

CR 88-79

RECEIVED

CERTIFICATE

JAN 25 1990  
3:40  
Revisor of Statutes  
Bureau

STATE OF WISCONSIN

DEPARTMENT OF REGULATION AND LICENSING

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Ramona Weakland Warden, Director, Bureau of Health Service Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Chiropractic Examining Board do hereby certify that the annexed rules were duly approved and adopted by the Chiropractic Examining Board on the 11<sup>th</sup> day of January, 1990.

I further certify that said copy has been compared by 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 12<sup>th</sup> day of Jan., 1990.

*Ramona Weakland Warden*  
Ramona Weakland Warden, Director  
Bureau of Health Service Professions  
Department of Regulation and  
Licensing

4-1-90

STATE OF WISCONSIN  
CHIROPRACTIC EXAMINING BOARD

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IN THE MATTER OF RULEMAKING : ORDER OF THE  
PROCEEDINGS BEFORE THE : CHIROPRACTIC EXAMINING BOARD  
CHIROPRACTIC EXAMINING BOARD : ADOPTING RULES  
: (CLEARINGHOUSE RULE 88-79)

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ORDER

An order of the Chiropractic Examining Board to amend Chir 4.04 (1) and (2), 5.02, 5.03 (2) (intro.) and 6.02 (14); and to create Chir 5.03 (2) (c), relating to x-rays, continuing education and unprofessional conduct.

Analysis prepared by the Department of Regulation and Licensing.

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ANALYSIS

Statutory authority: ss. 15.08 (5) (b), 227.11 (2) (a), Stats.  
Statute interpreted: ss. 446.01(2) and 446.02 (1), Stats.

In this order the Chiropractic Examining Board amends Chir 4.04 (1) and (2) by adding notes to each subsection. The note to subsection (1) refers to HSS 157 which relates to radiation protection and safeguards. The note in subsection (2) explains that the board annually reviews for approval various offered programs which teach the operation of x-ray equipment.

Chir 5.02 clarifies that continuing education programs provided by the international chiropractic association and others are approved by the board.

Chir 5.03 (2) (c) creates a provision which explains that the continuing education program shall offer significant professional education, in the judgment of the board.

A note is added to Chir 6.02 (14) giving an example of insurance fraud.

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TEXT OF RULE

SECTION 1. The following NOTE is inserted after Chir 4.04 (1):

NOTE: The requirements of HSS 157 apply to licensees who use x-ray equipment.

SECTION 2. The following NOTE is inserted after Chir 4.04 (2):

NOTE: The board annually reviews for approval programs offered or approved by the council on chiropractic education, American Chiropractic Registry of Radiographic Technicians, the University of Wisconsin, the Wisconsin vocational, technical and adult education system, hospital training and other programs. A list of board-approved programs is available upon request from the board office.

SECTION 3. Chir 5.02 is amended to read:

Chir 5.02 The board approves continuing education programs provided by the Wisconsin chiropractic association, the American chiropractic association, the international ~~chiropractors~~ chiropractic association and or board-approved chiropractic colleges, which meet requirements in s. Chir 5.03.

SECTION 4. Chir 5.03 (2) (intro) is amended to read:

Chir 5.03 (2) (intro) An application for a continuing education program shall be approved if all of the following apply:

SECTION 5. Chir 5.03 (2) (c) is created to read:

Chir 5.03 (2) (c) In the judgment of the board, the program offers significant professional educational benefit for attendees.

SECTION 6. The following NOTE is inserted after Chir 6.02 (14):

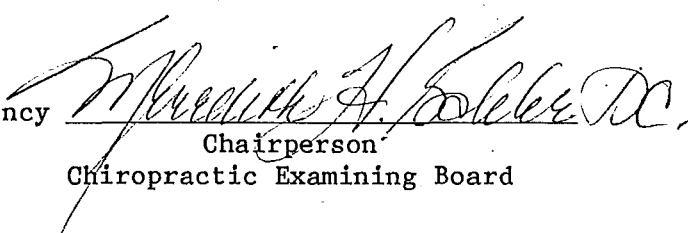
NOTE: The use by a licensee of "no out-of-pocket expense" payment arrangements may constitute insurance fraud, and may therefore violate this subsection as well as s. 943.395, Stats.

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

1-11-90

Agency

  
Chairperson

Chiropractic Examining Board

JAN 25 1990

Revisor of Statutes  
Bureau

**CORRESPONDENCE/MEMORANDUM**

**STATE OF WISCONSIN**

**DATE:** January 25, 1990                      **FILE REF:**

**TO:** Gary Poulson  
Assistant Revisor of Statutes

**FROM:** Pamela Haack, Rules Center Coordinator  
Department of Regulation and Licensing

**SUBJECT:** Final Rulemaking Order

**Agency: CHIROPRACTIC EXAMINING BOARD**

**Clearinghouse Rule: 89-79**

Attached is a copy and a certified copy of a final order adopting rules.  
Would you please publish these rules in the code. Thanks, Gary.