STATE OF WISCONSIN
OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD

IN THE MATTER OF RULEMAKING	:	REPORT TO THE LEGISLATURE
PROCEEDINGS BEFORE THE	:	CR 19-108
OCCUPATIONAL THERAPISTS	:	
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:

Current rules provide that, when general supervision is allowed, the supervising occupational therapist must have direct contact with the occupational therapy assistant and face−to−face contact with the client by every tenth session of occupational therapy and no less than one time per calendar month. The proposed rules create an exception to this requirement for circumstances, including those in the practice areas of home health and children from birth to 3 years old, when occupational therapy services are provided once per calendar month or less frequently than once per calendar month.

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

The Occupational Therapists Affiliated Credentialing Board held a public hearing on September 10, 2019. The Board received testimony from Laura Kocum, representing the Wisconsin Occupational Therapy Association (WOTA). Ms. Kocum expressed WOTA's strong support for the changes in the proposed rules.

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

The proposed rule was submitted to the Medical Examining Board on October 17, 2018. The Medical Examining Board had no recommendations concerning the proposed rule.

All Legislative Council recommendations have been incorporated into the proposed rules.

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

N/A