Chapter Med 6

LICENSE TO PRACTICE PODIATRIC MEDICINE AND SURGERY

Med 6.01 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 the issuance of license to practice podiatric medicine and surgery under s. 448.04 (1) (d), Stats.

History: Cr. Register, May, 1977, No. 256, eff. 6–1–77; correction made under s. 13.93 (2m) (b) 7., Stats., Register, May, 1989, No. 401.

Med 6.02 Applications and credentials. Every person applying for regular license to practice podiatric medicine and surgery shall make application therefor on forms provided for this purpose by the board and shall submit to the board the following:

(1) A completed and verified application form.

(2) Verified documentary evidence of graduation from a school of podiatric medicine and surgery approved by the board and a verified photographic copy of the diploma conferring the degree of doctor of podiatric medicine or its equivalent as determined by the board granted to the applicant by such school. The board recognizes as approved those podiatric medical schools recognized and approved at the time of the applicant's graduation therefrom by the council on education of the American podiatry association.

(3) An unmounted photograph of approximately 8 by 12 cm. of the applicant taken not more than 60 days prior to the date of application and bearing on the reverse side the statement of a notary public that such photograph is a true likeness of the applicant.

History: Cr. Register, May, 1977, No. 256, eff. 6–1–77.

Med 6.03 Translation of documents. If any of the documents required under this chapter are in a language other than English, the applicant shall also submit a verified English translation thereof, and the cost of such translation shall be borne by the applicant.

History: Cr. Register, May, 1977, No. 256, eff. 6–1–77.

Med 6.04 Application deadline and fees. The fully completed application and all required documents must be received by the board at its office not less than 30 days prior to the date of examination. The required fees must accompany the application, and all remittances must be made payable to the Wisconsin department of regulation and licensing.

History: Cr. Register, May, 1977, No. 256, eff. 6–1–77; am. Register, February, 1997, No. 494, eff. 3–1–97.

Med 6.05 Examinations. (1) Required examinations include the written examination under sub. (2), an open book examination on statutes and rules governing the practice of podiatric medicine and surgery in Wisconsin, and an oral–practical examination. Examinations are conducted only in the English language. Each examination is scored separately, and the applicant must achieve passing scores on each examination to become qualified for grant of license. The board designates the podiatry examining council as its agent for conducting examinations.

(2) The board utilizes the national board examination of the national board of podiatry examiners as its written examination, and requires a score of 75% or better as recorded by the national board of podiatry examiners as passing score. Each applicant is responsible for arranging an examination by the national board of podiatry examiners.

(3) An applicant who has received passing grades in written examinations for a license to practice podiatry conducted by another licensing jurisdiction of the United States, may submit to the board documentary evidence thereof. The board will review such documentary evidence to determine whether the scope and passing grades of such examinations are substantially equivalent to those of this state at the time of the applicant's examination, and if the board finds such equivalency, the board will accept this in lieu of requiring the applicant to achieve a passing grade in the national board examination of the national board of podiatry examiners. The burden of proof of such equivalency shall lie upon the applicant.

(4) Oral–practical examination of each applicant are conducted by members of the podiatry examining council and are scored as pass or fail.

(5) The board will notify each applicant found eligible for examination of the time and place scheduled for that applicant's oral–practical examination. Failure of an applicant to appear for examination as scheduled will void that applicant's application and require the applicant to reapply for licensure, unless prior scheduling arrangements have been made with the board by the applicant.

(6) Any applicant who is a graduate of a school in podiatry in which English is not the primary language of communication may be examined by the board on his or her proficiency in the English language.

History: Cr. Register, May, 1977, No. 257, eff. 6–1–77; cr. (6), Register, October, 1984, No. 346, eff. 11–1–84; correction in (2) made under s. 13.93 (2m) (b) 5., Stats., Register, January, 1994, No. 457; am. (1), Register, February, 1997, No. 494, eff. 3–1–97.

Med 6.06 Failure and re–examination. An applicant who fails to achieve a passing grade in the examinations required under this chapter may apply for re–examination on forms provided for that purpose by the board. For each such re–examination the application therefor shall be accompanied by the re–examination fee. An applicant who fails to achieve a passing grade in the examinations required under this chapter may be re–examined twice at not less than 4 month intervals and if such applicant fails to achieve a passing grade on the second such re–examination that applicant shall not be admitted to further examination until such applicant reapplies for licensure and also presents to the board evidence of further professional training or education as the board may deem appropriate in such applicant's specific case.

History: Cr. Register, May, 1977, No. 257, eff. 6–1–77.

Med 6.07 Temporary educational license. (1) An applicant who has been appointed to a postgraduate training program in a facility in this state recommended by the podiatry examining council and approved by the board may apply to the board for a temporary educational license to practice podiatric medicine and surgery and shall submit to the board the following:

(a) A completed and verified application form provided by the board for this purpose.

Note: Applications are available upon request to the board office located at 1400 East Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708.

(b) The documentary evidence and credentials required under ss. Med 6.02, 6.03 and 6.04.

(c) The required fees must accompany the application and all remittances must be made payable to the Wisconsin department of regulation and licensing.

(2) Applicants shall complete an open book examination on statutes and rules governing the practice of podiatric medicine and surgery in Wisconsin.

(3) The holder of a temporary educational license to practice podiatric medicine and surgery may, under the direction of a person licensed to practice podiatric medicine and surgery in this state, perform services requisite to the training program in which that holder is serving. Acting under such direction, the holder of such temporary educational license shall also have the right to prescribe drugs other than 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 podiatric medicine and surgery. The holder of such temporary educational license shall confine the training and entire practice to the facility in which he or she is taking the training and to the duties of such training.

(4) Violation by the holder of a temporary educational license to practice podiatric 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 podiatric medicine and surgery shall be cause for the revocation of such temporary educational license.

(5) Temporary educational licenses granted under this chapter shall expire one year from date of issuance.

History: Cr. Register, May, 1977, No. 257, eff. 6–1–77; corrections in (4) made under s. 13.93 (2m) (b) 5., Stats., Register, January, 1994, No. 457; **am. (intro.) to (3), cr. (2), renum. (4) to (6) to be (3) to (5), Register, February, 1997, No. 494, eff. 3–1–97.**

Med 6.08 Locum tenens license. (1) A person who holds a valid license to practice podiatric medicine and surgery issued by another licensing jurisdiction of the United States may apply to the board for a locum tenens license to practice podiatric medicine and surgery and shall submit to the board the following:

(a) A completed and verified application form supplied by the board for this purpose.

(b) A letter from a podiatrist licensed to practice podiatric medicine and surgery in this state requesting the applicant's services.

(c) A verified photostatic copy of a license to practice podiatric medicine and surgery issued by another licensing jurisdiction of the United States to the applicant.

(d) A recent photograph of the applicant as required under s. Med 6.02 (3).

(e) The required fees must accompany the application, and all remittances must be made payable to the Wisconsin department of regulation and licensing.

(2) Applicants shall complete an open book examination on statutes and rules governing the practice of podiatric medicine and surgery in Wisconsin.

(3) The application and documentary evidence submitted by the applicant will be reviewed by an officer of the podiatry examining council, and upon the finding of such officer that the applicant is qualified, the board, acting through such officer, may issue a locum tenens license to practice podiatric medicine and surgery to such applicant.

(4) The holder of a locum tenens license to practice podiatric medicine and surgery may practice podiatric medicine and surgery as defined in s. 448.01 (8) Stats., providing such practice is confined to the geographical area for which the license is issued.

(5) A locum tenens license to practice podiatric medicine and surgery shall expire 90 days from the date of its issuance. For cause shown to its satisfaction, the board, acting through an officer of the podiatry examining council, may renew such locum tenens license for additional periods of 90 days each, but no such license may be renewed no more than 3 consecutive times.

History: Cr. Register, May, 1977, No. 257, eff. 6–1–77; **am. (1) (e), renum. (2) to (4) to be (3) to (5), cr. (2), Register, February, 1997, No. 494, eff. 3–1–97.**

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.

History: Cr. Register, September, 1992, No. 441, eff. 10–1–92.

Med 6.10 Examination review by applicant. (1) An applicant who fails the oral–practical or statutes and rules examination may request a review of that examination by filing a written request and required fee with the board within 30 days of the date on which examination results were mailed.

(2) Examination reviews are by appointment only.

(3) An applicant may review the statutes and rules examination for not more than one hour.

(4) An applicant may review the oral–practical examination for not more than 2 hours.

(5) The applicant may not be accompanied during the review by any person other than the proctor.

(6) At the beginning of the review, the applicant shall be provided with a copy of the questions, a copy of the applicant's answer sheet or oral–practical tape and a copy of the master answer sheet.

(7) The applicant may review the examination in the presence of a proctor. The applicant shall be provided with a form on which to write comments, questions or claims of error regarding any items in the examination. Bound reference books shall be permitted. Applicants shall not remove any notes from the area.

Notes shall be retained by the proctor and made available to the applicant for use at a hearing, if desired. The proctor shall not defend the examination nor attempt to refute claims of error during the review.

(8) An applicant may not review the examination more than once.

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

Med 6.11 Board review of examination error claim. **(1)** An applicant claiming examination error shall file a written request for board review in the board office within 30 days of the date the examination was reviewed. The request shall include all of the following:

(a) The applicant's name and address.

(b) The type of license for which the applicant applied.

(c) A description of the mistakes the applicant believes were made in the examination content, procedures, or scoring, including the specific questions or procedures claimed to be in error.

(d) The facts which the applicant intends to prove, including reference text citations or other supporting evidence for the applicant's claim.

(2) The board shall review the claim, make a determination of the validity of the objections and notify the applicant in writing of the board's decision and any resulting grade changes.

(3) If the decision does not result in the applicant passing the examination, a notice of denial of license shall be issued. If the board issues a notice of denial following its review, the applicant may request a hearing under s. RL 1.05.

Note: The board office is located at 1400 East Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708.

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