

CR 85-109

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Revisor of Statutes
Bureau

CERTIFICATE

STATE OF WISCONSIN)
) SS
MEDICAL EXAMINING BOARD)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Barbara Livingston, director of the Bureau of Health Professions in the Department of Regulation and Licensing, and custodian of the official records of the Medical Examining Board, do hereby certify that the annexed rules, relating to denial of license, notice and hearing, were duly approved and adopted by the board on March 5, 1986.

I further certify that the attached copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of the original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the board at 1400 East Washington Avenue, Madison, Wisconsin, this 6 day of March, A. D. 1986.

Barbara Livingston, Director
Bureau of Health Professions
Department of Regulation and Licensing

STATE OF WISCONSIN
BEFORE THE
MEDICAL EXAMINING BOARD

IN THE MATTER OF RULEMAKING : ORDER OF THE MEDICAL
PROCEEDINGS BEFORE THE : EXAMINING BOARD REPEALING,
MEDICAL EXAMINING BOARD : AMENDING OR ADOPTING RULES

AN ORDER to repeal Med 9.02 to 9.06; and, repeal and recreate Med 9.01, relating to denial of license, notice and hearing.

Analysis prepared by the department of regulation and licensing.

ANALYSIS

Under authority in s. 440.03(1), Stats., the department of regulation and licensing has proposed rules in clearinghouse rule 84-223 which establish uniform procedures for the conduct of a hearing on a denial of license before the department or any examining board attached to the department.

In this order, s. Med 9.01 is repealed and recreated to indicate that rules on procedure on a denial of license are specified in ch. RL 1 and ss. Med 9.02 to 9.06 are repealed to eliminate duplication of rules of procedures in license denial proceedings.

The rules proposed by the department in clearinghouse rule 84-223 become effective on November 1, 1985.

The rules proposed for revision in ch. Med 9 interpret s. 227.07, Stats., relating to contested cases, notice, hearing and records and s. 448.03, Stats., relating to licensing requirements.

ORDER

Pursuant to authority vested in the medical examining board in ss. 15.08(5)(b), 227.014(2)(a), 448.03, and 448.40, Stats., the medical examining board hereby repeals and recreates rules, interpreting ss. 227.07, and 448.03, Stats., as follows:

SECTION 1. Med 9.01 is repealed and recreated to read:

Med 9.01 DENIAL OF LICENSE. Rules of procedure on a denial of license are specified in ch. RL 1.

SECTION 2. Med 9.02 to 9.06 are repealed.

The rules revised in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.026(1)(intro.), Stats.

Dated this 5th day of March, 1986.

By:


Gwen Jackson, Chair
Medical Examining Board

FISCAL ESTIMATE

There is no statewide or local fiscal effect.

FINAL REGULATORY FLEXIBILITY ANALYSIS

The rule repeal will have no significant economic impact on small businesses, as defined in s. 227.016(1)(a), Stats.

WM:dw
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