine and surgery who is a graduate of a foreign medical
14 college must supply evidence satisfactory to the board of all of the following:”

15 **21.** Page 7, line 13: after that line insert:

16 “**SECTION 18m.** 448.05 (2) (f) of the statutes, as created by 2015 Wisconsin Act
17 (this act), is repealed.”

18 **22.** Page 8, line 2: after that line insert:

19 “**SECTION 19m.** 448.07 (1) (a) of the statutes, as affected by 2015 Wisconsin Act
20 (this act), is amended to read:

21 448.07 (1) (a) Every person licensed or certified under this subchapter shall
22 register on or before November 1 of each odd-numbered year following issuance of
23 the license or certificate with the board. Registration shall be completed in such
24 manner as the board shall designate and upon forms the board shall provide, ~~except~~

1 ~~that registration with respect to a compact license shall be governed by the renewal~~
2 ~~provisions in s. 448.980 (7).~~ The secretary of the board, on or before October 1 of each
3 odd-numbered year, shall mail or cause to be mailed to every person required to
4 register a registration form. The board shall furnish to each person registered under
5 this section a certificate of registration, and the person shall display the registration
6 certificate conspicuously in the office at all times. No person may exercise the rights
7 or privileges conferred by any license or certificate granted by the board unless
8 currently registered as required under this subsection.”.

9 **23.** Page 8, line 13: after that line insert:

10 “**SECTION 20m.** 448.07 (2) of the statutes, as affected by 2015 Wisconsin Act ...
11 (this act), is amended to read:

12 448.07 (2) FEES. ~~Except as otherwise provided in s. 448.980, the~~ The fees for
13 examination and licenses granted under this subchapter are specified in s. 440.05,
14 and the renewal fee for such licenses is determined by the department under s.
15 440.03 (9) (a). ~~Compact licenses shall be subject to additional fees and assessments,~~
16 ~~as established by the department, the board, or the interstate medical licensure~~
17 ~~compact commission, to cover any costs incurred by the department or the board for~~
18 ~~this state’s participation in the interstate medical licensure compact under s.~~
19 ~~448.980 and costs incurred by the interstate medical licensure compact commission~~
20 ~~for its administration of the renewal process for the interstate medical licensure~~
21 ~~compact under s. 448.980.”.~~

22 **24.** Page 33, line 22: after “(9) (e)” insert “and shall also include in the report
23 a copy of all rules promulgated by the interstate commission since the last report

1 under this subsection and all changes made to any rules previously promulgated by
2 the interstate commission since the last report”.

3 **25.** Page 34, line 3: after that line insert:

4 “**SECTION 21m.** Subchapter VIII of chapter 448 [precedes 448.980] of the
5 statutes, as created by 2015 Wisconsin Act ... (this act), is repealed.

6 **SECTION 22m. Effective dates.** This act takes effect on the day after
7 publication, except as follows:

8 (1m) The treatment of sections 20.165 (1) (hg) (by SECTION 2m), 440.03 (13) (b)
9 (intro.) (by SECTION 5m) and (d) (by SECTION 6m), 440.05 (intro.) (by SECTION 7m),
10 440.08 (2) (c) (by SECTION 8m), 440.14 (2) (by SECTION 10m) and (3) (by SECTION 11m),
11 440.15 (by SECTION 12m), 448.01 (5) (by SECTION 13m), 448.05 (2) (a) (intro.) (by
12 SECTION 16m) and (b) (intro.) (by SECTION 17m), 448.07 (1) (a) (by SECTION 19m) and
13 (2) (by SECTION 20m) of the statutes and the repeal of sections 14.83, 440.03 (11m)
14 (c) 2., 440.08 (2) (e), 448.015 (1dm), 448.04 (1) (ab), and 448.05 (2) (f) and subchapter
15 VIII of chapter 448 of the statutes take effect on the date that is 4 years after the day
16 after publication.”.

17 (END)