

**2015 DRAFTING REQUEST**

**Bill**

Received: 3/2/2015 Received By: rkite  
Wanted: As time permits Same as LRB:  
For: Devin LeMahieu (608) 266-2056 By/Representing: Chad Zuleger  
May Contact: Drafter: rkite  
Subject: Nat. Res. - fish and game Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Sen.LeMahieu@legis.wisconsin.gov  
Carbon copy (CC) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Verification of disability for approvals issued to disabled persons

**Instructions:**

Companion to LRB-1476 (requested by Chad from Rep. Bernier's office)

**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>
/?	rkite 3/2/2015	jdye 3/2/2015	jfrantze 3/2/2015	_____			
/1				_____	lparisi 3/2/2015	sbasford 3/16/2015	

FE Sent For:

↳ Not Needed <END>

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*spacing updated*

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/?	rkite	1 3/2 jld	7/6	3/2	_____	_____	_____

FE Sent For:

<END>

**Kite, Robin**

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**From:** Zuleger, Chad  
**Sent:** Monday, March 02, 2015 1:00 PM  
**To:** Kite, Robin  
**Subject:** RE: LRB 1476 for Sen. LeMahieu

Oh...I thought Luke would call, but I'm happy to make the request if that will work.

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**From:** Kite, Robin  
**Sent:** Monday, March 02, 2015 12:59 PM  
**To:** Zuleger, Chad  
**Subject:** RE: LRB 1476 for Sen. LeMahieu

Chad:

Is someone from Sen. LeMahieu's office going to contact me or are you making this request on Sen. LeMahieu's behalf?

Thanks.  
Robin

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**From:** Zuleger, Chad  
**Sent:** Monday, March 02, 2015 12:40 PM  
**To:** Kite, Robin  
**Cc:** Petrovich, Luke  
**Subject:** LRB 1476 for Sen. LeMahieu

Hi Robin,

Sen. LeMahieu will be requesting a companion bill draft for LRB 1476, relating to DNR disability determinations authorized by physician assistants and advance practice nurse prescribers. Please accept this email as authorization to proceed with the drafting.

Let me know if you have any questions.

Thanks,

Chad

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**Chad Zuleger**  
*Office of State Representative Kathy Bernier*  
*68th Assembly District*  
*(608) 266-9172*



Today 3/2  
State of Wisconsin  
2015 - 2016 LEGISLATURE

1868/1  
LRB-1476/1  
RNK:wj&jld:rs

Keep

## 2015 BILL

X

Gen

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

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### *Analysis by the Legislative Reference Bureau*

Under current law, the Department of Natural Resources (DNR) issues various permits that extend certain privileges to disabled persons who hold a hunting or fishing license (specialized permits). Among those privileges is the privilege to hunt with assistance rendered by another person or to shoot or hunt from a stationary vehicle. Generally, in order to obtain a specialized permit, a person must submit an application furnished by DNR that includes a statement or report prepared and signed by a licensed physician or other specified medical professional, such as a chiropractor or podiatrist, verifying that the applicant has a particular disability. For certain permits that require testing, current law specifies the type of medical professional who is authorized to direct the administration of those tests.

Current law also authorizes DNR to issue an annual disabled person fishing license to a person who is receiving certain disability benefits under federal law or whose sight is impaired as certified by a licensed physician or optometrist.

**BILL**

This bill allows licensed physician assistants and advanced practice nurse prescribers, in addition to the medical professionals specified in current law, to provide the information required by DNR to determine if a person's disability qualifies him or her for a specialized permit. The bill also allows a physician assistant or advanced practice nurse prescriber to certify that a person's sight is impaired for the purpose of obtaining a disabled person fishing license.

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

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

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

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

8           29.193 (2) (b) 2. An applicant shall submit an application on a form prepared  
9           and furnished by the department, which shall include a written statement or report  
10          prepared and signed by a licensed physician, a licensed physician assistant, a  
11          licensed chiropractor, ~~or a licensed podiatrist,~~ or a certified advanced practice nurse  
12          prescriber prepared no more than 6 months preceding the application and verifying  
13          that the applicant is physically disabled.

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

15          29.193 (2) (c) 3. The department may issue a Class B permit to an applicant  
16          who is ineligible for a permit under subd. 1., 2. or 2m. or who is denied a permit under  
17          subd. 1., 2. or 2m. if, upon review and after considering the physical condition of the  
18          applicant and the recommendation of a licensed physician, a licensed physician  
19          assistant, a licensed chiropractor, ~~or a licensed podiatrist,~~ or a certified advanced

**BILL**

1 practice nurse prescriber selected by the applicant from a list of licensed physicians,  
2 licensed physician assistants, licensed chiropractors, ~~and~~ licensed podiatrists, ~~and~~  
3 certified advanced practice nurse prescribers compiled by the department, the  
4 department finds that issuance of a permit complies with the intent of this  
5 subsection. The use of this review procedure is discretionary with the department  
6 and all costs of the review procedure shall be paid by the applicant.

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

8 29.193 (2) (cd) 2. b. The person has a permanent substantial loss of function  
9 in one or both arms and fails to meet the minimum standards of the standard upper  
10 extremity pinch test, the standard grip test, or the standard nine-hole peg test,  
11 administered under the direction of a licensed physician ~~or~~, a licensed physician  
12 assistant, a licensed chiropractor, ~~or~~ a certified advanced practice nurse prescriber.

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

14 29.193 (2) (cd) 2. c. The person has a permanent substantial loss of function in  
15 one or both shoulders and fails to meet the minimum standards of the standard  
16 shoulder strength test, administered under the direction of a licensed physician ~~or~~,  
17 a licensed physician assistant, a licensed chiropractor, ~~or~~ a certified advanced  
18 practice nurse prescriber.

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

20 29.193 (2) (e) *Review of decisions.* An applicant denied a permit under this  
21 subsection, except a permit under par. (c) 3., may obtain a review of that decision by  
22 a licensed physician, a licensed physician assistant, a licensed chiropractor, ~~or~~ a  
23 licensed podiatrist, ~~or~~ a certified advanced practice nurse prescriber designated by  
24 the department and with an office located in the department district in which the  
25 applicant resides. The department shall pay for the cost of a review under this

**BILL****SECTION 6**

1 paragraph unless the denied application on its face fails to meet the standards set  
2 forth in par. (c) 1. or 2. A review under this paragraph is the only method of review  
3 of a decision to deny a permit under this subsection and is not subject to further  
4 review under ch. 227.

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

6 29.193 (3) (a) Produces a certificate from a licensed physician ~~or~~ a licensed  
7 physician assistant, a licensed optometrist, or a certified advanced practice nurse  
8 prescriber stating that his or her sight is impaired to the degree that he or she cannot  
9 read ordinary newspaper print with or without corrective glasses.

10

(END)



**Rose, Stefanie**

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**From:** Petrovich, Luke  
**Sent:** Friday, March 13, 2015 9:19 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -1868/1 Topic: Verification of disability for approvals issued to disabled persons

Please Jacket LRB -1868/1 for the SENATE.