

Report From Agency

**STATE OF WISCONSIN
ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD**

IN THE MATTER OF RULEMAKING : REPORT TO THE LEGISLATURE
PROCEEDINGS BEFORE THE : CR 18-082
ATHLETIC TRAINERS AFFILIATED :
CREDENTIALING BOARD :

I. THE PROPOSED RULE:

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

II. REFERENCE TO APPLICABLE FORMS:

N/A

III. FISCAL ESTIMATE AND EIA:

The Fiscal Estimate and EIA is attached.

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

The proposed rules make the following changes to provide clarity and reflect the provisions of 2009 Wisconsin Act 162 and 2017 Wisconsin Act 59, which made various changes to the practice of athletic trainers and the duties and powers of the Athletic Trainers Affiliated Credentialing Board:

- Chapter AT 1:
 - The definitions of “NATABOC” and “board” are revised and definitions of “athletic training” and “physical activity” are created based on the respective statutory definitions.
 - Section AT 1.05 is revised to specify the Board may accept the results of a credentialing examination administered by a successor agency of the National Athletic Trainers’ Association Board of Certification, Inc. (BOC)
- Chapter AT 2:
 - Section AT 2.02 (2) is revised to specify a successor agency of BOC may provide required certifications.
 - References to application for and renewal of temporary licenses are removed by repealing ss. AT 2.03, 2.04, and 2.05. 2009 Wisconsin Act 162 eliminated the Board’s authority to issue temporary licenses.
- Chapter AT 3:
 - Sections AT 3.01 and 3.03 are revised to specify a successor agency of BOC may provide required approvals and certifications.

- Sections AT 3.03 and 3.05 are revised to reflect s. 440.035 (2), Stats., as created by 2017 Wisconsin Act 59, concerning the Board’s authority to require a credential holder to submit proof of completion of continuing education programs or courses.
- Chapter AT 4:
 - 2009 Wisconsin Act 162 replaced the term “athletic injury” with “injury or illness sustained while participating in physical activity.” Sections AT 4.01 (1) (intro.), (2) (intro.), (3) (intro.), and (4) (intro.) are revised to reflect this change in terminology.
 - A note in s. AT 4.01 that includes substantive requirements for referrals is repealed. Requirements for referrals are specified in s. 448.956 (1m), Stats., as created by 2009 Wisconsin Act 162.
 - Section AT 4.02 (1), which provides a protocol must require an athletic trainer to notify the consulting physician as soon as possible if a person being treated sustains new injuries, is repealed. 2009 Wisconsin Act 162 eliminated this protocol requirement.

V. SUMMARY OF PUBLIC COMMENTS AND THE BOARD’S RESPONSES, EXPLANATION OF MODIFICATIONS TO PROPOSED RULES PROMPTED BY PUBLIC COMMENTS:

The Athletic Trainers Affiliated Credentialing Board held a public hearing on December 7, 2018. The Board received written comments from Shannon Fleming on behalf of the National Athletic Trainers’ Association Board of Certification, Inc. The comments indicate that the appropriate acronym for the Board is “BOC,” and that the BOC supports the changes in the proposed rules to remove the term “athletic” used to describe injury or illness.

In response to the comments received, the acronym “NATABOC” in the proposed rules has been replaced with “BOC.”

VI. RESPONSE TO MEDICAL EXAMINING BOARD AND LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

The proposed rule was submitted to the Medical Examining Board on July 11, 2018. The Medical Examining Board had no recommendations concerning the proposed rule.

The Legislative Council had no recommendations concerning the proposed rule.

VII. REPORT FROM THE SBRRB AND FINAL REGULATORY FLEXIBILITY ANALYSIS:

N/A