



By Wed, 1-20 Thursday!

LRB-3787(P)
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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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1 **AN ACT to amend** 15.085 (1m) (b), 15.406 (4) (a), 29.193 (1m) (a) 2. (intro.), 29.193
2 (2) (b) 2., 29.193 (2) (c) 3., 29.193 (2) (cd) 2. b., 29.193 (2) (cd) 2. c., 29.193 (2) (e),
3 45.40 (1g) (a), 49.45 (9), 50.36 (3) (a), 50.36 (3) (b), 50.36 (3) (c), 50.39 (3), 77.54
4 (14) (b), 77.54 (14) (c), 77.54 (14) (d), 77.54 (14) (f) 7., 102.13 (1) (a), 102.13 (1)
5 (b) (intro.), 102.13 (1) (b) 1., 102.13 (1) (b) 3., 102.13 (1) (b) 4., 102.13 (1) (d) 1.,
6 102.13 (1) (d) 2., 102.13 (1) (d) 3., 102.13 (1) (d) 4., 102.13 (2) (a), 102.13 (2) (b),
7 102.13 (3), 102.16 (3), 102.17 (1) (d) 1., 102.17 (1) (d) 2., 102.17 (1) (e), 102.17
8 (1) (g), 102.29 (3), 102.42 (1), 102.42 (2) (a), 102.61 (1g) (c), 118.15 (3) (a), 118.29
9 (1) (e), 146.37 (1g), 146.89 (1) (r) 1., 146.903 (1) (b), 146.997 (1) (d) 4., 155.01 (7),
10 185.981 (1), 185.981 (2), 185.981 (3), 185.981 (4) (a), 185.982 (1), 185.982 (2),
11 254.35 (3) (c), 254.39 (1), 255.06 (1) (d), 257.01 (5) (a), 257.01 (5) (b), 287.07 (7)
12 (c) 1. a., 341.14 (1a), 341.14 (1e) (a), 341.14 (1m), 341.14 (1q), 343.51 (1), 343.62
13 (4) (a) 4., 441.001 (3) (a), 441.001 (4) (b), 446.02 (6m), 446.026 (1) (a), 448.03 (2)
14 (a), 448.52 (2m) (a), 448.52 (2m) (b), 448.56 (1), 448.56 (1m) (b), 448.956 (1m),
15 448.956 (3) (c), 448.956 (4), 450.10 (3) (a) 5., 454.02 (2) (a), 462.04, 632.32 (2)

1 (am), 632.64, 632.99, 655.45 (1), 895.48 (1m) (a) (intro.), 895.48 (1m) (a) 2.,
 2 905.04 (title), 905.04 (1) (b), 905.04 (1) (c), 905.04 (2), 905.04 (3), 905.04 (4) (a),
 3 905.04 (4) (e) 3., 949.01 (4), 949.04 (3) and 961.01 (19) (a); and **to create** 15.406
 4 (7), 48.981 (2) (a) 6m., 49.46 (2) (b) 11m., 77.54 (14) (f) 7m., 146.81 (1) (ev),
 5 180.1901 (1m) (bw), 252.14 (1) (ar) 4r., 440.03 (13) (b) 23m., 440.08 (2) (a) 28.,
 6 446.02 (7d) (d), 448.21 (1) (f), subchapter VIII of chapter 448 [precedes 448.98],
 7 450.11 (8) (f), 462.02 (2) (g) and 905.04 (1) (bd) of the statutes; **relating to:**
 8 licensure of doctors of chiropractic medicine, granting rule-making authority,
 9 and providing a criminal penalty.

Insert A

Analysis by the Legislative Reference Bureau

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

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

10 **SECTION 1.** 15.085 (1m) (b) of the statutes is amended to read:
 11 15.085 (1m) (b) The public members of the podiatry affiliated credentialing
 12 board, chiropractic medicine affiliated credentialing board, or occupational
 13 therapists affiliated credentialing board shall not be engaged in any profession or
 14 occupation concerned with the delivery of physical or mental health care.

15 **SECTION 2.** 15.406 (4) (a) of the statutes is amended to read:
 16 15.406 (4) (a) Four athletic trainers who are licensed under subch. VI of ch. 448
 17 and who have not been issued a credential in athletic training by a governmental
 18 authority in a jurisdiction outside this state. One of the athletic trainer members
 19 may also be licensed under ch. 446 or 447 or subch. II, III or IV, or VIII of ch. 448.

20 **SECTION 3.** 15.406 (7) of the statutes is created to read:

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1 15.406 (7) CHIROPRACTIC MEDICINE AFFILIATED CREDENTIALING BOARD. There is
2 created in the department of safety and professional services, attached to the medical
3 examining board, a chiropractic medicine affiliated credentialing board consisting
4 of the following members appointed for 4-year terms:

5 (a) Three doctors of chiropractic medicine who are licensed under subch. VIII
6 of ch. 448.

7 (b) One public member.

8 ***NOTE: This mimics the makeup of the podiatry affiliated credentialing board.

9 **SECTION 4.** 29.193 (1m) (a) 2. (intro.) of the statutes, as affected by 2015
10 Wisconsin Act 97, is amended to read:

11 29.193 (1m) (a) 2. (intro.) Has a permanent substantial loss of function in one
12 or both arms or one or both hands and fails to meet the minimum standards of any
13 one of the following standard tests, administered under the direction of a licensed
14 physician, a licensed physician assistant, a licensed doctor of chiropractic medicine,
15 a licensed chiropractor, or a certified advanced practice nurse prescriber:

16 **SECTION 5.** 29.193 (2) (b) 2. of the statutes, as affected by 2015 Wisconsin Act
17 97, is amended to read:

18 29.193 (2) (b) 2. An applicant shall submit an application on a form prepared
19 and furnished by the department, which shall include a written statement or report
20 prepared and signed by a licensed physician, a licensed physician assistant, a
21 licensed chiropractor, a licensed podiatrist, a licensed doctor of chiropractic
22 medicine, or a certified advanced practice nurse prescriber prepared no more than
23 6 months preceding the application and verifying that the applicant is physically
 disabled.

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1 **SECTION 6.** 29.193 (2) (c) 3. of the statutes, as affected by 2015 Wisconsin Act
2 97, is amended to read:

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

15 **SECTION 7.** 29.193 (2) (cd) 2. b. of the statutes, as affected by 2015 Wisconsin
16 Act 97, is amended to read:

17 29.193 (2) (cd) 2. b. The person has a permanent substantial loss of function
18 in one or both arms and fails to meet the minimum standards of the standard upper
19 extremity pinch test, the standard grip test, or the standard nine-hole peg test,
20 administered under the direction of a licensed physician, a licensed doctor of
21 chiropractic medicine, a licensed physician assistant, a licensed chiropractor, or a
22 certified advanced practice nurse prescriber.

23 **SECTION 8.** 29.193 (2) (cd) 2. c. of the statutes, as affected by 2015 Wisconsin
24 Act 97, is amended to read:

1 29.193 (2) (cd) 2. c. The person has a permanent substantial loss of function in
2 one or both shoulders and fails to meet the minimum standards of the standard
3 shoulder strength test, administered under the direction of a licensed physician, a
4 licensed doctor of chiropractic medicine, a licensed physician assistant, a licensed
5 chiropractor, or a certified advanced practice nurse prescriber.

6 **SECTION 9.** 29.193 (2) (e) of the statutes, as affected by 2015 Wisconsin Act 97,
7 is amended to read:

8 29.193 (2) (e) *Review of decisions.* An applicant denied a permit under this
9 subsection, except a permit under par. (c) 3., may obtain a review of that decision by
10 a licensed physician, a licensed physician assistant, a licensed chiropractor, a
11 licensed podiatrist, a licensed doctor of chiropractic medicine, or a certified advanced
12 practice nurse prescriber designated by the department and with an office located
13 in the department district in which the applicant resides. The department shall pay
14 for the cost of a review under this paragraph unless the denied application on its face
15 fails to meet the standards set forth in par. (c) 1. or 2. A review under this paragraph
16 is the only method of review of a decision to deny a permit under this subsection and
17 is not subject to further review under ch. 227.

18 **SECTION 10.** 45.40 (1g) (a) of the statutes is amended to read:

19 45.40 (1g) (a) “Health care provider” means an advanced practice nurse
20 prescriber certified under s. 441.16 (2), an audiologist licensed under ch. 459, a
21 dentist licensed under ch. 447, an optometrist licensed under ch. 449, a physician
22 licensed under s. 448.02, ~~or~~ a podiatrist licensed under s. 448.63, or a doctor of
23 chiropractic medicine licensed under s. 448.083. 01725 ✓

24 **SECTION 11.** 48.981 (2) (a) 6m. of the statutes is created to read:

25 48.981 (2) (a) 6m. A doctor of chiropractic medicine.

1 **SECTION 12.** 49.45 (9) of the statutes is amended to read:

2 **49.45 (9) FREE CHOICE.** Any person eligible for medical assistance under s.
3 49.46, 49.468, 49.47, or 49.471 may use the physician, chiropractor, dentist,
4 pharmacist, podiatrist, doctor of chiropractic medicine, hospital, skilled nursing
5 home, health maintenance organization, limited service health organization,
6 preferred provider plan or other licensed, registered or certified provider of health
7 care of his or her choice, except that free choice of a provider may be limited by the
8 department if the department's alternate arrangements are economical and the
9 recipient has reasonable access to health care of adequate quality. The department
10 may also require a recipient to designate, in any or all categories of health care
11 providers, a primary health care provider of his or her choice. After such a
12 designation is made, the recipient may not receive services from other health care
13 providers in the same category as the primary health care provider unless such
14 service is rendered in an emergency or through written referral by the primary
15 health care provider. Alternate designations by the recipient may be made in
16 accordance with guidelines established by the department. Nothing in this
17 subsection shall vitiate the legal responsibility of the physician, chiropractor,
18 dentist, pharmacist, podiatrist, doctor of chiropractic medicine, skilled nursing
19 home, hospital, health maintenance organization, limited service health
20 organization, preferred provider plan or other licensed, registered or certified
21 provider of health care to patients. All contract and tort relationships with patients
22 shall remain, notwithstanding a written referral under this section, as though
23 dealings are direct between the physician, chiropractor, dentist, pharmacist,
24 podiatrist, doctor of chiropractic medicine, skilled nursing home, hospital, health
25 maintenance organization, limited service health organization, preferred provider

1 plan or other licensed, registered or certified provider of health care and the patient.
2 No physician, chiropractor, pharmacist, podiatrist, doctor of chiropractic medicine,
3 or dentist may be required to practice exclusively in the medical assistance program.

4 **SECTION 13.** 49.46 (2) (b) 11m. of the statutes is created to read:

5 49.46 (2) (b) 11m. The services of doctors of chiropractic medicine.

6 **SECTION 14.** 50.36 (3) (a) of the statutes is amended to read:

7 50.36 (3) (a) Any person licensed to practice medicine and surgery under subch.

8 II of ch. 448 ~~or~~, podiatry under subch. IV of ch. 448, or chiropractic medicine under
9 subch. VIII of ch. 448 shall be afforded an equal opportunity to obtain hospital staff
10 privileges and may not be denied hospital staff privileges solely for the reason that
11 the person is an osteopathic physician and surgeon ~~or~~, a podiatrist, or a doctor of
12 chiropractic medicine. Each individual hospital shall retain the right to determine
13 whether the applicant's training, experience and demonstrated competence is
14 sufficient to justify the granting of hospital staff privileges or is sufficient to justify
15 the granting of limited hospital staff privileges.

16 **SECTION 15.** 50.36 (3) (b) of the statutes is amended to read:

17 50.36 (3) (b) If, as a result of peer investigation or written notice thereof, a
18 hospital staff member who is licensed by the medical examining board ~~or~~, podiatry
19 affiliated credentialing board, or chiropractic medicine affiliated credentialing
20 board, for any reasons that include the quality of or ability to practice, loses his or
21 her hospital staff privileges, has his or her hospital staff privileges reduced or resigns
22 from the hospital staff, the hospital shall so notify the medical examining board ~~or~~,
23 podiatry affiliated credentialing board, or chiropractic medicine affiliated
24 credentialing board, whichever is applicable, within 30 days after the loss, reduction

1 or resignation takes effect. Temporary suspension due to incomplete records need
2 not be reported.

3 **SECTION 16.** 50.36 (3) (c) of the statutes is amended to read:

4 50.36 (3) (c) If, as a result of peer investigation or written notice thereof, a
5 hospital staff member who is licensed by the medical examining board ~~or~~, podiatry
6 affiliated credentialing board, or chiropractic medicine affiliated credentialing
7 board, for reasons that do not include the quality of or ability to practice, loses his
8 or her hospital staff privileges for 30 days or more, has his or her hospital staff
9 privileges reduced for 30 days or more or resigns from the hospital staff for 30 days
10 or more, the hospital shall so notify the medical examining board ~~or~~, podiatry
11 affiliated credentialing board, or chiropractic medicine affiliated credentialing
12 board, whichever is applicable, within 30 days after the loss, reduction or resignation
13 takes effect. Temporary suspension due to incomplete records need not be reported.

14 **SECTION 17.** 50.39 (3) of the statutes is amended to read:

15 50.39 (3) Facilities governed by ss. 45.50, 48.62, 49.70, 49.72, 50.02, 51.09, and
16 252.10, juvenile correctional facilities as defined in s. 938.02 (10p), correctional
17 institutions governed by the department of corrections under s. 301.02, and the
18 offices and clinics of persons licensed to treat the sick under chs. 446, 447, and 448
19 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do not abridge the rights
20 of the medical examining board, physical therapy examining board, podiatry
21 affiliated credentialing board, chiropractic medicine affiliated credentialing board,
22 dentistry examining board, pharmacy examining board, chiropractic examining
23 board, and board of nursing in carrying out their statutory duties and
24 responsibilities.

25 **SECTION 18.** 77.54 (14) (b) of the statutes is amended to read:

1 77.54 (14) (b) Furnished by a licensed physician, surgeon, podiatrist, doctor of
2 chiropractic medicine, or dentist to a patient who is a human being for treatment of
3 the patient.

4 **SECTION 19.** 77.54 (14) (c) of the statutes is amended to read:

5 77.54 (14) (c) Furnished by a hospital for treatment of any person pursuant to
6 the order of a licensed physician, surgeon, podiatrist, doctor of chiropractic medicine,
7 or dentist.

8 **SECTION 20.** 77.54 (14) (d) of the statutes is amended to read:

9 77.54 (14) (d) Sold to a licensed physician, surgeon, podiatrist, doctor of
10 chiropractic medicine, dentist, or hospital for the treatment of a human being.

11 **SECTION 21.** 77.54 (14) (f) 7. of the statutes is amended to read:

12 77.54 (14) (f) 7. A podiatrist who is licensed under subch. IV of ch. 448.

13 **SECTION 22.** 77.54 (14) (f) 7m. of the statutes is created to read:

14 77.54 (14) (f) 7m. A doctor of chiropractic medicine licensed under subch. VIII
15 of ch. 448.

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16 **SECTION 23.** 102.13 (1) (a) of the statutes is amended to read:

17 102.13 (1) (a) Except as provided in sub. (4), whenever compensation is claimed
18 by an employee, the employee shall, upon the written request of the employee's
19 employer or worker's compensation insurer, submit to reasonable examinations by
20 physicians, chiropractors, psychologists, dentists, physician assistants, advanced
21 practice nurse prescribers, ~~or~~ podiatrists, or doctors of chiropractic medicine
22 provided and paid for by the employer or insurer. No employee who submits to an
23 examination under this paragraph is a patient of the examining physician,
24 chiropractor, psychologist, dentist, physician assistant, advanced practice nurse
25 prescriber, ~~or~~ podiatrist, or doctor of chiropractic medicine for any purpose other than

1 for the purpose of bringing an action under ch. 655, unless the employee specifically
2 requests treatment from that physician, chiropractor, psychologist, dentist,
3 physician assistant, advanced practice nurse prescriber, or podiatrist, or doctor of
4 chiropractic medicine.

5 **SECTION 24.** 102.13 (1) (b) (intro.) of the statutes is amended to read:

6 102.13 (1) (b) (intro.) An employer or insurer who requests that an employee
7 submit to reasonable examination under par. (a) or (am) shall tender to the employee,
8 before the examination, all necessary expenses including transportation expenses.
9 The employee is entitled to have a physician, chiropractor, psychologist, dentist,
10 physician assistant, advanced practice nurse prescriber, or podiatrist, or doctor of
11 chiropractic medicine provided by himself or herself present at the examination and
12 to receive a copy of all reports of the examination that are prepared by the examining
13 physician, chiropractor, psychologist, podiatrist, doctor of chiropractic medicine,
14 dentist, physician assistant, advanced practice nurse prescriber, or vocational expert
15 immediately upon receipt of those reports by the employer or worker's compensation
16 insurer. The employee is also entitled to have a translator provided by himself or
17 herself present at the examination if the employee has difficulty speaking or
18 understanding the English language. The employer's or insurer's written request
19 for examination shall notify the employee of all of the following:

20 **SECTION 25.** 102.13 (1) (b) 1. of the statutes is amended to read:

21 102.13 (1) (b) 1. The proposed date, time, and place of the examination and the
22 identity and area of specialization of the examining physician, chiropractor,
23 psychologist, dentist, podiatrist, doctor of chiropractic medicine, physician assistant,
24 advanced practice nurse prescriber, or vocational expert.

25 **SECTION 26.** 102.13 (1) (b) 3. of the statutes is amended to read:

1 102.13 (1) (b) 3. The employee's right to have his or her physician, chiropractor,
2 psychologist, dentist, physician assistant, advanced practice nurse prescriber, or
3 podiatrist, or doctor of chiropractic medicine present at the examination.

4 **SECTION 27.** 102.13 (1) (b) 4. of the statutes is amended to read:

5 102.13 (1) (b) 4. The employee's right to receive a copy of all reports of the
6 examination that are prepared by the examining physician, chiropractor,
7 psychologist, dentist, podiatrist, doctor of chiropractic medicine, physician assistant,
8 advanced practice nurse prescriber, or vocational expert immediately upon receipt
9 of these reports by the employer or worker's compensation insurer.

10 **SECTION 28.** 102.13 (1) (d) 1. of the statutes is amended to read:

11 102.13 (1) (d) 1. Any physician, chiropractor, psychologist, dentist, podiatrist,
12 doctor of chiropractic medicine, physician assistant, advanced practice nurse
13 prescriber, or vocational expert who is present at any examination under par. (a) or
14 (am) may be required to testify as to the results of the examination.

15 **SECTION 29.** 102.13 (1) (d) 2. of the statutes, as affected by 2015 Wisconsin Act
16 55, is amended to read:

17 102.13 (1) (d) 2. Any physician, chiropractor, psychologist, dentist, physician
18 assistant, advanced practice nurse prescriber, or podiatrist, or doctor of chiropractic
19 medicine who attended a worker's compensation claimant for any condition or
20 complaint reasonably related to the condition for which the claimant claims
21 compensation may be required to testify before the division when the division so
22 directs.

23 **SECTION 30.** 102.13 (1) (d) 3. of the statutes, as affected by 2015 Wisconsin Act
24 55, is amended to read:

1 102.13 (1) (d) 3. Notwithstanding any statutory provisions except par. (e), any
2 physician, chiropractor, psychologist, dentist, physician assistant, advanced
3 practice nurse prescriber, ~~or~~ podiatrist, or doctor of chiropractic medicine attending
4 a worker's compensation claimant for any condition or complaint reasonably related
5 to the condition for which the claimant claims compensation may furnish to the
6 employee, employer, worker's compensation insurer, department, or division
7 information and reports relative to a compensation claim.

8 **SECTION 31.** 102.13 (1) (d) 4. of the statutes is amended to read:

9 102.13 (1) (d) 4. The testimony of any physician, chiropractor, psychologist,
10 dentist, physician assistant, advanced practice nurse prescriber, ~~or~~ podiatrist, or
11 doctor of chiropractic medicine who is licensed to practice where he or she resides or
12 practices in any state and the testimony of any vocational expert may be received in
13 evidence in compensation proceedings.

14 **SECTION 32.** 102.13 (2) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
15 is amended to read:

16 102.13 (2) (a) An employee who reports an injury alleged to be work-related
17 or files an application for hearing waives any physician-patient,
18 psychologist-patient, or chiropractor-patient privilege with respect to any condition
19 or complaint reasonably related to the condition for which the employee claims
20 compensation. Notwithstanding ss. 51.30 and 146.82 and any other law, any
21 physician, chiropractor, psychologist, dentist, podiatrist, doctor of chiropractic
22 medicine, physician assistant, advanced practice nurse prescriber, hospital, or
23 health care provider shall, within a reasonable time after written request by the
24 employee, employer, worker's compensation insurer, department, or division, or its

1 representative, provide that person with any information or written material
2 reasonably related to any injury for which the employee claims compensation.

3 **SECTION 33.** 102.13 (2) (b) of the statutes is amended to read:

4 102.13 (2) (b) A physician, chiropractor, podiatrist, doctor of chiropractic
5 medicine, psychologist, dentist, physician assistant, advanced practice nurse
6 prescriber, hospital, or health service provider shall furnish a legible, certified
7 duplicate of the written material requested under par. (a) upon payment of the actual
8 costs of preparing the certified duplicate, not to exceed the greater of 45 cents per
9 page or \$7.50 per request, plus the actual costs of postage. Any person who refuses
10 to provide certified duplicates of written material in the person's custody that is
11 requested under par. (a) shall be liable for reasonable and necessary costs and,
12 notwithstanding s. 814.04 (1), reasonable attorney fees incurred in enforcing the
13 requester's right to the duplicates under par. (a).

14 **SECTION 34.** 102.13 (3) of the statutes, as affected by 2015 Wisconsin Act 55,
15 is amended to read:

16 102.13 (3) If 2 or more physicians, chiropractors, psychologists, dentists, or
17 podiatrists, or doctors of chiropractic medicine disagree as to the extent of an injured
18 employee's temporary disability, the end of an employee's healing period, an
19 employee's ability to return to work at suitable available employment or the
20 necessity for further treatment or for a particular type of treatment, the department
21 or the division may appoint another physician, chiropractor, psychologist, dentist, or
22 podiatrist, or doctor of chiropractic medicine to examine the employee and render an
23 opinion as soon as possible. The department or the division shall promptly notify the
24 parties of this appointment. If the employee has not returned to work, payment for
25 temporary disability shall continue until the department or the division receives the

1 opinion. The employer or its insurance carrier, or both, shall pay for the examination
2 and opinion. The employer or insurance carrier, or both, shall receive appropriate
3 credit for any overpayment to the employee determined by the department or the
4 division after receipt of the opinion.

5 **SECTION 35.** 102.16 (3) of the statutes is amended to read:

6 102.16 (3) No employer subject to this chapter may solicit, receive, or collect
7 any money from an employee or any other person or make any deduction from their
8 wages, either directly or indirectly, for the purpose of discharging any liability under
9 this chapter or recovering premiums paid on a contract described under s. 102.31 (1)
10 (a) or a policy described under s. 102.315 (3), (4), or (5) (a); nor may any employer
11 subject to this chapter sell to an employee or other person, or solicit or require the
12 employee or other person to purchase, medical, chiropractic, podiatric, chiropractic
13 medicine, psychological, dental, or hospital tickets or contracts for medical, surgical,
14 hospital, or other health care treatment that is required to be furnished by that
15 employer.

16 **SECTION 36.** 102.17 (1) (d) 1. of the statutes, as affected by 2015 Wisconsin Act
17 55, is amended to read:

18 102.17 (1) (d) 1. The contents of certified medical and surgical reports by
19 physicians, podiatrists, doctors of chiropractic medicine, surgeons, dentists,
20 psychologists, physician assistants, advanced practice nurse prescribers, and
21 chiropractors licensed in and practicing in this state, and of certified reports by
22 experts concerning loss of earning capacity under s. 102.44 (2) and (3), presented by
23 a party for compensation constitute prima facie evidence as to the matter contained
24 in those reports, subject to any rules and limitations the division prescribes.
25 Certified reports of physicians, podiatrists, doctors of chiropractic medicine,

1 surgeons, dentists, psychologists, physician assistants, advanced practice nurse
2 prescribers, and chiropractors, wherever licensed and practicing, who have
3 examined or treated the claimant, and of experts, if the practitioner or expert
4 consents to being subjected to cross-examination, also constitute prima facie
5 evidence as to the matter contained in those reports. Certified reports of physicians,
6 podiatrists, doctors of chiropractic medicine, surgeons, psychologists, and
7 chiropractors are admissible as evidence of the diagnosis, necessity of the treatment,
8 and cause and extent of the disability. Certified reports by doctors of dentistry,
9 physician assistants, and advanced practice nurse prescribers are admissible as
10 evidence of the diagnosis and necessity of treatment but not of the cause and extent
11 of disability. Any physician, podiatrist, doctor of chiropractic medicine, surgeon,
12 dentist, psychologist, chiropractor, physician assistant, advanced practice nurse
13 prescriber, or expert who knowingly makes a false statement of fact or opinion in a
14 certified report may be fined or imprisoned, or both, under s. 943.395.

15 **SECTION 37.** 102.17 (1) (d) 2. of the statutes, as affected by 2015 Wisconsin Act
16 55, is amended to read:

17 102.17 (1) (d) 2. The record of a hospital or sanatorium in this state that is
18 satisfactory to the division, established by certificate, affidavit, or testimony of the
19 supervising officer of the hospital or sanatorium, any other person having charge of
20 the record, or a physician, podiatrist, doctor of chiropractic medicine, surgeon,
21 dentist, psychologist, physician assistant, advanced practice nurse prescriber, or
22 chiropractor to be the record of the patient in question, and made in the regular
23 course of examination or treatment of the patient, constitutes prima facie evidence
24 as to the matter contained in the record, to the extent that the record is otherwise
25 competent and relevant.

1 **SECTION 38.** 102.17 (1) (e) of the statutes, as affected by 2015 Wisconsin Act 55,
2 is amended to read:

3 102.17 (1) (e) The division may, with or without notice to any party, cause
4 testimony to be taken, an inspection of the premises where the injury occurred to be
5 made, or the time books and payrolls of the employer to be examined by any
6 examiner, and may direct any employee claiming compensation to be examined by
7 a physician, chiropractor, psychologist, dentist, ~~or~~ podiatrist, or doctor of chiropractic
8 medicine. The testimony so taken, and the results of any such inspection or
9 examination, shall be reported to the division for its consideration upon final
10 hearing. All ex parte testimony taken by the division shall be reduced to writing, and
11 any party shall have opportunity to rebut that testimony on final hearing.

12 **SECTION 39.** 102.17 (1) (g) of the statutes, as affected by 2015 Wisconsin Act 55,
13 is amended to read:

14 102.17 (1) (g) Whenever the testimony presented at any hearing indicates a
15 dispute or creates a doubt as to the extent or cause of disability or death, the division
16 may direct that the injured employee be examined, that an autopsy be performed,
17 or that an opinion be obtained without examination or autopsy, by or from an
18 impartial, competent physician, chiropractor, dentist, psychologist ~~or~~ podiatrist, or
19 doctor of chiropractic medicine designated by the division who is not under contract
20 with or regularly employed by a compensation insurance carrier or self-insured
21 employer. The expense of the examination, autopsy, or opinion shall be paid by the
22 employer or, if the employee claims compensation under s. 102.81, from the
23 uninsured employers fund. The report of the examination, autopsy, or opinion shall
24 be transmitted in writing to the division and a copy of the report shall be furnished

1 by the division to each party, who shall have an opportunity to rebut the report on
2 further hearing.

3 **SECTION 40.** 102.29 (3) of the statutes is amended to read:

4 102.29 (3) Nothing in this chapter shall prevent an employee from taking the
5 compensation that the employee may be entitled to under this chapter and also
6 maintaining a civil action against any physician, chiropractor, psychologist, dentist,
7 physician assistant, advanced practice nurse prescriber, ~~or podiatrist, or doctor of~~
8 chiropractic medicine for malpractice.

9 **SECTION 41.** 102.42 (1) of the statutes is amended to read:

10 102.42 (1) TREATMENT OF EMPLOYEE. The employer shall supply such medical,
11 surgical, chiropractic, psychological, podiatric, chiropractic medicine, dental, and
12 hospital treatment, medicines, medical and surgical supplies, crutches, artificial
13 members, appliances, and training in the use of artificial members and appliances,
14 or, at the option of the employee, Christian Science treatment in lieu of medical
15 treatment, medicines, and medical supplies, as may be reasonably required to cure
16 and relieve from the effects of the injury, and to attain efficient use of artificial
17 members and appliances, and in case of the employer's neglect or refusal seasonably
18 to do so, or in emergency until it is practicable for the employee to give notice of injury,
19 the employer shall be liable for the reasonable expense incurred by or on behalf of
20 the employee in providing such treatment, medicines, supplies, and training. When
21 the employer has knowledge of the injury and the necessity for treatment, the
22 employer's failure to tender the necessary treatment, medicines, supplies, and
23 training constitutes such neglect or refusal. The employer shall also be liable for
24 reasonable expense incurred by the employee for necessary treatment to cure and
25 relieve the employee from the effects of occupational disease prior to the time that

1 the employee knew or should have known the nature of his or her disability and its
2 relation to employment, and as to such treatment subs. (2) and (3) shall not apply.
3 The obligation to furnish such treatment and appliances shall continue as required
4 to prevent further deterioration in the condition of the employee or to maintain the
5 existing status of such condition whether or not healing is completed.

6 **SECTION 42.** 102.42 (2) (a) of the statutes is amended to read:

7 102.42 (2) (a) When the employer has notice of an injury and its relationship
8 to the employment, the employer shall offer to the injured employee his or her choice
9 of any physician, chiropractor, psychologist, dentist, physician assistant, advanced
10 practice nurse prescriber, ~~or podiatrist~~, or doctor of chiropractic medicine licensed to
11 practice and practicing in this state for treatment of the injury. By mutual
12 agreement, the employee may have the choice of any qualified practitioner not
13 licensed in this state. In case of emergency, the employer may arrange for treatment
14 without tendering a choice. After the emergency has passed the employee shall be
15 given his or her choice of attending practitioner at the earliest opportunity. The
16 employee has the right to a 2nd choice of attending practitioner on notice to the
17 employer or its insurance carrier. Any further choice shall be by mutual agreement.
18 Partners and clinics are considered to be one practitioner. Treatment by a
19 practitioner on referral from another practitioner is considered to be treatment by
20 one practitioner.

21 **SECTION 43.** 102.61 (1g) (c) of the statutes, as affected by 2015 Wisconsin Act
22 55, is amended to read:

23 102.61 (1g) (c) On receiving notice that he or she is eligible to receive vocational
24 rehabilitation services under 29 USC 701 to 797a, an employee shall provide the
25 employer with a written report from a physician, chiropractor, psychologist, ~~or~~

1 podiatrist, or doctor of chiropractic medicine stating the employee's permanent work
2 restrictions. Within 60 days after receiving that report, the employer shall provide
3 to the employee in writing an offer of suitable employment, a statement that the
4 employer has no suitable employment for the employee, or a report from a physician,
5 chiropractor, psychologist, ~~or podiatrist,~~ or doctor of chiropractic medicine showing
6 that the permanent work restrictions provided by the employee's practitioner are in
7 dispute and documentation showing that the difference in work restrictions would
8 materially affect either the employer's ability to provide suitable employment or a
9 vocational rehabilitation counselor's ability to recommend a rehabilitative training
10 program. If the employer and employee cannot resolve the dispute within 30 days
11 after the employee receives the employer's report and documentation, the employer
12 or employee may request a hearing before the division to determine the employee's
13 work restrictions. Within 30 days after the division determines the employee's work
14 restrictions, the employer shall provide to the employee in writing an offer of suitable
15 employment or a statement that the employer has no suitable employment for the
16 employee.

17 **SECTION 44.** 118.15 (3) (a) of the statutes is amended to read:

18 118.15 (3) (a) Any child who is excused by the school board because the child
19 is temporarily not in proper physical or mental condition to attend a school program
20 but who can be expected to return to a school program upon termination or
21 abatement of the illness or condition. The school attendance officer may request the
22 parent or guardian of the child to obtain a written statement from a licensed
23 physician, doctor of chiropractic medicine, dentist, chiropractor, optometrist,
24 psychologist, physician assistant, or nurse practitioner, as defined in s. 255.06 (1) (d),
25 or certified advanced practice nurse prescriber or Christian Science practitioner

1 living and residing in this state, who is listed in the Christian Science Journal, as
2 sufficient proof of the physical or mental condition of the child. An excuse under this
3 paragraph shall be in writing and shall state the time period for which it is valid, not
4 to exceed 30 days.

5 **SECTION 45.** 118.29 (1) (e) of the statutes is amended to read:

6 118.29 (1) (e) “Practitioner” means any physician, dentist, optometrist,
7 physician assistant, advanced practice nurse prescriber, ~~or~~ podiatrist, or doctor of
8 chiropractic medicine licensed in any state.

9 **SECTION 46.** 146.37 (1g) of the statutes is amended to read:

10 146.37 (1g) Except as provided in s. 153.76, no person acting in good faith who
11 participates in the review or evaluation of the services of health care providers or
12 facilities or the charges for such services conducted in connection with any program
13 organized and operated to help improve the quality of health care, to avoid improper
14 utilization of the services of health care providers or facilities or to determine the
15 reasonable charges for such services, or who participates in the obtaining of health
16 care information under subch. I of ch. 153, is liable for any civil damages as a result
17 of any act or omission by such person in the course of such review or evaluation. Acts
18 and omissions to which this subsection applies include, but are not limited to, acts
19 or omissions by peer review committees or hospital governing bodies in censuring,
20 reprimanding, limiting or revoking hospital staff privileges or notifying the medical
21 examining board ~~or~~ podiatry affiliated credentialing board, or chiropractic medicine
22 affiliated credentialing board under s. 50.36 or taking any other disciplinary action
23 against a health care provider or facility and acts or omissions by a medical director
24 in reviewing the performance of emergency medical technicians or ambulance
25 service providers.

1 SECTION 47. 146.81 (1) (ev) of the statutes is created to read:

2 146.81 (1) (ev) A doctor of chiropractic medicine licensed under subch. VIII of
3 ch. 448.

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4 SECTION 48. 146.89 (1) (r) 1. of the statutes is amended to read:

5 146.89 (1) (r) 1. Licensed as a physician under ch. 448, a dentist or dental
6 hygienist under ch. 447, a registered nurse, practical nurse, or nurse-midwife under
7 ch. 441, an optometrist under ch. 449, a physician assistant under ch. 448, a
8 pharmacist under ch. 450, a chiropractor under ch. 446, a podiatrist under subch. IV
9 of ch. 448, a doctor of chiropractic medicine licensed under subch. VIII of ch. 448, or
10 a physical therapist under subch. III of ch. 448.

11 SECTION 49. 146.903 (1) (b) of the statutes is amended to read:

12 146.903 (1) (b) "Clinic" means a place, other than a residence or a hospital, that
13 is used primarily for the provision of nursing, medical, podiatric, chiropractic
14 medicine, dental, chiropractic, or optometric care and treatment.

15 SECTION 50. 146.997 (1) (d) 4. of the statutes is amended to read:

16 146.997 (1) (d) 4. A physician, podiatrist, doctor of chiropractic medicine,
17 perfusionist, physical therapist, or physical therapist assistant licensed under ch.
18 448.

19 SECTION 51. 155.01 (7) of the statutes is amended to read:

20 155.01 (7) "Health care provider" means a nurse licensed or permitted under
21 ch. 441, a chiropractor licensed under ch. 446, a dentist licensed under ch. 447, a
22 physician, physician assistant, perfusionist, podiatrist, doctor of chiropractic
23 medicine, physical therapist, physical therapist assistant, occupational therapist, or
24 occupational therapy assistant licensed under ch. 448, a person practicing Christian
25 Science treatment, an optometrist licensed under ch. 449, a psychologist licensed

1 under ch. 455, a partnership thereof, a corporation or limited liability company
2 thereof that provides health care services, a cooperative health care association
3 organized under s. 185.981 that directly provides services through salaried
4 employees in its own facility, or a home health agency, as defined in s. 50.49 (1) (a).

5 **SECTION 52.** 180.1901 (1m) (bw) of the statutes is created to read:

6 180.1901 (1m) (bw) Chiropractic medicine affiliated credentialing board under
7 subch. VIII of ch. 448.

8 **SECTION 53.** 185.981 (1) of the statutes is amended to read:

9 185.981 (1) Cooperative associations may be organized under this chapter
10 without capital stock, primarily to establish and operate in the state or in any county
11 or counties in the state nonprofit plans or programs for health care, including
12 hospital care, for their members and their members' dependents through contracts
13 with physicians, medical societies, chiropractors, optometrists, dentists, dental
14 societies, hospitals, podiatrists, doctors of chiropractic medicine, and others.

15 **SECTION 54.** 185.981 (2) of the statutes is amended to read:

16 185.981 (2) A cooperative association organized under this section shall
17 operate only on a cooperative nonprofit basis and for the primary purpose of
18 establishing, maintaining, and operating a voluntary nonprofit health, dental, or
19 vision care plan or plans, or for constructing, operating, and maintaining nonprofit
20 hospitals or other facilities whereby health care, including hospital, dental, or vision
21 care, is provided to its members and to other persons or groups of persons who become
22 subscribers to the plans, subject to s. 185.982 (2), under contracts that provide access
23 to medical, surgical, chiropractic, vision, dental, or hospital care, other health care
24 services, appliances, and supplies, by physicians and surgeons licensed and
25 registered under ch. 448, podiatrists licensed under ch. 448, doctors of chiropractic

1 medicine licensed under ch. 448, optometrists licensed under ch. 449, chiropractors
2 licensed under ch. 446, dentists licensed under ch. 447, and other health care
3 providers in their offices, in hospitals, in other facilities, and in the home. Nothing
4 in this subsection precludes a cooperative association organized under this section
5 from owning an interest in other entities for enhancing or improving member
6 services or for investment or other purposes, as long as the association's primary
7 purpose remains as provided in this subsection.

8 **SECTION 55.** 185.981 (3) of the statutes is amended to read:

9 185.981 (3) No cooperative association organized primarily for the purposes
10 provided in ss. 185.981 to 185.983 shall be prevented from contracting with any
11 hospital in this state for the rendition of such hospital care as is included within the
12 cooperative association's plans because the hospital participates in a plan of any
13 other cooperative association, or in a plan organized and operated under ss. 148.03
14 and 613.80. No hospital may discriminate against any physician and surgeon,
15 chiropractor, dentist, ~~or podiatrist,~~ or doctor of chiropractic medicine with respect to
16 the use of the hospital's facilities by reason of his or her participation in a health care
17 plan of a cooperative.

18 **SECTION 56.** 185.981 (4) (a) of the statutes is amended to read:

19 185.981 (4) (a) Except as provided in par. (b), no contract by or on behalf of any
20 such cooperative association shall provide for the payment of any cash, indemnity,
21 or other material benefit by that association to the subscriber or the subscriber's
22 estate on account of death, illness, or injury, but any such association may stipulate
23 in its plans that it will pay any nonparticipating physician and surgeon, optometrist,
24 chiropractor, dentist, podiatrist, doctor of chiropractic medicine, hospital, or other
25 provider for hospital or other health care rendered to any covered person who is in

1 need of a plan's benefits. The plans may prescribe monetary limitations with respect
2 to the benefits.

3 **SECTION 57.** 185.982 (1) of the statutes is amended to read:

4 185.982 (1) No health care plan or contract issued by a cooperative association
5 shall interfere with the manner or mode of the practice of medicine, optometry,
6 chiropractic, dentistry, ~~or~~ podiatry, or chiropractic medicine, the manner or mode of
7 providing wellness or other services, the relationship of physician, chiropractor,
8 optometrist, dentist, podiatrist, doctor of chiropractic medicine, or other provider
9 and patient, nor the responsibility of physician, chiropractor, optometrist, dentist,
10 podiatrist, doctor of chiropractic medicine, or other provider to patient. Plans may
11 require persons covered to utilize health care providers designated by the
12 cooperative association. The cooperative association may provide health care
13 services directly through providers who are employees of the cooperative association
14 or through agreements with individual providers or groups of providers organized
15 on a group practice or individual practice basis.

16 **SECTION 58.** 185.982 (2) of the statutes is amended to read:

17 185.982 (2) Any cooperative association operating voluntary health care plans
18 under the provisions of this chapter may pay physicians and surgeons, optometrists,
19 chiropractors, dentists, doctors of chiropractic medicine, or other providers on a
20 salary, per person, or fee-for-service basis to provide health care to members of the
21 association. Every cooperative association may offer its health care services to
22 nonmembers. Any cooperative association that operates a hospital may make the
23 hospital's facilities available to nonmembers and to nonparticipating physicians,
24 optometrists, dentists, or other providers.

25 **SECTION 59.** 252.14 (1) (ar) 4r. of the statutes is created to read:

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1 252.14 (1) (ar) 4r. A doctor of chiropractic medicine licensed under subch. VIII
2 of ch. 448.

3 SECTION 60. 254.35 (3) (c) of the statutes is amended to read:

4 254.35 (3) (c) For a podiatric, chiropractic medicine, or veterinary site having
5 an ionizing radiation installation, the fee shall be at least \$36 for each site and at
6 least \$44 for each X-ray tube.

7 SECTION 61. 254.39 (1) of the statutes is amended to read:

8 254.39 (1) Nothing in this subchapter may be interpreted as limiting
9 intentional exposure of persons to radiation for the purpose of analysis, diagnosis,
10 therapy, and medical, chiropractic medicine, chiropractic, or dental research as
11 authorized by law.

12 SECTION 62. 255.06 (1) (d) of the statutes is amended to read:

13 255.06 (1) (d) "Nurse practitioner" means a registered nurse licensed under ch.
14 441 or in a party state, as defined in s. 441.50 (2) (j), whose practice of professional
15 nursing under s. 441.001 (4) includes performance of delegated medical services
16 under the supervision of a physician, dentist, or podiatrist, or doctor of chiropractic
17 medicine.

18 SECTION 63. 257.01 (5) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
19 is amended to read:

20 257.01 (5) (a) An individual who is licensed as a physician, a physician
21 assistant, or a podiatrist, or doctor of chiropractic medicine under ch. 448, licensed
22 as a registered nurse, licensed practical nurse, or nurse-midwife under ch. 441,
23 licensed as a dentist under ch. 447, licensed as a pharmacist under ch. 450, licensed
24 as a veterinarian or certified as a veterinary technician under ch. 89, or certified as
25 a respiratory care practitioner under ch. 448.

1 **SECTION 64.** 257.01 (5) (b) of the statutes, as affected by 2015 Wisconsin Act 55,
2 is amended to read:

3 257.01 (5) (b) An individual who was at any time within the previous 10 years,
4 but is not currently, licensed as a physician, a physician assistant, ~~or a podiatrist, or~~
5 a doctor of chiropractic medicine under ch. 448, licensed as a registered nurse,
6 licensed practical nurse or nurse–midwife, under ch. 441, licensed as a dentist under
7 ch. 447, licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified
8 as a veterinary technician under ch. 89, or certified as a respiratory care practitioner
9 under ch. 448, if the individual’s license or certification was never revoked, limited,
10 suspended, or denied renewal.

11 **SECTION 65.** 287.07 (7) (c) 1. a. of the statutes is amended to read:

12 287.07 (7) (c) 1. a. “Clinic” means a place, other than a residence, that is used
13 primarily for the provision of nursing, medical, podiatric, chiropractic medicine,
14 dental, chiropractic, optometric or veterinary care and treatment.

15 **SECTION 66.** 341.14 (1a) of the statutes is amended to read:

16 341.14 (1a) If any resident of this state, who is registering or has registered an
17 automobile, or a motor truck, dual purpose motor home or dual purpose farm truck
18 which has a gross weight of not more than 8,000 pounds, a farm truck which has a
19 gross weight of not more than 12,000 pounds or a motor home, submits a statement
20 once every 4 years, as determined by the department, from a physician licensed to
21 practice medicine in any state, from an advanced practice nurse licensed to practice
22 nursing in any state, from a public health nurse certified or licensed to practice in
23 any state, from a physician assistant licensed or certified to practice in any state,
24 from a podiatrist licensed to practice in any state, from a doctor of chiropractic
25 medicine licensed to practice chiropractic medicine in any state, from a chiropractor

1 licensed to practice chiropractic in any state, or from a Christian Science practitioner
2 residing in this state and listed in the Christian Science journal certifying to the
3 department that the resident is a person with a disability that limits or impairs the
4 ability to walk, the department shall procure, issue and deliver to the disabled
5 person plates of a special design in lieu of plates which ordinarily would be issued
6 for the vehicle, and shall renew the plates. The plates shall be so designed as to
7 readily apprise law enforcement officers of the fact that the vehicle is owned by a
8 nonveteran disabled person and is entitled to the parking privileges specified in s.
9 346.50 (2a). No charge in addition to the registration fee shall be made for the
10 issuance or renewal of such plates.

11 **SECTION 67.** 341.14 (1e) (a) of the statutes is amended to read:

12 341.14 (1e) (a) If any resident of this state, who is registering or has registered
13 a motorcycle, submits a statement once every 4 years, as determined by the
14 department, from a physician licensed to practice medicine in any state, from an
15 advanced practice nurse licensed to practice nursing in any state, from a public
16 health nurse certified or licensed to practice in any state, from a physician assistant
17 licensed or certified to practice in any state, from a podiatrist licensed to practice in
18 any state, from a doctor of chiropractic medicine licensed to practice chiropractic
19 medicine in any state, from a chiropractor licensed to practice chiropractic in any
20 state, from a Christian Science practitioner residing in this state and listed in the
21 Christian Science journal, or from the U.S. department of veterans affairs certifying
22 to the department that the resident is a person with a disability that limits or impairs
23 the ability to walk, the department shall procure, issue and deliver to the disabled
24 person a plate of a special design in lieu of the plate which ordinarily would be issued
25 for the motorcycle, and shall renew the plate. The statement shall state whether the

1 disability is permanent or temporary and, if temporary, the opinion of the physician,
2 advanced practice nurse, public health nurse, physician assistant, podiatrist, doctor
3 of chiropractic medicine, chiropractor, practitioner, or U.S. department of veterans
4 affairs as to the duration of the disability. The plate shall be so designed as to readily
5 apprise law enforcement officers of the fact that the motorcycle is owned by a
6 disabled person and is entitled to the parking privileges specified in s. 346.50 (2a).
7 No charge in addition to the registration fee may be made for the issuance or renewal
8 of the plate.

9 **SECTION 68.** 341.14 (1m) of the statutes is amended to read:

10 341.14 (1m) If any licensed driver submits to the department a statement once
11 every 4 years, as determined by the department, from a physician licensed to practice
12 medicine in any state, from a public health nurse certified or licensed to practice in
13 any state, from an advanced practice nurse licensed to practice nursing in any state,
14 from a physician assistant licensed or certified to practice in any state, from a
15 podiatrist licensed to practice in any state, from a doctor of chiropractic medicine
16 licensed to practice chiropractic medicine in any state, from a chiropractor licensed
17 to practice chiropractic in any state, or from a Christian Science practitioner residing
18 in this state and listed in the Christian Science journal certifying that another
19 person who is regularly dependent on the licensed driver for transportation is a
20 person with a disability that limits or impairs the ability to walk, the department
21 shall issue and deliver to the licensed driver plates of a special design in lieu of the
22 plates which ordinarily would be issued for the automobile or motor truck, dual
23 purpose motor home or dual purpose farm truck having a gross weight of not more
24 than 8,000 pounds, farm truck having a gross weight of not more than 12,000 pounds
25 or motor home, and shall renew the plates. The plates shall be so designed as to

1 readily apprise law enforcement officers of the fact that the vehicle is operated by a
2 licensed driver on whom a disabled person is regularly dependent and is entitled to
3 the parking privileges specified in s. 346.50 (2a). No charge in addition to the
4 registration fee may be made for the issuance or renewal of the plates. The plates
5 shall conform to the plates required in sub. (1a).

6 **SECTION 69.** 341.14 (1q) of the statutes is amended to read:

7 341.14 (1q) If any employer who provides an automobile, or a motor truck, dual
8 purpose motor home or dual purpose farm truck which has a gross weight of not more
9 than 8,000 pounds, a farm truck which has a gross weight of not more than 12,000
10 pounds or a motor home, for an employee's use submits to the department a
11 statement once every 4 years, as determined by the department, from a physician
12 licensed to practice medicine in any state, from an advanced practice nurse licensed
13 to practice nursing in any state, from a public health nurse certified or licensed to
14 practice in any state, from a physician assistant licensed or certified to practice in
15 any state, from a podiatrist licensed to practice in any state, from a doctor of
16 chiropractic medicine licensed to practice chiropractic medicine in any state, from a
17 chiropractor licensed to practice chiropractic in any state, or from a Christian
18 Science practitioner residing in this state and listed in the Christian Science journal
19 certifying that the employee is a person with a disability that limits or impairs the
20 ability to walk, the department shall issue and deliver to such employer plates of a
21 special design in lieu of the plates which ordinarily would be issued for the vehicle,
22 and shall renew the plates. The plates shall be so designed as to readily apprise law
23 enforcement officers of the fact that the vehicle is operated by a disabled person and
24 is entitled to the parking privileges specified in s. 346.50 (2a). No charge in addition

1 to the registration fee may be made for the issuance or renewal of the plates. The
2 plates shall conform to the plates required in sub. (1a).

3 **SECTION 70.** 343.51 (1) of the statutes is amended to read:

4 343.51 (1) Any person who qualifies for registration plates of a special design
5 under s. 341.14 (1), (1a), (1m), or (1q) or any other person with a disability that limits
6 or impairs the ability to walk may request from the department a special
7 identification card that will entitle any motor vehicle parked by, or under the
8 direction of, the person, or a motor vehicle operated by or on behalf of the
9 organization when used to transport such a person, to parking privileges under s.
10 346.50 (2), (2a), and (3). The department shall issue the card at a fee to be determined
11 by the department, upon submission by the applicant, if the applicant is an
12 individual rather than an organization, of a statement from a physician licensed to
13 practice medicine in any state, from an advanced practice nurse licensed to practice
14 nursing in any state, from a public health nurse certified or licensed to practice in
15 any state, from a physician assistant licensed or certified to practice in any state,
16 from a podiatrist licensed to practice in any state, from a doctor of chiropractic
17 medicine licensed to practice chiropractic medicine in any state, from a chiropractor
18 licensed to practice chiropractic in any state, or from a Christian Science practitioner
19 residing in this state and listed in the Christian Science journal that the person is
20 a person with a disability that limits or impairs the ability to walk. The statement
21 shall state whether the disability is permanent or temporary and, if temporary, the
22 opinion of the physician, advanced practice nurse, public health nurse, physician
23 assistant, podiatrist, doctor of chiropractic medicine, chiropractor, or practitioner as
24 to the duration of the disability. The department shall issue the card upon
25 application by an organization on a form prescribed by the department if the

1 department believes that the organization meets the requirements under this
2 subsection.

3 **SECTION 71.** 343.62 (4) (a) 4. of the statutes is amended to read:

4 343.62 (4) (a) 4. The applicant submits with the application a statement
5 completed within the immediately preceding 24 months, except as provided by rule,
6 by a physician licensed to practice medicine in any state, from an advanced practice
7 nurse licensed to practice nursing in any state, from a physician assistant licensed
8 or certified to practice in any state, from a podiatrist licensed to practice in any state,
9 from a doctor of chiropractic medicine licensed to practice chiropractic medicine in
10 any state, from a chiropractor licensed to practice chiropractic in any state, or from
11 a Christian Science practitioner residing in this state, and listed in the Christian
12 Science journal certifying that, in the medical care provider's judgment, the
13 applicant is physically fit to teach driving.

14 **SECTION 72.** 440.03 (13) (b) 23m. of the statutes is created to read:

15 440.03 (13) (b) 23m. Doctor of chiropractic medicine.

16 **SECTION 73.** 440.08 (2) (a) 28. of the statutes is created to read:

17 440.08 (2) (a) 28. Doctor of chiropractic medicine: December 15 of each
18 even-numbered year.

19 **SECTION 74.** 441.001 (3) (a) of the statutes is amended to read:

20 441.001 (3) (a) "Practical nursing" means the performance for compensation
21 of any simple acts in the care of convalescent, subacutely or chronically ill, injured
22 or infirm persons, or of any act or procedure in the care of the more acutely ill, injured
23 or infirm under the specific direction of a nurse, physician, podiatrist or doctor of
24 chiropractic medicine licensed under ch. 448, dentist licensed under ch. 447 or
25 optometrist licensed under ch. 449, or under an order of a person who is licensed to

1 practice medicine, podiatry, chiropractic medicine, dentistry or optometry in another
2 state if that person prepared the order after examining the patient in that other state
3 and directs that the order be carried out in this state.

4 **SECTION 75.** 441.001 (4) (b) of the statutes is amended to read:

5 441.001 (4) (b) The execution of procedures and techniques in the treatment
6 of the sick under the general or special supervision or direction of a physician,
7 podiatrist, or doctor of chiropractic medicine licensed under ch. 448, dentist licensed
8 under ch. 447, or optometrist licensed under ch. 449, or under an order of a person
9 who is licensed to practice medicine, podiatry, chiropractic medicine, dentistry, or
10 optometry in another state if the person making the order prepared the order after
11 examining the patient in that other state and directs that the order be carried out
12 in this state.

13 **SECTION 76.** 446.02 (6m) of the statutes is amended to read:

14 446.02 (6m) No chiropractor may provide counsel, direction, guidance, advice,
15 or a recommendation to a patient regarding the health effects of vitamins, herbs, or
16 nutritional supplements unless the chiropractor has been issued a certificate under
17 sub. (2) (c). This subsection does not apply to a chiropractor licensed under this
18 chapter who is certified as a dietician under subch. V of ch. 448 or who is a doctor of
19 chiropractic licensed under s. 448.983.

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20 **SECTION 77.** 446.02 (7d) (d) of the statutes is created to read:

21 446.02 (7d) (d) This subsection does not apply to a doctor of chiropractic
22 medicine licensed under subch. VIII of ch. 448 with respect to treatment of a
23 condition within the scope of that license.

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****NOTE: Is this consistent with the intent? Do you want to create a similar provision in subch. VIII of ch. 448 requiring discontinuance of treatment by a doctor of chiropractic medicine when the patient's condition is beyond the scope of the practice of

chiropractic medicine? I don't think such a provision is necessary because a licensed doctor of chiropractic medicine is already prohibited from providing treatment that is outside the scope of the doctor of chiropractic medicine license.

Insert 33-5

1 SECTION 78. 446.026 (1) (a) of the statutes is amended to read:

2 446.026 (1) (a) No person may provide adjunctive services unless the person
3 is a chiropractic technician and is under the direct, on-premises supervision of a
4 chiropractor licensed under this chapter or a doctor of chiropractic medicine licensed
5 under subch. VIII of ch. 448. STET

6 SECTION 79. 448.03 (2) (a) of the statutes is amended to read:

7 448.03 (2) (a) Any person lawfully practicing within the scope of a license,
8 permit, registration, certificate or certification granted to practice midwifery under
9 subch. XIII of ch. 440, to practice professional or practical nursing or
10 nurse-midwifery under ch. 441, to practice chiropractic under ch. 446, to practice
11 dentistry or dental hygiene under ch. 447, to practice chiropractic medicine under
12 subch. VIII, to practice optometry under ch. 449, to practice acupuncture under ch.
13 451 or under any other statutory provision, or as otherwise provided by statute.

14 SECTION 80. 448.21 (1) (f) of the statutes is created to read:

15 448.21 (1) (f) The practice of chiropractic medicine within the meaning of s.
16 448.98 (3). 971 ✓

17 SECTION 81. 448.52 (2m) (a) of the statutes is amended to read:

18 448.52 (2m) (a) Except as provided in par. (b), a chiropractor licensed under ch.
19 446 or a doctor of chiropractic medicine under subch. VIII claiming to render physical
20 therapy, if the physical therapy is provided by a physical therapist employed by the
21 chiropractor or doctor of chiropractic medicine. STET

22 SECTION 82. 448.52 (2m) (b) of the statutes is amended to read:

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1 448.52 (2m) (b) A chiropractor licensed under ch. 446 or a doctor of chiropractic
2 licensed under subch. VII claiming to render physical therapy modality services.

3 **SECTION 83.** 448.56 (1) of the statutes is amended to read:

4 448.56 (1) WRITTEN REFERRAL. Except as provided in this subsection and s.
5 448.52, a person may practice physical therapy only upon the written referral of a
6 physician, physician assistant, chiropractor, dentist, podiatrist, doctor of
7 chiropractic medicine, or advanced practice nurse prescriber certified under s.
8 441.16 (2). Written referral is not required if a physical therapist provides services
9 in schools to children with disabilities, as defined in s. 115.76 (5), pursuant to rules
10 promulgated by the department of public instruction; provides services as part of a
11 home health care agency; provides services to a patient in a nursing home pursuant
12 to the patient's plan of care; provides services related to athletic activities,
13 conditioning, or injury prevention; or provides services to an individual for a
14 previously diagnosed medical condition after informing the individual's physician,
15 physician assistant, chiropractor, dentist, podiatrist, doctor of chiropractic medicine,
16 or advanced practice nurse prescriber certified under s. 441.16 (2) who made the
17 diagnosis. The examining board may promulgate rules establishing additional
18 services that are excepted from the written referral requirements of this subsection.

19 **SECTION 84.** 448.56 (1m) (b) of the statutes is amended to read:

20 448.56 (1m) (b) The examining board shall promulgate rules establishing the
21 requirements that a physical therapist must satisfy if a physician, physician
22 assistant, chiropractor, dentist, podiatrist, doctor of chiropractic medicine, or
23 advanced practice nurse prescriber makes a written referral under sub. (1). The
24 purpose of the rules shall be to ensure continuity of care between the physical
25 therapist and the health care practitioner.

RN; subch. VIII of ch. 448; subch. IX of ch. 448
[precedes 448.986]

created by
2015 Wisconsin Act
1165

1 SECTION 85. 448.956 (1m) of the statutes is amended to read:
2 448.956 (1m) Subject to sub. (1) (a), a licensee may provide athletic training
3 to an individual without a referral, except that a licensee may not provide athletic
4 training as described under s. 448.95 (5) (d) or (e) in an outpatient rehabilitation
5 setting unless the licensee has obtained a written referral for the individual from a
6 practitioner licensed or certified under subch. II, III, IV, V, ~~or~~ VII, or VIII of this
7 chapter; under ch. 446; or under s. 441.16 (2).
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9 SECTION 86. 448.956 (3) (c) of the statutes is amended to read:
10 448.956 (3) (c) Treat or rehabilitate an employee with an injury or illness that
11 has resulted from an employment activity as directed, supervised, and inspected by
12 a physician, as defined in s. 448.01 (5), or by a person licensed under subch. VIII or
13 under s. 446.02, who has the power to direct, decide, and oversee the implementation
14 of the treatment or rehabilitation.

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15 SECTION 87. 448.956 (4) of the statutes is amended to read:
16 448.956 (4) If a licensee or the consulting physician of the licensee determines
17 that a patient's medical condition is beyond the scope of practice of the licensee, the
18 licensee shall, in accordance with the protocol established under sub. (1) (a), refer the
19 patient to a health care practitioner who is licensed under ch. 446 or 447 or subch.
20 II, III or IV, or VIII of ch. 448 and who can provide appropriate treatment to the
21 patient.

STET

22 SECTION 88. Subchapter VIII of chapter 448 [precedes 448.98] of the statutes
23 is created to read:

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CHAPTER 448
SUBCHAPTER VIII

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