

CR 92-28

CERTIFICATE

STATE OF WISCONSIN

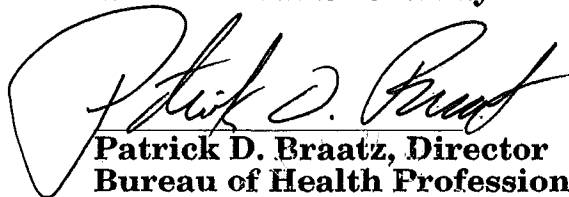
DEPARTMENT OF REGULATION AND LICENSING

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Patrick D. Braatz, Director, Bureau of Health Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Medical Examining Board, do hereby certify that the annexed rules were duly approved and adopted by the Medical Examining Board on the 23rd day of July, 1992.

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 23rd day of July, 1992.



**Patrick D. Braatz, Director
Bureau of Health Professions
Department of Regulation and
Licensing**

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STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

IN THE MATTER OF RULE-MAKING	:	ORDER OF THE
PROCEEDINGS BEFORE THE	:	MEDICAL EXAMINING BOARD
MEDICAL EXAMINING BOARD	:	ADOPTING RULES
	:	(CLEARINGHOUSE RULE 92-28)

ORDER

An order of the Medical Examining Board to create Med 6.09 and Med 10.02 (2) (y) of the administrative code relating to advertising and temporary licenses to practice podiatric medicine and surgery prior to regular license.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 227. 11 (2), 448.01 (11) and 448.04 (1) (d), Stats.

Statutes interpreted: ss. 448.01 (11) and 448.04 (1) (d), Stats.

In this order the Medical Examining Board is creating s. Med 6.09 to provide temporary licenses for the practice of podiatric medicine and surgery to individuals who are eligible for permanent licensure to allow those individuals to begin practice in Wisconsin. The oral examinations are conducted twice a year in June and December and therefore, if an individual wishes to practice podiatric medicine and surgery in that interim, they are unable to do so at the present time. Normally, this would affect only one to 2 candidates which does not justify having the podiatry examining council meet and conduct examinations of these candidates, considering the cost of paying the council members, travel, etc. All other professions regulated by the Medical Examining Board have a similar provision for temporary licenses. In the past, there has not been a need for the temporary licenses, but the fact is that now applicants are seeking licensure between oral examination dates.

Section Med 10.02 (2) (y) is being created as a result of podiatrists claiming there are certifications an individual can buy through the mail that look very impressive and are deceiving to the general public. With this proposed rule-making the only board certified listing would be of boards approved by the American podiatric medical association.

TEXT OF RULE

SECTION 1. Med 6.09 is created to read:

Med 6.09 TEMPORARY LICENSE. (1) (a) An applicant for a regular license to practice podiatric medicine and surgery who is a graduate of a school of podiatric medicine and surgery approved by the board may apply to the board for a temporary license to practice podiatric medicine and surgery. An applicant for a temporary license shall submit to the board the documentary evidence and credentials required under ss. Med 6.02, 6.03 and 6.04, a completed application for a temporary license, and the required fees. An application for a temporary license shall be made not less than 30 days before the date set by the board for the holding of its next examinations for regular licensure.

(b) The applications and information submitted under par. (a) shall be reviewed by members of the podiatry examining council. The medical examining board, acting through 2 members of the podiatry examining council, shall issue a temporary license to practice podiatric medicine and surgery if the applications and information submitted under par. (a) are satisfactory.

Note: Application forms are available on request to the board office, 1400 East Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708.

(2) (a) A temporary license to practice podiatric medicine and surgery granted under this section expires on the earliest of the following dates:

1. Sixty days after the next examination for a regular license is given by the podiatry examining council if the temporary licensee submits to the examination.

2. The first day the podiatry examining council begins its examination of applicants for a regular license to practice podiatric medicine and surgery after the temporary license is issued, if the temporary licensee does not submit to the examination on that date.

3. The date following the examination on which the board grants or denies the temporary licensee a regular license to practice podiatric medicine and surgery.

(b) A regular license to practice podiatric medicine and surgery is deemed denied by the board under par. (a) 3 on the date the applicant is notified that he or she has failed the examination for a regular license to practice podiatric medicine and surgery.

SECTION 2. Med 10.02 (2) (y) is created to read:

Med 10.02 (2) (y) Using in advertising of the term "board certified" or a similar phrase of like meaning by a podiatrist unless certified by the council on podiatric medicine of the American podiatric medical association and disclosure is made in the advertising of the complete name of the board which conferred the certification.

(END OF TEXT OF RULE)

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

7-23-92

Agency

George W. Arnold

Chairperson
Medical Examining Board

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CORRESPONDENCE/MEMORANDUM

STATE OF WISCONSIN

DATE: July 23, 1992

TO: Gary Poulson
Assistant Revisor of Statutes

FROM: Pamela Haack, Administrative Assistant
Department of Regulation and Licensing

SUBJECT: Final Rulemaking Order

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Agency: MEDICAL EXAMINING BOARD

Clearinghouse Rule: 92-28

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

Please stamp or sign a copy of this letter to acknowledge receipt.

Thank you.