

**CERTIFICATE**

**STATE OF WISCONSIN  
DEPARTMENT OF REGULATION AND LICENSING**

**TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:**

*I, Patrick D. Braatz, Director, Bureau of Health Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Medical Examining Board, do hereby certify that the annexed rules were duly approved and adopted by the Medical Examining Board on the 24th day of January, 1996.*

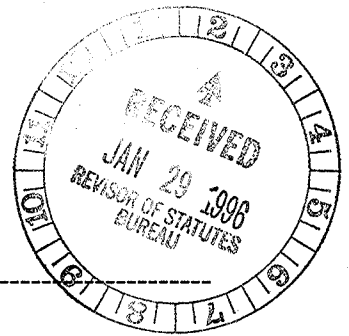
*I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.*

**IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the board at 1400 East Washington Avenue, Madison, Wisconsin this 24th day of January, 1996.**



*Patrick D. Braatz*  
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**Patrick D. Braatz, Director, Bureau of Health Professions, Department of Regulation and Licensing**

STATE OF WISCONSIN  
MEDICAL EXAMINING BOARD



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IN THE MATTER OF RULE-MAKING : ORDER OF THE  
PROCEEDINGS BEFORE THE : MEDICAL EXAMINING BOARD  
MEDICAL EXAMINING BOARD : ADOPTING RULES  
: (CLEARINGHOUSE RULE 95-078)  
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ORDER

An order of the Medical Examining Board to amend Med 19.02 (9), (10), (11) and (12), 19.03 (3), 19.08 (1) (b), (5) (c) and (6) (c); and to create Med 19.02 (10m) relating to occupational therapists and occupational therapy assistants.

Analysis prepared by the Department of Regulation and Licensing.

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ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 227.11 (2) and 448.40, Stats.

Statutes interpreted: s. 448.05 (5m), Stats.

In this proposed rule-making order the Medical Examining Board makes changes to expand and reflect current practices of occupational therapy and to incorporate contextual aspects of performance related to the practice of occupational therapy.

In this proposed rule-making order the Medical Examining Board has proposed making changes to the definitions relating to the practice of occupational therapy. These proposed changes are as a result of the updating of the American Occupational Therapy Association, Inc., Third Edition of the Uniform Terminology for Occupational Therapy: Application to Practice.

These changes are necessary so that the rules relating to occupational therapy will reflect the current practices of occupational therapy. These changes will expand and incorporate contextual aspects of performance related to the practice of occupational therapy.

Assembly Bill 479 has been introduced and had a hearing and passed the committee and is expected to be voted on by the Assembly in this floor period. This is a noncontroversial bill and is expected to pass and be signed without any problems. It was felt that since changes were being made to one portion of the rule, it did not make sense to draft another rule to make this minor change. The board does not expect the rule to become effective before the bill becomes law.

Also, the Medical Examining Board has been awaiting a number of answers to questions relating to the American with Disabilities Act (ADA). Those questions have been answered and the board is expected to begin the promulgation of a rule that will make changes and bring the current rule into conformity with the ADA in December of 1995.

The proposed rule-making order further sets out what organization is responsible for the accreditation of educational programs.

Section 1 amends the definition of "occupational performance areas" and the definition of "occupational performance components." Section 2 creates the definition of "occupational performance contexts."

Section 3 amends and brings into conformity the accreditation of occupational therapy and occupational therapy assistant educational programs. Section 4 further amends when an application is deemed complete. And, Section 5 amends and clarifies "occupational performance contexts." The changes made in s. Med 19.02 (11) and (12) are not consistent with the statute; however, the board is in the process of requesting legislation relating to this section.

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#### TEXT OF RULE

SECTION 1. Med 19.02 (9) and (10) are amended to read:

Med 19.02 (9) "Occupational performance areas" means the ~~functional~~ activities that occupational therapy addresses ~~including when determining functional abilities which include~~ activities of daily living, work and productive activities, and play or leisure activities.

(10) "Occupational performance components" means the skills and abilities that an individual uses to engage in performance areas including sensorimotor ~~components, cognitive integration and cognitive components, and psychosocial skills and psychological components.~~

SECTION 2. Med 19.02 (10m) is created to read:

Med 19.02 (10m) "Occupational performance contexts" means situations or factors that influence an individual's engagement in desired or required occupational performance areas including temporal aspects and environmental aspects.

SECTION 3. Med 19.02 (11) and (12) are amended to read:

Med 19.02 (11) "Occupational therapist training program" means an educational program and supervised internship in occupational therapy recognized by the medical examining board and accredited by the ~~committee on allied health education and accreditation of the American medical association and the American occupational therapy association,~~ accreditation council for occupational therapy education of the American occupational therapy association or a program approved by the world federation of occupational therapy.

(12) "Occupational therapy assistant training program" means an educational program and supervised internship in occupational therapy ~~or other requirements~~ recognized by the medical examining board and ~~approved by the American occupational therapy association~~ accredited by the accreditation council for occupational therapy education of the American

occupational therapy association or a program approved by the world federation of occupational therapy.

SECTION 4. Med 19.03 (3) is amended to read:

Med 19.03 (3) An application for certification is not complete until the board has received both a completed application form and verification of ~~passing grades~~ certification from the American occupational therapy certification board.

SECTION 5. Med 19.08 (1) (b), (5) (c) and (6) (c) are amended to read:

Med 19.08 (1) (b) Screening methods shall ~~be appropriate to the individual's age, education, cultural background, medical status and functional ability~~ take into consideration the occupational performance contexts relevant to the individual.

(5) (c) Program modifications shall be formulated and implemented consistent with the changes in the individual's occupational performance areas, ~~and~~ occupational performance components and occupational performance contexts.

(6) (c) A discharge plan shall be prepared, consistent with the services provided, the individual's goals, and the expected prognosis. Consideration shall be given to the individual's occupational performance contexts including appropriate community resources for referral, and environmental factors or barriers that may need modification.

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(END OF TEXT OF RULE)

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The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register pursuant to s. 227.22 (2) (intro.), Stats.

Dated

January 27, 1996

Agency

B. Jim Neivasser

Chairperson  
Medical Examining Board

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11/9/95