

CR 88-64

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CERTIFICATE

STATE OF WISCONSIN

DEPARTMENT OF REGULATION AND LICENSING

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, John M. Young, Director, Bureau of Health Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of Medical Examining Board do hereby certify that the annexed rules were duly approved and adopted by the Medical Examining Board on the 23<sup>rd</sup> day of February, 1989.

I further certify that said copy has been compared to me with the original on file in this office and that the same is a true copy thereof, and of the whole of such 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 23<sup>rd</sup> day of February, 1989.

  
John M. Young, Director  
Bureau of Health Service Professions  
Department of Regulation and  
Licensing

STATE OF WISCONSIN  
MEDICAL EXAMINING BOARD

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IN THE MATTER OF RULEMAKING	:	ORDER OF THE
PROCEEDINGS BEFORE THE	:	MEDICAL EXAMINING BOARD
MEDICAL EXAMINING BOARD	:	ADOPTING RULES
	:	Clearinghouse Rule 88-64

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PROPOSED ORDER

The Medical Examining Board orders the repeal and recreation of Med 7.04 (title) and Med 7.04(1) relating to panel review of applications and to written and oral examinations administered to applicants for a license to practice physical therapy, and to unprofessional conduct.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutory authority: ss. 15.08(5)(b), 227.11(2)(a), 448.05 and 448.40, Stats.

Statute interpreted: ss. 448.01(11) and 448.05(6), Stats.

In this order the medical examining board modifies its requirements for oral examinations of physical therapists. The rule, as revised, provides that all physical therapist applicants shall complete a written examination and that applicants who have histories of physical, mental, practice, criminal and disciplinary problems or who have been graduated from a medical school not approved by the board shall also complete an oral examination. The medical examining board also designates the physical therapy examining council as its agent for conducting examinations.

TEXT OF RULE

SECTION 1. Med 7.04 (title) and Med 7.04(1) is repealed and recreated to read:

Med 7.04 PANEL REVIEW OF APPLICATIONS; EXAMINATIONS REQUIRED. (1) (a) The Medical Examining Board designates the physical therapy examining council as its agent for conducting examinations. (b) All applicants shall complete a written examination. In addition, an applicant shall complete an oral examination if the applicant:

1. Has a history of alcohol or drug abuse or impairment;
2. Has a history of psychological impairment;
3. Has been disciplined or had licensure denied by a licensing or regulatory authority in Wisconsin or another jurisdiction;

4. Has been convicted of a crime the circumstances of which substantially relate to the practice of physical therapy;

5. Has not practiced physical therapy for a period of three years prior to application, unless the applicant has been graduated from a school of physical therapy within that period;

6. Has been graduated from a physical therapy program not approved by the board.

(c) An application filed under s. Med 7.02 shall be reviewed by the application review panel of at least two physical therapy examining council members designated by the chairperson of the council. The panel shall determine whether the applicant is eligible for a regular license without completing an oral examination.

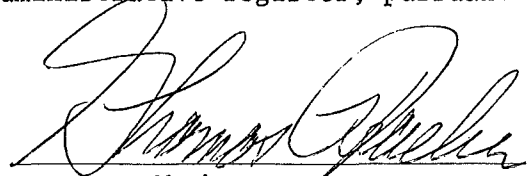
(d) All examinations shall be conducted in the English language.

(e) Where both written and oral examinations are required they shall be scored separately and the applicant shall achieve a passing grade on both examinations to qualify for a license.

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22(2)(intro), Stats.

Dated 2-23-89

Agency



Chairperson  
Medical Examining Board

#### FISCAL ESTIMATE

1. This proposed rule has no anticipated fiscal effect on local units of government.
2. The projected anticipated state fiscal effect during the current biennium of the proposed rule is: \$00.00.
3. The projected net annualized fiscal impact on state funds of the proposed rule is: \$00.00.

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