



## 2019 SENATE BILL 399

September 16, 2019 - Introduced by Senators PETROWSKI, BEWLEY, TIFFANY, JACQUE, KAPENGA, KOOYENGA, MARKLEIN, OLSEN and STROEBEL, cosponsored by Representatives EDMING, FELZKOWSKI, JAMES, MAGNAFICI, OLDENBURG, BALLWEG, DITTRICH, HORLACHER, KNODL, KULP, MILROY, MURSAU, NEYLON, PETRYK, PLUMER, QUINN, RAMTHUN, RODRIGUEZ, SKOWRONSKI, SPIROS, STAFSHOLT, TUSLER and WICHGERS. Referred to Committee on Elections, Ethics and Rural Issues.

1     **AN ACT** *to create* 448.033 of the statutes; **relating to:** temporary practice by  
2             physicians at camps, providing an exemption from emergency rule procedures,  
3             and granting rule-making authority.

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### *Analysis by the Legislative Reference Bureau*

This bill allows a person to practice for up to 90 days a year as a physician for campers and staff at a recreational and educational camp licensed in this state if both of the following are satisfied: 1) the person is licensed in good standing to practice medicine and surgery by another state or territory of the United States or a foreign country or province and the licensure standards in that jurisdiction are substantially equivalent to the requirements of this state; and 2) the person is not under active investigation by a licensing authority or law enforcement authority in any state, federal, or foreign jurisdiction. A person is required to submit a form to the Medical Examining Board before practicing as allowed under the bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

4             **SECTION 1.** 448.033 of the statutes is created to read:  
5             **448.033 Temporary practice at camps.** (1) Notwithstanding s. 448.03 (1)  
6             (a), a person may at a recreational and educational camp licensed under s. 97.67 (1)

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1 practice medicine and surgery to provide treatment to campers and staff for not more  
2 than 90 days in any year without holding a license granted under this subchapter  
3 if all of the following apply:

4 (a) The person is licensed in good standing to practice medicine and surgery by  
5 another state or territory of the United States or a foreign country or province and  
6 the licensure standards in the jurisdiction where the person is licensed are  
7 substantially equivalent to the requirements for licensure as a physician under s.  
8 448.04 (1) (a).

9 (b) The person is not under active investigation by a licensing authority or law  
10 enforcement authority in any state, federal, or foreign jurisdiction.

11 (2) A person shall submit to the board a form provided by the board before  
12 practicing under sub. (1). The board may promulgate rules establishing the form to  
13 be submitted under this subsection.

14 **SECTION 2. Nonstatutory provisions.**

15 (1) Using the procedure under s. 227.24, the medical examining board may  
16 promulgate rules establishing the form that a person shall submit before practicing  
17 under s. 448.033 (1). Notwithstanding s. 227.24 (1) (a) and (3), the medical  
18 examining board is not required to provide evidence that promulgating a rule under  
19 this subsection is necessary for the preservation of the public peace, health, safety,  
20 or welfare and is not required to provide a finding of emergency for a rule  
21 promulgated under this subsection. Notwithstanding s. 227.24 (1) (c) and (2),  
22 emergency rules promulgated under this subsection may remain in effect until May  
23 1, 2020, or the date on which permanent rules take effect, whichever is sooner, and  
24 the effective period may not be further extended under s. 227.24 (2).

