

## Chapter Med 5

## RESIDENT EDUCATIONAL LICENSE TO PRACTICE MEDICINE AND SURGERY

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**Note:** Chapter Med 5 as it existed on October 31, 1976 was repealed and a new chapter Med 5 was created effective November 1, 1976.

**Med 5.01 Authority and purpose.** The rules in this chapter are adopted by the medical examining board pursuant to the authority delegated by ss. 15.08 (5), 227.11 and 448.40, Stats., and govern application for the resident educational license to practice medicine and surgery under s. 448.04 (1) (bm), Stats., (hereinafter “resident educational license”), and also govern practice thereunder.

**History:** Cr. Register, October, 1976, No. 250, eff. 11-1-76; correction made under s. 13.93 (2m) (b) 7., Stats., Register, May, 1989, No. 401; EmR1505: emerg. am., eff. 4-1-15; CR 15-022: am. Register October 2015 No. 718, eff. 11-1-15.

**Med 5.02 Applications, credentials, and eligibility.** An applicant who has been accepted into a postgraduate training program in a facility in this state approved by the board under the provisions of s. Med 1.02 (3) and accredited by the Accreditation Council for Graduate Medical Education, the American Osteopathic Association, or a successor organization may apply to the board for a resident educational license to practice medicine and surgery. The applicant shall submit to the board all of the following:

(1) A completed and verified application form.

(1m) Documentary evidence that the applicant is a graduate of and possesses a diploma from an allopathic or osteopathic medical school approved by the board.

(2) Documentary evidence that the applicant has been accepted into a postgraduate training program accredited by the Accreditation Council for Graduate Medical Education, the American Osteopathic Association, or a successor organization.

(3) A signed letter from the president or dean or the delegate of the president or dean of the institution sponsoring the postgraduate training program into which the applicant has been accepted confirming that the applicant has been or will be accepted into a postgraduate training program.

(4) A verified statement that the applicant is familiar with the state health laws and rules of the department of health services as related to communicable diseases.

**History:** Cr. Register, October, 1976, No. 250, eff. 11-1-76; EmR1505: emerg. am. (intro.), (1), cr. (1m), am. (2), cr. (3), (4), eff. 4-1-15; CR 15-022: am. (intro.), (1), cr. (1m), am. (2), cr. (3), (4) Register October 2015 No. 718, eff. 11-1-15.

**Med 5.03 Fees.** The required fees must accompany the application, and all remittances must be made payable to the Wisconsin department of safety and professional services.

**History:** Cr. Register, October, 1976, No. 250, eff. 11-1-76; am. Register, February, 1997, No. 494, eff. 3-1-97; correction made under s. 13.92 (4) (b) 6., Stats., Register February 2012 No. 673.

**Med 5.035 Examination.** Applicants shall complete an open book examination on statutes and rules governing the practice of medicine and surgery in Wisconsin.

**History:** Cr. Register, February, 1997, No. 494, eff. 3-1-97.

**Med 5.04 Practice limitations.** The holder of a resident educational license may, under the direction of a person licensed to practice medicine and surgery in this state, perform services requisite to the postgraduate training program in which the licensee is serving. Acting under such direction, the resident educational licensee shall also have the right to prescribe drugs and controlled substances and to sign any certificates, reports or other papers for the use of public authorities which are required of or permitted to persons licensed to practice medicine and surgery. The resident educational licensee shall confine the training and entire practice to the postgraduate training program in which the resident educational licensee is taking the training.

**History:** Cr. Register, October, 1976, No. 250, eff. 11-1-76; correction made under s. 13.93 (2m) (b) 5., Stats., Register, May, 1989, No. 401; EmR1505: emerg. am., eff. 4-1-15; CR 15-022: am. Register October 2015 No. 718, eff. 11-1-15.

**Med 5.05 Revocation.** Violation by a resident educational licensee to practice medicine and surgery of any of the provisions of this chapter or of any of the provisions of the Wisconsin Administrative Code or of ch. 448, Stats., which apply to persons licensed to practice medicine and surgery shall be cause for the revocation of such resident educational license.

**History:** Cr. Register, October, 1976, No. 250, eff. 11-1-76; EmR1505: emerg. am., eff. 4-1-15; CR 15-022: am. Register October 2015 No. 718, eff. 11-1-15.

**Med 5.06 Expiration and renewal.** A resident educational license to practice medicine and surgery granted under this chapter is valid for one year from the date of issuance and may be renewed for additional one-year terms as long as the license holder is enrolled in the postgraduate training program.

**History:** Cr. Register, October, 1976, No. 250, eff. 11-1-76; EmR1505: emerg. r. and recr., eff. 4-1-15; CR 15-022: r. and recr. Register October 2015 No. 718, eff. 11-1-15.