



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 21-016

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Council Staff and the Legislative Reference Bureau, dated November 2020.]

2. Form, Style and Placement in Administrative Code

In s. Psy 5.02, a period should be inserted after the section title “Telehealth”.

3. Conflict With or Duplication of Existing Rules

By comparison to the existing definition of “telemedicine” in s. Med 24.02, it appears that the proposed definition of “telehealth” in s. Psy 1.02 (11) could be interpreted as including electronic communications that are expressly excluded from the definition in s. Med 24.02. For example, the proposed definition in s. Psy 1.02 (11) could be interpreted to include audio-only telephone or asynchronous electronic communications such as email and text messages, which are excluded from the definition in s. Med 24.02. Consider specifying whether these forms of communication are included within the scope of the proposed rule, by identifying them and either expressly including them (to clarify the contrast with s. Med 24.02), or expressly excluding them (to more closely mirror s. Med 24.02), whichever is intended.