

Report From Agency

STATE OF WISCONSIN CHIROPRACTIC EXAMINING BOARD

IN THE MATTER OF RULE-MAKING :
PROCEEDINGS BEFORE THE : **REPORT TO THE LEGISLATURE**
CHIROPRACTIC EXAMINING BOARD: **ON CLEARINGHOUSE RULE 08-093**
: **(s. 227.19 (3), Stats.)**

I. THE PROPOSED RULE:

The proposed rule, including the analysis and text, is attached.

II. REFERENCE TO APPLICABLE FORMS:

No new or revised forms are required by these rules.

III. FISCAL ESTIMATES:

The Department of Regulation and Licensing estimates that this rule will require staff time in the Office of Legal Counsel, Division of Management Services, Office of Exams, and the Division of Professional Credentialing. The total one-time salary and fringe costs are estimated at \$4,501. The total on-going salary and fringe costs are estimated at \$3,265. The department finds that this rule has no significant fiscal effect on the private sector.

IV. DETAILED STATEMENT EXPLAINING THE BASIS AND PURPOSE OF THE PROPOSED RULE, INCLUDING HOW THE PROPOSED RULE ADVANCES RELEVANT STATUTORY GOALS OR PURPOSES:

2007 Wisconsin Act 104 created a requirement that chiropractors have current proficiency in the use of an automated external defibrillator (AED) to obtain a license to practice chiropractic in Wisconsin. A chiropractor will have to have current proficiency in the use of an AED to obtain an initial license, a renewal license, the reinstatement of a license, a license by an applicant who is licensed in another jurisdiction, and a temporary permit. This rule-making allows chiropractors to count one credit earned in an AED course toward the 40 credits of continuing education required in each biennium. It also requires the Chiropractic Examining Board to approve as continuing education all AED courses approved by the Department of Health Services.

V. NOTICE OF PUBLIC HEARING:

A public hearing was held on November 20, 2008. There were no appearances at the public hearing and no written comments were received.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

Comment 5.a. Accepted in whole.

Comments 5.b. SECTION 6 of the plain language analysis has been changed to SECTION 7 and amended as suggested in the report.

Comment 5.c. Yes. The phrase “as a requirement for licensure” has been added to each state’s summary.

Comment 5.d. The dollar amounts have been amended to reflect the prices on the 2009 price sheet.

Comment 5.e. Accepted in whole.

Comment 5.f. SECTION 5 has been added to amend s. Chir 3.035.

Comment 5.g. The 2009 price sheet has been attached.

VII. FINAL REGULATORY FLEXIBILITY ANALYSIS:

These rules will have no significant economic impact on small businesses, as defined in s. 227.114 (1), Stats.