

STATEMENT OF SCOPE

Podiatry Affiliated Credentialing Board

Rule No.: Chapters Pod 1 and 9

Relating to: Physician Assistants

Rule Type: Emergency and Permanent

1. Finding/nature of emergency (Emergency Rule only):

The Legislature by SECTION 22 of 2017 Wisconsin Act 227 provides an exemption from a finding of emergency for the adoption of this rule.

2. Detailed description of the objective of the proposed rule:

The objective of the proposed rule is to, as required under the provisions of 2017 Wisconsin Act 227, establish practice standards for a physician assistant practicing podiatry as provided under s. 448.21 (4), Stats., and requirements for a podiatrist who is supervising a physician assistant as provided under s. 448.21 (4), Stats.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

Current rules authorize a podiatric physician to delegate x-ray tasks to a person who has successfully completed a course of instruction for podiatric x-ray assistants approved by the Podiatry Affiliated Credentialing Board. The proposed rule would create ch. Pod 9 to reflect the provisions of 2017 Wisconsin Act 227, which, effective April 5, 2018, allows a podiatric physician to delegate nonsurgical patient services to a physician assistant licensed by the Medical Examining Board. As part of this update, the definitions under ch. Pod 1 may be revised.

If the rules are not updated, they will not reflect the provisions of 2017 Wisconsin Act 227.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

Section 15.08 (5) (b), Stats., provides an affiliated credentialing board “shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains. . .”

Section 448.695 (4) (a) and (b), Stats., provides the Podiatry Affiliated Credentialing Board shall promulgate rules establishing “[p]ractice standards for a physician assistant practicing podiatry as provided in s. 448.21 (4)” and “[r]equirements for a podiatrist who is supervising a physician assistant as provided in s. 448.21 (4).”

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

State employees will spend approximately 120 hours developing the proposed rule.

6. List with description of all entities that may be affected by the proposed rule:

Individuals licensed to practice as podiatrists and physician assistants in Wisconsin.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:

None.

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

The proposed rule will have minimal to no economic impact on small businesses and the state's economy as a whole.

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