



wanted today - let me know if that's impossible  
TUDKES!

State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-3787/P3

MPG:cjs

ah

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

1/14

san

Rosen

1 AN ACT *to renumber* 446.05 (1) and subchapter VIII of chapter 448 [precedes  
2 448.980]; *to amend* 15.085 (1m) (b), 15.406 (4) (a), 29.193 (1m) (a) 2. (intro.),  
3 29.193 (2) (b) 2., 29.193 (2) (c) 3., 29.193 (2) (cd) 2. b., 29.193 (2) (cd) 2. c., 29.193  
4 (2) (e), 45.40 (1g) (a), 49.45 (9), 50.36 (3) (a), 50.36 (3) (b), 50.36 (3) (c), 50.39 (3),  
5 77.54 (14) (b), 77.54 (14) (c), 77.54 (14) (d), 77.54 (14) (f) 7., 102.13 (1) (a), 102.13  
6 (1) (b) (intro.), 102.13 (1) (b) 1., 102.13 (1) (b) 3., 102.13 (1) (b) 4., 102.13 (1) (d)  
7 1., 102.13 (1) (d) 2., 102.13 (1) (d) 3., 102.13 (1) (d) 4., 102.13 (2) (a), 102.13 (2)  
8 (b), 102.13 (3), 102.16 (3), 102.17 (1) (d) 1., 102.17 (1) (d) 2., 102.17 (1) (e), 102.17  
9 (1) (g), 102.29 (3), 102.42 (1), 102.42 (2) (a), 102.61 (1g) (c), 118.15 (3) (a), 118.29  
10 (1) (e), 146.37 (1g), 146.89 (1) (r) 1., 146.903 (1) (b), 146.997 (1) (d) 4., 155.01 (7),  
11 185.981 (1), 185.981 (2), 185.981 (3), 185.981 (4) (a), 185.982 (1), 185.982 (2),  
12 254.35 (3) (c), 254.39 (1), 255.06 (1) (d), 257.01 (5) (a), 257.01 (5) (b), 287.07 (7)  
13 (c) 1. a., 341.14 (1a), 341.14 (1e) (a), 341.14 (1m), 341.14 (1q), 343.51 (1), 343.62  
14 (4) (a) 4., 441.001 (3) (a), 441.001 (4) (b), 446.02 (6m), 446.026 (1) (a), 448.03 (2)  
15 (a), 448.52 (2m) (a), 448.52 (2m) (b), 448.56 (1), 448.56 (1m) (b), 448.956 (1m),

1 448.956 (3) (c), 448.956 (4), 450.10 (3) (a) 5., 454.02 (2) (a), 462.04, 609.70 (title),  
 2 628.46 (2m) (a), 632.32 (2) (am), 632.64, 632.87 (3) (a) (intro.), 632.87 (3) (a) 1.,  
 3 632.87 (3) (a) 2., 632.87 (3) (b) (intro.), 632.87 (3) (b) 1., 632.87 (3) (b) 2., 632.87  
 4 (3) (b) 3., 632.87 (3) (b) 4., 632.875 (1) (b), 632.875 (1) (c), 632.875 (2) (intro.),  
 5 632.875 (2) (b), 632.875 (3) (a), 632.875 (3) (b), 632.99, 655.45 (1), 895.453 (title),  
 6 895.453 (2) (intro.), 895.453 (2) (b), 895.453 (2) (e), 895.453 (3), 895.453 (4) (a),  
 7 895.453 (4) (b), 895.48 (1m) (a) (intro.), 895.48 (1m) (a) 2., 905.04 (title), 905.04  
 8 (1) (b), 905.04 (1) (c), 905.04 (2), 905.04 (3), 905.04 (4) (a), 905.04 (4) (e) 3., 949.01  
 9 (4), 949.04 (3) and 961.01 (19) (a); and **to create** 15.406 (7), 48.981 (2) (a) 6m.,  
 10 49.46 (2) (b) 11m., 77.54 (14) (f) 7m., 146.81 (1) (ev), 180.1901 (1m) (bw), 252.14  
 11 (1) (ar) 4r., 440.03 (13) (b) 23m., 440.08 (2) (a) 28., 446.02 (7d) (d), 446.05 (1) (b),  
 12 448.21 (1) (f), subchapter VIII of chapter 448 [precedes 448.971], 450.11 (8) (f),  
 13 462.02 (2) (g), 632.875 (1) (am), 632.875 (1) (dm), 895.453 (1) (am) and 905.04  
 14 (1) (bd) of the statutes; **relating to:** licensure of doctors of chiropractic  
 15 medicine, granting rule-making authority, and providing a criminal penalty.

spinal care practitioners  
 Primary spinal care practitioners

Spinal

**Analysis by the Legislative Reference Bureau**

This bill establishes a licensure program for doctors of chiropractic medicine to be administered by the Chiropractic Medicine Affiliated Credentialing Board, which is created in the bill and attached to the Medical Examining Board. The affiliated credentialing board consists of three doctors of chiropractic medicine, one physician licensed by the Medical Examining Board, and one public member, all of whom serve staggered four-year terms.

Under the bill, a doctor of chiropractic medicine is an individual who possesses the degree of doctor of chiropractic medicine or equivalent degree as determined by the affiliated credentialing board. The bill defines "chiropractic medicine" in relevant part as the integration and application of the practice of chiropractic and the practice of medicine and surgery, both as defined under current law, that is limited to conditions of the spine and the musculoskeletal, neuromuscular, and nervous systems. The practice of chiropractic medicine does not include surgery or, unless under the direction of a physician, the administration of a general anesthetic.

Spinal

Primary spinal care practitioners

spinal

as a primary spinal care practitioner

Under the bill, and subject to certain exceptions, a person may practice chiropractic medicine in Wisconsin only if he or she is licensed by the affiliated credentialing board. The affiliated credentialing board may grant a license to practice chiropractic medicine to an applicant who, among other things, has practiced as a licensed chiropractor in good standing with the Chiropractic Examining Board for at least two years and has a degree of doctor of chiropractic medicine or equivalent degree from a program in chiropractic medicine approved by the affiliated credentialing board. A licensed doctor of chiropractic medicine must keep current his or her chiropractor license with the Chiropractic Examining Board.

The bill requires the affiliated credentialing board to establish continuing education requirements for licensed doctors of chiropractic medicine and authorizes up to 80 percent of those hours to count toward the continuing education requirements for a chiropractor license held with the Chiropractic Examining Board. The bill requires at least 50 percent of those hours to include evidence-based pharmacology and medical procedures-based training. Under the bill, a licensed doctor of chiropractic medicine has authority to prescribe and administer prescription drugs.

The bill requires doctors of chiropractic medicine to maintain specific levels of malpractice liability insurance coverage and establishes various requirements with respect to fee splitting and billing for services. Those malpractice insurance, fee splitting, and billing requirements, as well as other requirements in the bill, are substantially similar to the requirements for podiatrists under current law.

The bill also treats doctors of chiropractic medicine similar to chiropractors in some respects. For example, the bill requires doctors of chiropractic medicine to refer a patient to a physician if the doctor of chiropractic medicine determines that the patient's condition is beyond the scope of the practice of chiropractic medicine. Also, the bill includes insurance coverage parity requirements that closely track the coverage requirements for treatment provided by chiropractors.

The bill requires the affiliated credentialing board and the Chiropractic Examining Board each to refer to the other board for investigation an allegation of a violation by a doctor of chiropractic medicine of the laws administered by that other board. If the alleged conduct involves a violation both of the laws applicable to doctors of chiropractic medicine and of the laws applicable to chiropractors, the bill requires the two boards to consult concerning the investigation of that alleged conduct. Otherwise, the affiliated credentialing board's authority to investigate misconduct and discipline licensed doctors of chiropractic medicine is typical of that for other similar boards, especially the Podiatry Affiliated Credentialing Board.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

1 SECTION 1. 15.085 (1m) (b) of the statutes is amended to read:

spinal

spinal

Primary  
spinal  
Spinal  
care  
Practitioners

Primary  
spinal  
care  
Practitioner

X6

X4

spinal

1 15.085 (1m) (b) The public members of the podiatry affiliated credentialing  
2 board, chiropractic medicine affiliated credentialing board, or occupational  
3 therapists affiliated credentialing board shall not be engaged in any profession or  
4 occupation concerned with the delivery of physical or mental health care.

5 SECTION 2. 15.406 (4) (a) of the statutes is amended to read:

6 15.406 (4) (a) Four athletic trainers who are licensed under subch. VI of ch. 448  
7 and who have not been issued a credential in athletic training by a governmental  
8 authority in a jurisdiction outside this state. One of the athletic trainer members  
9 may also be licensed under ch. 446 or 447 or subch. II, III or IV, or VIII of ch. 448.

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

spinal CS

11 15.406 (7) CHIROPRACTIC MEDICINE AFFILIATED CREDENTIALING BOARD. There is  
12 created in the department of safety and professional services, attached to the medical  
13 examining board, a chiropractic medicine affiliated credentialing board consisting  
14 of the following members appointed for 4-year terms:

spinal

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

Primary Spinal Care Practitioners

17 (b) A physician, as defined in s. 448.01 (5).

spinal

18 (c) One public member.

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

21 29.193 (1m) (a) 2. (intro.) Has a permanent substantial loss of function in one  
22 or both arms or one or both hands and fails to meet the minimum standards of any  
23 one of the following standard tests, administered under the direction of a licensed  
24 physician, a licensed physician assistant, a licensed doctor of chiropractic medicine,  
25 a licensed chiropractor, or a certified advanced practice nurse prescriber:

spinal  
Primary Spinal Care Practitioners

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

3 29.193 (2) (b) 2. An applicant shall submit an application on a form prepared  
4 and furnished by the department, which shall include a written statement or report  
5 prepared and signed by a licensed physician, a licensed physician assistant, a  
6 licensed chiropractor, a licensed podiatrist, a licensed doctor of chiropractic  
7 medicine, or a certified advanced practice nurse prescriber prepared no more than  
8 6 months preceding the application and verifying that the applicant is physically  
9 disabled.

10 SECTION 6. 29.193 (2) (c) 3. of the statutes, as affected by 2015 Wisconsin Act  
11 97, is amended to read:

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

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

Primary spinal spine case practitioners

primary spinal spine case practitioners

1           29.193 (2) (cd) 2. b. The person has a permanent substantial loss of function  
 2 in one or both arms and fails to meet the minimum standards of the standard upper  
 3 extremity pinch test, the standard grip test, or the standard nine-hole peg test,  
 4 administered under the direction of a licensed physician, a licensed doctor of  
 5 chiropractic medicine, a licensed physician assistant, a licensed chiropractor, or a  
 6 certified advanced practice nurse prescriber.

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

9           29.193 (2) (cd) 2. c. The person has a permanent substantial loss of function in  
 10 one or both shoulders and fails to meet the minimum standards of the standard  
 11 shoulder strength test, administered under the direction of a licensed physician, a  
 12 licensed doctor of chiropractic medicine, a licensed physician assistant, a licensed  
 13 chiropractor, or a certified advanced practice nurse prescriber.

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

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

Primary  
 Spinal  
 SPINE  
 Care  
 Practitioner

primary <sup>spinal</sup> spine case practitioner

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

2 45.40 (1g) (a) "Health care provider" means an advanced practice nurse  
3 prescriber certified under s. 441.16 (2), an audiologist licensed under ch. 459, a  
4 dentist licensed under ch. 447, an optometrist licensed under ch. 449, a physician  
5 licensed under s. 448.02, or a podiatrist licensed under s. 448.63, or a doctor of  
6 chiropractic medicine licensed under s. 448.9725.

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

8 48.981 (2) (a) 6m. A doctor of chiropractic medicine.

primary <sup>spinal</sup> spine case practitioner

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

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

spinal

SECTION 12

Primary Spinal Case Practitioners

1 dentist, pharmacist, podiatrist, doctor of chiropractic medicine, skilled nursing  
 2 home, hospital, health maintenance organization, limited service health  
 3 organization, preferred provider plan or other licensed, registered or certified  
 4 provider of health care to patients. All contract and tort relationships with patients  
 5 shall remain, notwithstanding a written referral under this section, as though  
 6 dealings are direct between the physician, chiropractor, dentist, pharmacist,  
 7 podiatrist, doctor of chiropractic medicine, skilled nursing home, hospital, health  
 8 maintenance organization, limited service health organization, preferred provider  
 9 plan or other licensed, registered or certified provider of health care and the patient.  
 10 No physician, chiropractor, pharmacist, podiatrist, doctor of chiropractic medicine,  
 11 or dentist may be required to practice exclusively in the medical assistance program.

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

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

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

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

II of ch. 448 or, podiatry under subch. IV of ch. 448, or chiropractic medicine under

subch. VIII of ch. 448 shall be afforded an equal opportunity to obtain hospital staff

privileges and may not be denied hospital staff privileges solely for the reason that

the person is an osteopathic physician and surgeon or, a podiatrist, or a doctor of

chiropractic medicine. Each individual hospital shall retain the right to determine

whether the applicant's training, experience and demonstrated competence is

sufficient to justify the granting of hospital staff privileges or is sufficient to justify

the granting of limited hospital staff privileges.

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

spinal

Primary Spinal Case Specialists



spinal

1           50.36 (3) (b) If, as a result of peer investigation or written notice thereof, a  
2 hospital staff member who is licensed by the medical examining board or, podiatry  
3 affiliated credentialing board, or chiropractic medicine affiliated credentialing  
4 board, for any reasons that include the quality of or ability to practice, loses his or  
5 her hospital staff privileges, has his or her hospital staff privileges reduced or resigns  
6 from the hospital staff, the hospital shall so notify the medical examining board or,  
7 podiatry affiliated credentialing board, or chiropractic medicine affiliated  
8 credentialing board, whichever is applicable, within 30 days after the loss, reduction  
9 or resignation takes effect. Temporary suspension due to incomplete records need  
10 not be reported.

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

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

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

23           50.39 (3) Facilities governed by ss. 45.50, 48.62, 49.70, 49.72, 50.02, 51.09, and  
24 252.10, juvenile correctional facilities as defined in s. 938.02 (10p), correctional  
25 institutions governed by the department of corrections under s. 301.02, and the

spinal

1 offices and clinics of persons licensed to treat the sick under chs. 446, 447, and 448  
 2 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do not abridge the rights  
 3 of the medical examining board, physical therapy examining board, podiatry  
 4 affiliated credentialing board, chiropractic medicine affiliated credentialing board,  
 5 dentistry examining board, pharmacy examining board, chiropractic examining  
 6 board, and board of nursing in carrying out their statutory duties and  
 7 responsibilities.

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

9 77.54 (14) (b) Furnished by a licensed physician, surgeon, podiatrist, doctor of  
 10 chiropractic medicine, or dentist to a patient who is a human being for treatment of  
 11 the patient.

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

13 77.54 (14) (c) Furnished by a hospital for treatment of any person pursuant to  
 14 the order of a licensed physician, surgeon, podiatrist, doctor of chiropractic medicine,  
 15 or dentist.

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

17 77.54 (14) (d) Sold to a licensed physician, surgeon, podiatrist, doctor of  
 18 chiropractic medicine, dentist, or hospital for the treatment of a human being.

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

20 77.54 (14) (f) 7. A podiatrist who is licensed under subch. IV of ch. 448.

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

22 77.54 (14) (f) 7m. A doctor of chiropractic medicine licensed under subch. VIII  
 23 of ch. 448.

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

Primary spine care practitioner

primary spine spinal care practitioner

*spinal*  
Primary *spinal* care practitioners

1 102.13 (1) (a) Except as provided in sub. (4), whenever compensation is claimed  
2 by an employee, the employee shall, upon the written request of the employee's  
3 employer or worker's compensation insurer, submit to reasonable examinations by  
4 physicians, chiropractors, psychologists, dentists, physician assistants, advanced  
5 practice nurse prescribers, or podiatrists, or doctors of chiropractic medicine  
6 provided and paid for by the employer or insurer. No employee who submits to an  
7 examination under this paragraph is a patient of the examining physician,  
8 chiropractor, psychologist, dentist, physician assistant, advanced practice nurse  
9 prescriber, or podiatrist, or doctor of chiropractic medicine for any purpose other than  
10 for the purpose of bringing an action under ch. 655, unless the employee specifically  
11 requests treatment from that physician, chiropractor, psychologist, dentist,  
12 physician assistant, advanced practice nurse prescriber, or podiatrist, or doctor of  
13 chiropractic medicine.

*spinal*  
Primary *spinal* care practitioners

14 **SECTION 24.** 102.13 (1) (b) (intro.) of the statutes is amended to read:  
15 102.13 (1) (b) (intro.) An employer or insurer who requests that an employee  
16 submit to reasonable examination under par. (a) or (am) shall tender to the employee,  
17 before the examination, all necessary expenses including transportation expenses.  
18 The employee is entitled to have a physician, chiropractor, psychologist, dentist,  
19 physician assistant, advanced practice nurse prescriber, or podiatrist, or doctor of  
20 chiropractic medicine provided by himself or herself present at the examination and  
21 to receive a copy of all reports of the examination that are prepared by the examining  
22 physician, chiropractor, psychologist, podiatrist, doctor of chiropractic medicine,  
23 dentist, physician assistant, advanced practice nurse prescriber, or vocational expert  
24 immediately upon receipt of those reports by the employer or worker's compensation  
25 insurer. The employee is also entitled to have a translator provided by himself or

1 herself present at the examination if the employee has difficulty speaking or  
2 understanding the English language. The employer's or insurer's written request  
3 for examination shall notify the employee of all of the following:

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

5 102.13 (1) (b) 1. The proposed date, time, and place of the examination and the  
6 identity and area of specialization of the examining physician, chiropractor,  
7 psychologist, dentist, podiatrist, doctor of chiropractic medicine, physician assistant,  
8 advanced practice nurse prescriber, or vocational expert.

spinal  
primary spine care  
practitioners

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

10 102.13 (1) (b) 3. The employee's right to have his or her physician, chiropractor,  
11 psychologist, dentist, physician assistant, advanced practice nurse prescriber, or  
12 podiatrist, or doctor of chiropractic medicine present at the examination.

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

14 102.13 (1) (b) 4. The employee's right to receive a copy of all reports of the  
15 examination that are prepared by the examining physician, chiropractor,  
16 psychologist, dentist, podiatrist, doctor of chiropractic medicine, physician assistant,  
17 advanced practice nurse prescriber, or vocational expert immediately upon receipt  
18 of these reports by the employer or worker's compensation insurer.

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

20 102.13 (1) (d) 1. Any physician, chiropractor, psychologist, dentist, podiatrist,  
21 doctor of chiropractic medicine, physician assistant, advanced practice nurse  
22 prescriber, or vocational expert who is present at any examination under par. (a) or  
23 (am) may be required to testify as to the results of the examination.

24 **SECTION 29.** 102.13 (1) (d) 2. of the statutes, as affected by 2015 Wisconsin Act  
25 55, is amended to read:

*Primary/ spine care practitioner*  
*spinal*

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

7           **SECTION 30.** 102.13 (1) (d) 3. of the statutes, as affected by 2015 Wisconsin Act  
8           55, is amended to read:

9           102.13 (1) (d) 3. Notwithstanding any statutory provisions except par. (e), any  
10          physician, chiropractor, psychologist, dentist, physician assistant, advanced  
11          practice nurse prescriber, or podiatrist, or doctor of chiropractic medicine, attending  
12          a worker's compensation claimant for any condition or complaint reasonably related  
13          to the condition for which the claimant claims compensation may furnish to the  
14          employee, employer, worker's compensation insurer, department, or division  
15          information and reports relative to a compensation claim.

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

17          102.13 (1) (d) 4. The testimony of any physician, chiropractor, psychologist,  
18          dentist, physician assistant, advanced practice nurse prescriber, or podiatrist, or  
19          doctor of chiropractic medicine who is licensed to practice where he or she resides or  
20          practices in any state and the testimony of any vocational expert may be received in  
21          evidence in compensation proceedings.

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

24          102.13 (2) (a) An employee who reports an injury alleged to be work-related  
25          or files an application for hearing waives any physician-patient,

primary ~~DR~~ spinal care practitioners

1 psychologist-patient, or chiropractor-patient privilege with respect to any condition  
 2 or complaint reasonably related to the condition for which the employee claims  
 3 compensation. Notwithstanding ss. 51.30 and 146.82 and any other law, any  
 4 physician, chiropractor, psychologist, dentist, podiatrist, doctor of chiropractic  
 5 medicine, physician assistant, advanced practice nurse prescriber, hospital, or  
 6 health care provider shall, within a reasonable time after written request by the  
 7 employee, employer, worker's compensation insurer, department, or division, or its  
 8 representative, provide that person with any information or written material  
 9 reasonably related to any injury for which the employee claims compensation.

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

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

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

23 102.13 (3) If 2 or more physicians, chiropractors, psychologists, dentists, or  
 24 podiatrists, or doctors of chiropractic medicine disagree as to the extent of an injured  
 25 employee's temporary disability, the end of an employee's healing period, an

primary spinal care practitioners

Primary SPINE CASE PRACTITIONER  
spinal

1 employee's ability to return to work at suitable available employment or the  
2 necessity for further treatment or for a particular type of treatment, the department  
3 or the division may appoint another physician, chiropractor, psychologist, dentist, or  
4 podiatrist, or doctor of chiropractic medicine to examine the employee and render an  
5 opinion as soon as possible. The department or the division shall promptly notify the  
6 parties of this appointment. If the employee has not returned to work, payment for  
7 temporary disability shall continue until the department or the division receives the  
8 opinion. The employer or its insurance carrier, or both, shall pay for the examination  
9 and opinion. The employer or insurance carrier, or both, shall receive appropriate  
10 credit for any overpayment to the employee determined by the department or the  
11 division after receipt of the opinion.

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

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

23 SECTION 36. 102.17 (1) (d) 1. of the statutes, as affected by 2015 Wisconsin Act  
24 55, is amended to read:

spinal

primary spinal care practitioners

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

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

23 SECTION 37. 102.17 (1) (d) 2. of the statutes, as affected by 2015 Wisconsin Act

24 55, is amended to read:

primary spinal care practitioners



Primary Spinal Care Practitioner

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

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

12           102.17 (1) (e) The division may, with or without notice to any party, cause  
 13           testimony to be taken, an inspection of the premises where the injury occurred to be  
 14           made, or the time books and payrolls of the employer to be examined by any  
 15           examiner, and may direct any employee claiming compensation to be examined by  
 16           a physician, chiropractor, psychologist, dentist, or podiatrist, or doctor of chiropractic

17           medicine. The testimony so taken, and the results of any such inspection or  
 18           examination, shall be reported to the division for its consideration upon final  
 19           hearing. All ex parte testimony taken by the division shall be reduced to writing, and  
 20           any party shall have opportunity to rebut that testimony on final hearing.

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

23           102.17 (1) (g) Whenever the testimony presented at any hearing indicates a  
 24           dispute or creates a doubt as to the extent or cause of disability or death, the division  
 25           may direct that the injured employee be examined, that an autopsy be performed,

Primary <sup>spinal</sup> spine care practitioners

1 or that an opinion be obtained without examination or autopsy, by or from an  
2 impartial, competent physician, chiropractor, dentist, psychologist ~~or~~ podiatrist, or  
3 doctor of chiropractic medicine, designated by the division who is not under contract  
4 with or regularly employed by a compensation insurance carrier or self-insured  
5 employer. The expense of the examination, autopsy, or opinion shall be paid by the  
6 employer or, if the employee claims compensation under s. 102.81, from the  
7 uninsured employers fund. The report of the examination, autopsy, or opinion shall  
8 be transmitted in writing to the division and a copy of the report shall be furnished  
9 by the division to each party, who shall have an opportunity to rebut the report on  
10 further hearing.

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

12 102.29 (3) Nothing in this chapter shall prevent an employee from taking the  
13 compensation that the employee may be entitled to under this chapter and also  
14 maintaining a civil action against any physician, chiropractor, psychologist, dentist,  
15 physician assistant, advanced practice nurse prescriber, ~~or~~ podiatrist, or doctor of  
16 chiropractic medicine for malpractice.

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

18 102.42 (1) TREATMENT OF EMPLOYEE. The employer shall supply such medical,  
19 surgical, chiropractic, psychological, podiatric, chiropractic medicine, dental, and  
20 hospital treatment, medicines, medical and surgical supplies, crutches, artificial  
21 members, appliances, and training in the use of artificial members and appliances,  
22 or, at the option of the employee, Christian Science treatment in lieu of medical  
23 treatment, medicines, and medical supplies, as may be reasonably required to cure  
24 and relieve from the effects of the injury, and to attain efficient use of artificial  
25 members and appliances, and in case of the employer's neglect or refusal seasonably

spinal

1 to do so, or in emergency until it is practicable for the employee to give notice of injury,  
2 the employer shall be liable for the reasonable expense incurred by or on behalf of  
3 the employee in providing such treatment, medicines, supplies, and training. When  
4 the employer has knowledge of the injury and the necessity for treatment, the  
5 employer's failure to tender the necessary treatment, medicines, supplies, and  
6 training constitutes such neglect or refusal. The employer shall also be liable for  
7 reasonable expense incurred by the employee for necessary treatment to cure and  
8 relieve the employee from the effects of occupational disease prior to the time that  
9 the employee knew or should have known the nature of his or her disability and its  
10 relation to employment, and as to such treatment subs. (2) and (3) shall not apply.  
11 The obligation to furnish such treatment and appliances shall continue as required  
12 to prevent further deterioration in the condition of the employee or to maintain the  
13 existing status of such condition whether or not healing is completed.

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

15 102.42 (2) (a) When the employer has notice of an injury and its relationship  
16 to the employment, the employer shall offer to the injured employee his or her choice  
17 of any physician, chiropractor, psychologist, dentist, physician assistant, advanced  
18 practice nurse prescriber, or podiatrist, or doctor of chiropractic medicine, licensed to  
19 practice and practicing in this state for treatment of the injury. By mutual  
20 agreement, the employee may have the choice of any qualified practitioner not  
21 licensed in this state. In case of emergency, the employer may arrange for treatment  
22 without tendering a choice. After the emergency has passed the employee shall be  
23 given his or her choice of attending practitioner at the earliest opportunity. The  
24 employee has the right to a 2nd choice of attending practitioner on notice to the  
25 employer or its insurance carrier. Any further choice shall be by mutual agreement.

spinal  
primary spine care practitioner

Primary <sup>spinal</sup> spine care practitioners

1 Partners and clinics are considered to be one practitioner. Treatment by a  
2 practitioner on referral from another practitioner is considered to be treatment by  
3 one practitioner.

4 SECTION 43. 102.61 (1g) (c) of the statutes, as affected by 2015 Wisconsin Act  
5 55, is amended to read:

6 102.61 (1g) (c) On receiving notice that he or she is eligible to receive vocational  
7 rehabilitation services under 29 USC 701 to 797a, an employee shall provide the  
8 employer with a written report from a physician, chiropractor, psychologist, or  
9 podiatrist, or ~~doctor of chiropractic medicine~~ stating the employee's permanent work  
10 restrictions. Within 60 days after receiving that report, the employer shall provide  
11 to the employee in writing an offer of suitable employment, a statement that the  
12 employer has no suitable employment for the employee, or a report from a physician,  
13 chiropractor, psychologist, or podiatrist, or ~~doctor of chiropractic medicine~~ showing  
14 that the permanent work restrictions provided by the employee's practitioner are in  
15 dispute and documentation showing that the difference in work restrictions would  
16 materially affect either the employer's ability to provide suitable employment or a  
17 vocational rehabilitation counselor's ability to recommend a rehabilitative training  
18 program. If the employer and employee cannot resolve the dispute within 30 days  
19 after the employee receives the employer's report and documentation, the employer  
20 or employee may request a hearing before the division to determine the employee's  
21 work restrictions. Within 30 days after the division determines the employee's work  
22 restrictions, the employer shall provide to the employee in writing an offer of suitable  
23 employment or a statement that the employer has no suitable employment for the  
24 employee.

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

Primary <sup>spinal</sup> spine care practitioner

1           118.15 (3) (a) Any child who is excused by the school board because the child  
 2           is temporarily not in proper physical or mental condition to attend a school program  
 3           but who can be expected to return to a school program upon termination or  
 4           abatement of the illness or condition. The school attendance officer may request the  
 5           parent or guardian of the child to obtain a written statement from a licensed  
 6           physician, doctor of chiropractic medicine, dentist, chiropractor, optometrist,  
 7           psychologist, physician assistant, or nurse practitioner, as defined in s. 255.06 (1) (d),  
 8           or certified advanced practice nurse prescriber or Christian Science practitioner  
 9           living and residing in this state, who is listed in the Christian Science Journal, as  
 10          sufficient proof of the physical or mental condition of the child. An excuse under this  
 11          paragraph shall be in writing and shall state the time period for which it is valid, not  
 12          to exceed 30 days.

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

14           118.29 (1) (e) "Practitioner" means any physician, dentist, optometrist,  
 15           physician assistant, advanced practice nurse prescriber, ~~or podiatrist,~~ or doctor of  
 16           chiropractic medicine licensed in any state.

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

18           146.37 (1g) Except as provided in s. 153.76, no person acting in good faith who  
 19           participates in the review or evaluation of the services of health care providers or  
 20           facilities or the charges for such services conducted in connection with any program  
 21           organized and operated to help improve the quality of health care, to avoid improper  
 22           utilization of the services of health care providers or facilities or to determine the  
 23           reasonable charges for such services, or who participates in the obtaining of health  
 24           care information under subch. I of ch. 153, is liable for any civil damages as a result  
 25           of any act or omission by such person in the course of such review or evaluation. Acts

1 and omissions to which this subsection applies include, but are not limited to, acts  
2 or omissions by peer review committees or hospital governing bodies in censuring,  
3 reprimanding, limiting or revoking hospital staff privileges or notifying the medical  
4 examining board or podiatry affiliated credentialing board, or chiropractic medicine  
5 affiliated credentialing board under s. 50.36 or taking any other disciplinary action  
6 against a health care provider or facility and acts or omissions by a medical director  
7 in reviewing the performance of emergency medical technicians or ambulance  
8 service providers.

spinal

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

10 146.81 (1) (ev) A doctor of chiropractic medicine licensed under subch. VIII of  
11 ch. 448.

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

13 146.89 (1) (r) 1. Licensed as a physician under ch. 448, a dentist or dental  
14 hygienist under ch. 447, a registered nurse, practical nurse, or nurse-midwife under  
15 ch. 441, an optometrist under ch. 449, a physician assistant under ch. 448, a  
16 pharmacist under ch. 450, a chiropractor under ch. 446, a podiatrist under subch. IV  
17 of ch. 448, a doctor of chiropractic medicine licensed under subch. VIII of ch. 448, or  
18 a physical therapist under subch. III of ch. 448.

primary spine care practitioners

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

spinal

20 146.903 (1) (b) "Clinic" means a place, other than a residence or a hospital, that  
21 is used primarily for the provision of nursing, medical, podiatric, chiropractic  
22 medicine, dental, chiropractic, or optometric care and treatment.

spinal

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

Primary spine care practitioners

1 146.997 (1) (d) 4. A physician, podiatrist, doctor of chiropractic medicine,  
2 perfusionist, physical therapist, or physical therapist assistant licensed under ch.  
3 448.

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

5 155.01 (7) "Health care provider" means a nurse licensed or permitted under  
6 ch. 441, a chiropractor licensed under ch. 446, a dentist licensed under ch. 447, a  
7 physician, physician assistant, perfusionist, podiatrist, doctor of chiropractic  
8 medicine, physical therapist, physical therapist assistant, occupational therapist, or  
9 occupational therapy assistant licensed under ch. 448, a person practicing Christian  
10 Science treatment, an optometrist licensed under ch. 449, a psychologist licensed  
11 under ch. 455, a partnership thereof, a corporation or limited liability company  
12 thereof that provides health care services, a cooperative health care association  
13 organized under s. 185.981 that directly provides services through salaried  
14 employees in its own facility, or a home health agency, as defined in s. 50.49 (1) (a).

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

16 180.1901 (1m) (bw) Chiropractic medicine affiliated credentialing board under  
17 subch. VIII of ch. 448. spinal

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

19 185.981 (1) Cooperative associations may be organized under this chapter  
20 without capital stock, primarily to establish and operate in the state or in any county  
21 or counties in the state nonprofit plans or programs for health care, including  
22 hospital care, for their members and their members' dependents through contracts  
23 with physicians, medical societies, chiropractors, optometrists, dentists, dental  
24 societies, hospitals, podiatrists, doctors of chiropractic medicine, and others.

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

spinal  
primary spine care practitioners

Primary Spine Care Practitioners

1           185.981 (2) A cooperative association organized under this section shall  
 2 operate only on a cooperative nonprofit basis and for the primary purpose of  
 3 establishing, maintaining, and operating a voluntary nonprofit health, dental, or  
 4 vision care plan or plans, or for constructing, operating, and maintaining nonprofit  
 5 hospitals or other facilities whereby health care, including hospital, dental, or vision  
 6 care, is provided to its members and to other persons or groups of persons who become  
 7 subscribers to the plans, subject to s. 185.982 (2), under contracts that provide access  
 8 to medical, surgical, chiropractic, vision, dental, or hospital care, other health care  
 9 services, appliances, and supplies, by physicians and surgeons licensed and  
 10 registered under ch. 448, podiatrists licensed under ch. 448, doctors of chiropractic  
 11 medicine licensed under ch. 448, optometrists licensed under ch. 449, chiropractors  
 12 licensed under ch. 446, dentists licensed under ch. 447, and other health care  
 13 providers in their offices, in hospitals, in other facilities, and in the home. Nothing  
 14 in this subsection precludes a cooperative association organized under this section  
 15 from owning an interest in other entities for enhancing or improving member  
 16 services or for investment or other purposes, as long as the association's primary  
 17 purpose remains as provided in this subsection.

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

18           185.981 (3) No cooperative association organized primarily for the purposes  
 19 provided in ss. 185.981 to 185.983 shall be prevented from contracting with any  
 20 hospital in this state for the rendition of such hospital care as is included within the  
 21 cooperative association's plans because the hospital participates in a plan of any  
 22 other cooperative association, or in a plan organized and operated under ss. 148.03  
 23 and 613.80. No hospital may discriminate against any physician and surgeon,  
 24 chiropractor, dentist, or podiatrist, or doctor of chiropractic medicine with respect to

Primary Spine Care Practitioner  
Spinal



Primary Spine Care Practitioner

1 the use of the hospital's facilities by reason of his or her participation in a health care  
2 plan of a cooperative.

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

4 185.981 (4) (a) Except as provided in par. (b), no contract by or on behalf of any  
5 such cooperative association shall provide for the payment of any cash, indemnity,  
6 or other material benefit by that association to the subscriber or the subscriber's  
7 estate on account of death, illness, or injury, but any such association may stipulate  
8 in its plans that it will pay any nonparticipating physician and surgeon, optometrist,  
9 chiropractor, dentist, podiatrist, doctor of chiropractic medicine, hospital, or other  
10 provider for hospital or other health care rendered to any covered person who is in  
11 need of a plan's benefits. The plans may prescribe monetary limitations with respect  
12 to the benefits.

Spinal

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

14 185.982 (1) No health care plan or contract issued by a cooperative association  
15 shall interfere with the manner or mode of the practice of medicine, optometry,  
16 chiropractic, dentistry, or podiatry, or chiropractic medicine, the manner or mode of  
17 providing wellness or other services, the relationship of physician, chiropractor,  
18 optometrist, dentist, podiatrist, doctor of chiropractic medicine, or other provider  
19 and patient, nor the responsibility of physician, chiropractor, optometrist, dentist,  
20 podiatrist, doctor of chiropractic medicine, or other provider to patient. Plans may  
21 require persons covered to utilize health care providers designated by the  
22 cooperative association. The cooperative association may provide health care  
23 services directly through providers who are employees of the cooperative association  
24 or through agreements with individual providers or groups of providers organized  
25 on a group practice or individual practice basis.

primary spinal care practitioners

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

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

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

11 252.14 (1) (ar) 4r. A doctor of chiropractic medicine licensed under subch. VIII  
12 of ch. 448.

primary spine care practitioners

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

14 254.35 (3) (c) For a podiatric, chiropractic medicine, or veterinary site having  
15 an ionizing radiation installation, the fee shall be at least \$36 for each site and at  
16 least \$44 for each X-ray tube.

spinal

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

18 254.39 (1) Nothing in this subchapter may be interpreted as limiting  
19 intentional exposure of persons to radiation for the purpose of analysis, diagnosis,  
20 therapy, and medical, chiropractic medicine, chiropractic, or dental research as  
21 authorized by law.

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

23 255.06 (1) (d) "Nurse practitioner" means a registered nurse licensed under ch.  
24 441 or in a party state, as defined in s. 441.50 (2) (j), whose practice of professional  
25 nursing under s. 441.001 (4) includes performance of delegated medical services

spinal

primary spine care practitioners

1 under the supervision of a physician, dentist, or podiatrist, or doctor of chiropractic  
2 medicine.

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

5 257.01 (5) (a) An individual who is licensed as a physician, a physician  
6 assistant, or a podiatrist, or a doctor of chiropractic medicine under ch. 448, licensed  
7 as a registered nurse, licensed practical nurse, or nurse-midwife under ch. 441,  
8 licensed as a dentist under ch. 447, licensed as a pharmacist under ch. 450, licensed  
9 as a veterinarian or certified as a veterinary technician under ch. 89, or certified as  
10 a respiratory care practitioner under ch. 448.

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

13 257.01 (5) (b) An individual who was at any time within the previous 10 years,  
14 but is not currently, licensed as a physician, a physician assistant, or a podiatrist, or  
15 a doctor of chiropractic medicine under ch. 448, licensed as a registered nurse,  
16 licensed practical nurse or nurse-midwife, under ch. 441, licensed as a dentist under  
17 ch. 447, licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified  
18 as a veterinary technician under ch. 89, or certified as a respiratory care practitioner  
19 under ch. 448, if the individual's license or certification was never revoked, limited,  
20 suspended, or denied renewal.

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

22 287.07 (7) (c) 1. a. "Clinic" means a place, other than a residence, that is used  
23 primarily for the provision of nursing, medical, podiatric, chiropractic medicine,  
24 dental, chiropractic, optometric or veterinary care and treatment.

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

spinal

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

Spines

Primary spine care practitioners

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

22           341.14 (1e) (a) If any resident of this state, who is registering or has registered  
 23 a motorcycle, submits a statement once every 4 years, as determined by the  
 24 department, from a physician licensed to practice medicine in any state, from an  
 25 advanced practice nurse licensed to practice nursing in any state, from a public

1 health nurse certified or licensed to practice in any state, from a physician assistant  
 2 licensed or certified to practice in any state, from a podiatrist licensed to practice in  
 3 any state, from a doctor of chiropractic medicine licensed to practice chiropractic  
 4 medicine in any state, from a chiropractor licensed to practice chiropractic in any  
 5 state, from a Christian Science practitioner residing in this state and listed in the  
 6 Christian Science journal, or from the U.S. department of veterans affairs certifying  
 7 to the department that the resident is a person with a disability that limits or impairs  
 8 the ability to walk, the department shall procure, issue and deliver to the disabled  
 9 person a plate of a special design in lieu of the plate which ordinarily would be issued  
 10 for the motorcycle, and shall renew the plate. The statement shall state whether the  
 11 disability is permanent or temporary and, if temporary, the opinion of the physician,  
 12 advanced practice nurse, public health nurse, physician assistant, podiatrist, doctor  
 13 of chiropractic medicine, chiropractor, practitioner, or U.S. department of veterans  
 14 affairs as to the duration of the disability. The plate shall be so designed as to readily  
 15 apprise law enforcement officers of the fact that the motorcycle is owned by a  
 16 disabled person and is entitled to the parking privileges specified in s. 346.50 (2a).  
 17 No charge in addition to the registration fee may be made for the issuance or renewal  
 18 of the plate.

spinal

Primary spine care practitioners spinal

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

20 341.14 (1m) If any licensed driver submits to the department a statement once  
 21 every 4 years, as determined by the department, from a physician licensed to practice  
 22 medicine in any state, from a public health nurse certified or licensed to practice in  
 23 any state, from an advanced practice nurse licensed to practice nursing in any state,  
 24 from a physician assistant licensed or certified to practice in any state, from a  
 25 podiatrist licensed to practice in any state, from a doctor of chiropractic medicine

spinal

1 licensed to practice chiropractic medicine in any state, from a chiropractor licensed  
2 to practice chiropractic in any state, or from a Christian Science practitioner residing  
3 in this state and listed in the Christian Science journal certifying that another  
4 person who is regularly dependent on the licensed driver for transportation is a  
5 person with a disability that limits or impairs the ability to walk, the department  
6 shall issue and deliver to the licensed driver plates of a special design in lieu of the  
7 plates which ordinarily would be issued for the automobile or motor truck, dual  
8 purpose motor home or dual purpose farm truck having a gross weight of not more  
9 than 8,000 pounds, farm truck having a gross weight of not more than 12,000 pounds  
10 or motor home, and shall renew the plates. The plates shall be so designed as to  
11 readily apprise law enforcement officers of the fact that the vehicle is operated by a  
12 licensed driver on whom a disabled person is regularly dependent and is entitled to  
13 the parking privileges specified in s. 346.50 (2a). No charge in addition to the  
14 registration fee may be made for the issuance or renewal of the plates. The plates  
15 shall conform to the plates required in sub. (1a).

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

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

primary spine care practitioners

spinal

1

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

12

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

13

343.51 (1) Any person who qualifies for registration plates of a special design  
14 under s. 341.14 (1), (1a), (1m), or (1q) or any other person with a disability that limits  
15 or impairs the ability to walk may request from the department a special  
16 identification card that will entitle any motor vehicle parked by, or under the  
17 direction of, the person, or a motor vehicle operated by or on behalf of the  
18 organization when used to transport such a person, to parking privileges under s.  
19 346.50 (2), (2a), and (3). The department shall issue the card at a fee to be determined  
20 by the department, upon submission by the applicant, if the applicant is an  
21 individual rather than an organization, of a statement from a physician licensed to  
22 practice medicine in any state, from an advanced practice nurse licensed to practice  
23 nursing in any state, from a public health nurse certified or licensed to practice in  
24 any state, from a physician assistant licensed or certified to practice in any state,  
25 from a podiatrist licensed to practice in any state, from a doctor of chiropractic

25

primary spine<sup>spinal</sup> care specialist practitioner

spinal

1 medicine licensed to practice chiropractic medicine in any state, from a chiropractor  
 2 licensed to practice chiropractic in any state, or from a Christian Science practitioner  
 3 residing in this state and listed in the Christian Science journal that the person is  
 4 a person with a disability that limits or impairs the ability to walk. The statement  
 5 shall state whether the disability is permanent or temporary and, if temporary, the  
 6 opinion of the physician, advanced practice nurse, public health nurse, physician  
 7 assistant, podiatrist, doctor of chiropractic medicine, chiropractor, or practitioner as  
 8 to the duration of the disability. The department shall issue the card upon  
 9 application by an organization on a form prescribed by the department if the  
 10 department believes that the organization meets the requirements under this  
 11 subsection.

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

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

SECTION 72. 440.03 (13) (b) <sup>ebs</sup> 23m of the statutes is created to read:

440.03 (13) (b) <sup>ebs</sup> 23m. Doctor of chiropractic medicine.

SECTION 73. 440.08 (2) (a) <sup>ebs</sup> 28 of the statutes is created to read:

Primary spine<sup>spinal</sup> care specialist practitioner



605

Primary spine care practitioner

spinal

spinal

1 440.08 (2) (a) 28. Doctor of chiropractic medicine: December 15 of each  
2 even-numbered year.

Primary spine care practitioner

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

4 441.001 (3) (a) "Practical nursing" means the performance for compensation  
5 of any simple acts in the care of convalescent, subacutely or chronically ill, injured  
6 or infirm persons, or of any act or procedure in the care of the more acutely ill, injured  
7 or infirm under the specific direction of a nurse, physician, podiatrist or doctor of  
8 chiropractic medicine licensed under ch. 448, dentist licensed under ch. 447 or  
9 optometrist licensed under ch. 449, or under an order of a person who is licensed to  
10 practice medicine, podiatry, chiropractic medicine, dentistry or optometry in another  
11 state if that person prepared the order after examining the patient in that other state  
12 and directs that the order be carried out in this state.

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

14 441.001 (4) (b) The execution of procedures and techniques in the treatment  
15 of the sick under the general or special supervision or direction of a physician,  
16 podiatrist, or doctor of chiropractic medicine licensed under ch. 448, dentist licensed  
17 under ch. 447, or optometrist licensed under ch. 449, or under an order of a person  
18 who is licensed to practice medicine, podiatry, chiropractic medicine, dentistry, or  
19 optometry in another state if the person making the order prepared the order after  
20 examining the patient in that other state and directs that the order be carried out  
21 in this state.

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

23 446.02 (6m) No chiropractor may provide counsel, direction, guidance, advice,  
24 or a recommendation to a patient regarding the health effects of vitamins, herbs, or  
25 nutritional supplements unless the chiropractor has been issued a certificate under

spinal

Primary spine care practitioners

1 sub. (2) (c). This subsection does not apply to a chiropractor licensed under this  
2 chapter who is certified as a dietician under subch. V of ch. 448 or who is a doctor of  
3 chiropractic licensed under s. 448.9725.

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

5 446.02 (7d) (d) This subsection does not apply to a doctor of chiropractic  
6 medicine licensed under subch. VIII of ch. 448 with respect to treatment of a  
7 condition within the scope of that license.

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

9 446.026 (1) (a) No person may provide adjunctive services unless the person  
10 is a chiropractic technician and is under the direct, on-premises supervision of a  
11 chiropractor licensed under this chapter or a doctor of chiropractic medicine licensed  
12 under subch. VIII of ch. 448.

13 SECTION 79. 446.05 (1) of the statutes is renumbered 446.05 (1) (a).

14 SECTION 80. 446.05 (1) (b) of the statutes is created to read:

15 446.05 (1) (b) The examining board shall refer an allegation of a violation of  
16 subch. VIII of ch. 448 to the chiropractic medicine affiliated credentialing board for  
17 investigation, unless the alleged conduct also involves a violation of this chapter, in  
18 which case the examining board and the chiropractic medicine affiliated  
19 credentialing board shall consult concerning the investigation.

20 SECTION 81. 448.03 (2) (a) of the statutes is amended to read:

21 448.03 (2) (a) Any person lawfully practicing within the scope of a license,  
22 permit, registration, certificate or certification granted to practice midwifery under  
23 subch. XIII of ch. 440, to practice professional or practical nursing or  
24 nurse-midwifery under ch. 441, to practice chiropractic under ch. 446, to practice  
25 dentistry or dental hygiene under ch. 447, to practice chiropractic medicine under

Primary spine care practitioners

spinal

spinal

spinal

1 subch. VIII, to practice optometry under ch. 449, to practice acupuncture under ch.  
2 451 or under any other statutory provision, or as otherwise provided by statute.

3 **SECTION 82.** 448.21 (1) (f) of the statutes is created to read:

4 448.21 (1) (f) The practice of chiropractic medicine within the meaning of s.  
5 448.971 (3). *5* *spinal*

6 **SECTION 83.** 448.52 (2m) (a) of the statutes is amended to read:

7 448.52 (2m) (a) Except as provided in par. (b), a chiropractor licensed under ch.  
8 446 or a doctor of chiropractic medicine under subch. VIII claiming to render physical  
9 therapy, if the physical therapy is provided by a physical therapist employed by the  
10 chiropractor or doctor of chiropractic medicine, *primarily spine care practitioner* *spinal*

11 **SECTION 84.** 448.52 (2m) (b) of the statutes is amended to read:

12 448.52 (2m) (b) A chiropractor licensed under ch. 446 or a doctor of chiropractic  
13 licensed under subch. VIII claiming to render physical therapy modality services.

14 **SECTION 85.** 448.56 (1) of the statutes is amended to read:

15 448.56 (1) WRITTEN REFERRAL. Except as provided in this subsection and s.  
16 448.52, a person may practice physical therapy only upon the written referral of a  
17 physician, physician assistant, chiropractor, dentist, podiatrist, doctor of  
18 chiropractic medicine, or advanced practice nurse prescriber certified under s.  
19 441.16 (2). Written referral is not required if a physical therapist provides services  
20 in schools to children with disabilities, as defined in s. 115.76 (5), pursuant to rules  
21 promulgated by the department of public instruction; provides services as part of a  
22 home health care agency; provides services to a patient in a nursing home pursuant  
23 to the patient's plan of care; provides services related to athletic activities,  
24 conditioning, or injury prevention; or provides services to an individual for a  
25 previously diagnosed medical condition after informing the individual's physician,

spinal

Primary spinal care practitioners

1 physician assistant, chiropractor, dentist, podiatrist, doctor of chiropractic medicine,  
2 or advanced practice nurse prescriber certified under s. 441.16 (2) who made the  
3 diagnosis. The examining board may promulgate rules establishing additional  
4 services that are excepted from the written referral requirements of this subsection.

5 **SECTION 86.** 448.56 (1m) (b) of the statutes is amended to read:

6 448.56 (1m) (b) The examining board shall promulgate rules establishing the  
7 requirements that a physical therapist must satisfy if a physician, physician  
8 assistant, chiropractor, dentist, podiatrist, doctor of chiropractic medicine, or  
9 advanced practice nurse prescriber makes a written referral under sub. (1). The  
10 purpose of the rules shall be to ensure continuity of care between the physical  
11 therapist and the health care practitioner.

12 **SECTION 87.** 448.956 (1m) of the statutes is amended to read:

13 448.956 (1m) Subject to sub. (1) (a), a licensee may provide athletic training  
14 to an individual without a referral, except that a licensee may not provide athletic  
15 training as described under s. 448.95 (5) (d) or (e) in an outpatient rehabilitation  
16 setting unless the licensee has obtained a written referral for the individual from a  
17 practitioner licensed or certified under subch. II, III, IV, V, ~~or~~ VII, or VIII of this  
18 chapter; under ch. 446; or under s. 441.16 (2).

19 **SECTION 88.** 448.956 (3) (c) of the statutes is amended to read:

20 448.956 (3) (c) Treat or rehabilitate an employee with an injury or illness that  
21 has resulted from an employment activity as directed, supervised, and inspected by  
22 a physician, as defined in s. 448.01 (5), or by a person licensed under subch. VIII or  
23 under s. 446.02, who has the power to direct, decide, and oversee the implementation  
24 of the treatment or rehabilitation.

25 **SECTION 89.** 448.956 (4) of the statutes is amended to read: