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**VIRTUAL/TELECONFERENCE  
MEDICAL EXAMINING BOARD**  
**Virtual, 4822 Madison Yards Way, Madison**  
**Contact: Tom Ryan (608) 266-2112**  
**April 19, 2023**

*The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Board.*

**AGENDA**

**8:00 A.M.**

**OPEN SESSION – CALL TO ORDER – ROLL CALL**

**A. Adoption of Agenda (1-5)**

**B. Approval of Minutes of March 15, 2023 (6-9)**

**C. Introductions, Announcements and Recognition**

- 1) Introduction: Stephanie Hilton, Public Member (Succeeds: Sattler)

**D. Reminders: Conflicts of Interest, Scheduling Concerns**

**E. Administrative Matters – Discussion and Consideration**

- 1) Department, Staff and Board Updates
- 2) Board Members – Term Expiration Dates
  - a. Bond, Jr., Milton – 7/1/2023
  - b. Chou, Clarence P. – 7/1/2023
  - c. Ferguson, Kris – 7/1/2025
  - d. Gerlach, Diane M. – 7/1/2024
  - e. Goel, Sumeet K. – 7/1/2023
  - f. Hilton, Stephanie – 7/1/2024
  - g. Lerma, Carmen – 7/1/2024
  - h. Parish, Michael A. – 7/1/2023
  - i. Schmeling, Gregory J. – 7/1/2025
  - j. Siebert, Derrick R. – 7/1/2025
  - k. Wasserman, Sheldon A. – 7/1/2023
  - l. Yerby, Lemuel G. – 7/1/2024
  - m. Yu, Emily S. – 7/1/2024

**3) Wis. Stat. § 15.085 (3)(b) – Affiliated Credentialing Boards’ Biannual Meeting with the Medical Examining Board to Consider Matters of Joint Interest**

- a. Physician Assistant Affiliated Credentialing Board – Jennifer Jarrett, Chairperson

**F. Legislative and Policy Matters – Discussion and Consideration**

- G. Administrative Rule Matters – Discussion and Consideration (10)**
  - 1) Adoption Order: Med 13, Relating to Continuing Medical Education (CR 20-053) **(11-13)**
  - 2) Pending or Possible Rulemaking Projects **(14)**
- H. DEA Opioid Education Requirement and Other Continuing Education Matters – Discussion and Consideration (15)**
- I. Newsletter Matters – Discussion and Consideration**
- J. Independent Medical Examiners – Relevant Rules and Standards of Conduct – Discussion and Consideration (16)**
- K. Controlled Substances Board Report – Discussion and Consideration
- L. Federation of State Medical Boards (FSMB) Matters – Discussion and Consideration
- M. Interstate Medical Licensure Compact Commission (IMLCC) – Report from Wisconsin’s Commissioners – Discussion and Consideration
- N. Screening Panel Report
- O. Future Agenda Items
- P. Discussion and Consideration of Items Added After Preparation of Agenda:
  - 1) Introductions, Announcements and Recognition
  - 2) Elections, Appointments, Reappointments, Confirmations, and Committee, Panel and Liaison Appointments
  - 3) Administrative Matters
  - 4) Election of Officers
  - 5) Appointment of Liaisons and Alternates
  - 6) Delegation of Authorities
  - 7) Education and Examination Matters
  - 8) Credentialing Matters
  - 9) Practice Matters
  - 10) Public Health Emergencies
  - 11) Legislative and Policy Matters
  - 12) Administrative Rule Matters
  - 13) Liaison Reports
  - 14) Board Liaison Training and Appointment of Mentors
  - 15) Informational Items
  - 16) Division of Legal Services and Compliance (DLSC) Matters
  - 17) Presentations of Petitions for Summary Suspension
  - 18) Petitions for Designation of Hearing Examiner
  - 19) Presentation of Stipulations, Final Decisions and Orders
  - 20) Presentation of Proposed Final Decisions and Orders
  - 21) Presentation of Interim Orders
  - 22) Petitions for Re-Hearing
  - 23) Petitions for Assessments
  - 24) Petitions to Vacate Orders
  - 25) Requests for Disciplinary Proceeding Presentations
  - 26) Motions

- 27) Petitions
- 28) Appearances from Requests Received or Renewed
- 29) Speaking Engagements, Travel, or Public Relation Requests, and Reports

## **Q. Public Comments**

**CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85(1)(b), and 448.02(8), Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).**

## **R. Deliberation on DLSC Matters**

### **1) Proposed Stipulations, Final Decisions and Orders**

- a. 19 MED 007& 19 MED 346 – John D. Whelan, M.D. **(17-23)**
- b. 22 MED 136 – Gregory J. Hall, M.D. **(24-29)**
- c. 22 MED 309 – Marshal J. Mirviss, M.D. **(30-36)**
- d. 22 MED 339 – Ronda Ditter, M.D. **(37-44)**
- e. 22 MED 367 – Benjamin M. Kotinsley, M.D. **(45-51)**
- f. 22 MED 536 – Joel A. Zembles, C.A.A. **(53-63)**
- g. 22 MED 548 – William S. Collier, M.D. **(64-74)**

### **2) Case Closings**

- a. 21 MED 244 – T.W.C. **(75-107)**
- b. 21 MED 465 – M.E.O. **(108-116)**
- c. 22 MED 017 – N.C. **(117-127)**
- d. 22 MED 039 – S.F.I. **(128-143)**
- e. 22 MED 152 – D.W.Z., R.J.K., D.J.C. **(144-161)**
- f. 22 MED 343 – D.C.D. **(162-185)**
- g. 22 MED 368 – Unknown **(186-197)**
- h. 22 MED 401 – S.J.W.A. **(198-205)**
- i. 22 MED 458 – S.J.B. **(206-215)**
- j. 22 MED 459 – C.R.G. **(216-223)**
- k. 22 MED 467 – T.D. **(224-227)**
- l. 22 MED 471 – J.A.S. **(228-243)**
- m. 22 MED 539 – N.J.F. **(244-252)**
- n. 23 MED 029 – T.J.O. **(253-260)**

### **3) Administrative Warnings**

- a. 22 MED 194 – P.R.H. **(261-262)**

### **4) Monitoring Matters (263-264)**

- a. David Kuester, M.D. – Requesting Full Licensure **(265-291)**
- b. Aleksander Rosich, M.D. – Requesting Full Licensure **(292-309)**

## **S. Deliberation on Proposed Final Decision and Orders**

- 1) Gladys R. Gregory, M.D. – (DHA Case Number SPS-22-0072/DLSC Case Number 20 MED 235) **(310-332)**

**T. Credentialing Matters**

**1) Application Reviews**

a. Kondragunta Prasad – Visiting Physician, Medicine and Surgery Applicant  
**(333-398)**

**2) Waiver of 24 Months of ACGME/AOA Accredited Post-Graduate Training**

a. Tal Yalon, M.D. **(399-467)**

**U. Deliberation of Items Added After Preparation of the Agenda**

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) DLSC Matters
- 4) Monitoring Matters
- 5) Professional Assistance Procedure (PAP) Matters
- 6) Petitions for Summary Suspensions
- 7) Petitions for Designation of Hearing Examiner
- 8) Proposed Stipulations, Final Decisions and Order
- 9) Proposed Interim Orders
- 10) Administrative Warnings
- 11) Review of Administrative Warnings
- 12) Proposed Final Decisions and Orders
- 13) Matters Relating to Costs/Orders Fixing Costs
- 14) Complaints
- 15) Case Closings
- 16) Board Liaison Training
- 17) Petitions for Extension of Time
- 18) Petitions for Assessments and Evaluations
- 19) Petitions to Vacate Orders
- 20) Remedial Education Cases
- 21) Motions
- 22) Petitions for Re-Hearing
- 23) Appearances from Requests Received or Renewed

**V. Open Cases**

**W. Consulting with Legal Counsel**

**RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION**

**X. Vote on Items Considered or Deliberated Upon in Closed Session if Voting is Appropriate**

**Y. Open Session Items Noticed Above Not Completed in the Initial Open Session**

**Z. Delegation of Ratification of Examination Results and Ratification of Licenses and Certificates**

**ADJOURNMENT**

**ORAL INTERVIEWS OF CANDIDATES FOR LICENSURE**

**VIRTUAL/TELECONFERENCE**

**10:15 A.M. OR IMMEDIATELY FOLLOWING THE FULL BOARD MEETING**

**CLOSED SESSION** – Reviewing Applications and Conducting Oral Interview(s) of **three (3)**  
(at time of agenda publication) Candidate(s) for Licensure – **Dr. Goel** and **Dr. Yerby**

**NEXT MEETING: MAY 17, 2023**

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MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED  
WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held virtually unless otherwise indicated. In-person meetings are typically conducted at 4822 Madison Yards Way, Madison, Wisconsin, unless an alternative location is listed on the meeting notice. In order to confirm a meeting or to request a complete copy of the board's agenda, please visit the Department website at <https://dsps.wi.gov>. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Requests for interpreters for the hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer, or reach the Meeting Staff by calling 608-267-7213.

**VIRTUAL/TELECONFERENCE  
MEDICAL EXAMINING BOARD  
MEETING MINUTES  
MARCH 15, 2023**

**PRESENT:** Milton Bond, Jr. (*arrived at 8:03 a.m.*) (*excused at 9:00 a.m.*); Clarence Chou, M.D.; Kris Ferguson, M.D. (*arrived at 8:53 a.m.*); Diane Gerlach, D.O.; Sumeet Goel, D.O.; Carmen Lerma; Michael Parish, M.D.; Gregory Schmeling, M.D.; Derrick Siebert, M.D. (*arrived at 8:39 a.m.*); Sheldon Wasserman, M.D.; Lemuel Yerby, M.D.; Emily Yu, M.D.

**STAFF:** Tom Ryan, Executive Director; Jameson Whitney, Legal Counsel; Nilajah Hardin, Administrative Rules Coordinator; Dialah Azam, Bureau Assistant; Katlin Schwartz, Bureau Assistant; and other Department staff

**CALL TO ORDER**

Sheldon Wasserman, Chairperson, called the meeting to order at 8:00 a.m. A quorum was confirmed with nine (9) members present.

**ADOPTION OF AGENDA**

**MOTION:** Diane Gerlach moved, seconded by Clarence Chou, to adopt the Agenda as published. Motion carried unanimously.

**APPROVAL OF MINUTES OF FEBRUARY 15, 2023**

**MOTION:** Michael Parish moved, seconded by Gregory Schmeling, to approve the Minutes of February 15, 2023 as published. Motion carried unanimously.

*(Milton Bond Jr. arrived at 8:03 a.m.)*

**ADMINISTRATIVE RULE MATTERS**

**Pending or Possible Rulemaking Projects**

**MOTION:** Sumeet Goel moved, seconded by Gregory Schmeling, to designate the Chairperson to serve as liaison to DSPS staff for drafting a report pursuant to Wis. Stat. 227.29 for submission in 2023, relating to administrative rules, and to authorize the Chairperson to approve the report for submission to the Joint Committee for Review of Administrative Rules. Motion carried unanimously.

**CLOSED SESSION**

**MOTION:** Lemuel Yerby moved, seconded by Sumeet Goel, to convene to Closed Session to deliberate on cases following hearing (§ 19.85(1)(a), Stats.); to consider licensure or certification of individuals (§ 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (§ 19.85(1)(b), Stats. and § 448.02(8), Stats.); to consider individual histories or disciplinary data (§ 19.85(1)(f), Stats.); and to confer with legal counsel

(§ 19.85(1)(g), Stats.). Sheldon Wasserman, Chairperson, read the language of the motion aloud for the record. The vote of each member was ascertained by voice vote. Roll Call Vote: Milton Bond, Jr.-yes; Clarence Chou-yes; Carmen Lerma-yes; Diane Gerlach-yes; Sumeet Goel-yes; Michael Parish-yes; Gregory Schmeling-yes; Sheldon Wasserman-yes; Lemuel Yerby-yes; and Emily Yu-yes. Motion carried unanimously.

The Board convened into Closed Session at 8:34 a.m.

## **DELIBERATION ON DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS**

### **Proposed Stipulations, Final Decisions and Orders**

#### ***21 MED 356 – Wayne W. Liou, M.D.***

**MOTION:** Sumeet Goel moved, seconded by Michael Parish, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Wayne W. Liou, M.D., DLSC Case Number 21 MED 356. Motion carried unanimously.

#### ***21 MED 557 & 22 MED 044 – Herbert W. Jones, M.D.***

**MOTION:** Clarence Chou moved, seconded by Carmen Lerma, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Herbert W. Jones, M.D., DLSC Case Numbers 21 MED 557 & 22 MED 044. Motion carried unanimously.

#### ***21 MED 559 – Steven D. Taylor, M.D.***

**MOTION:** Milton Bond Jr. moved, seconded by Gregory Schmeling, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Steven D. Taylor, M.D., DLSC Case Numbers 21 MED 559. Motion carried unanimously.

*(Derrick Siebert arrived at 8:39 a.m.)*

#### ***22 MED 186 – Walter A. Fuhr, M.D.***

**MOTION:** Sumeet Goel moved, seconded by Diane Gerlach, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Walter A. Fuhr, M.D., DLSC Case Number 22 MED 186. Motion carried unanimously.

#### ***23 MED 048 – Thomas Marks, M.D.***

**MOTION:** Michael Parish moved, seconded by Lemuel Yerby, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary

proceedings against Thomas Marks, M.D., DLSC Case Number 23 MED 048. Motion carried unanimously.

*(Kris Ferguson arrived at 8:53 a.m.)*

*(Milton Bond Jr. excused at 9:00 a.m.)*

### **Case Closings**

**MOTION:** Clarence Chou moved, seconded by Gregory Schmeling, to close the following DLSC Cases for the reasons outlined below:

1. 21 MED 420 – M.E.P. – Insufficient Evidence
2. 22 MED 121 – T.O. – Insufficient Evidence
3. 22 MED 166 – J.A. – No Violation
4. 22 MED 216 – M.A.P. – Prosecutorial Discretion (P2)
5. 22 MED 242 – M.J.N. – Insufficient Evidence
6. 22 MED 257 – P.J.R. – No Violation
7. 22 MED 363 – J.F.B. – No Violation
8. 22 MED 446 – J.R.M. – Insufficient Evidence
9. 22 MED 483 – T.S. – No Violation
10. 22 MED 485 – C.S. – Insufficient Evidence
11. 22 MED 491 – L.N.B. – No Violation
12. 22 MED 495 – C.J.R. – No Violation
13. 22 MED 512 – N.H. – No Violation
14. Motion carried unanimously.

**MOTION:** Lemuel Yerby moved, seconded by Michael Parish, to close the following DLSC Cases for the reasons outlined below:

1. 22 MED 067 – J.C.O. – No Violation
2. 22 MED 240 – J.A.K. – No Violation
3. Motion carried unanimously.

*(Emily Yu recused herself and left the room for deliberation and voting in the matter concerning J.C.O., DLSC Case Number 22 MED 067 and J.A.K., DLSC Case Number 22 MED 240.)*

### **Complaints**

#### **21 MED 060 – R.G.R.**

**MOTION:** Diane Gerlach moved, seconded by Carmen Lerma, to find probable cause in DLSC Case Number 21 MED 060, to believe that R.G.R. has committed unprofessional conduct, and therefore, to issue the Complaint and hold a hearing on such conduct pursuant to Wis. Stat§ 448.02(3)(b). Motion carried unanimously.

*(Clarence Chou recused himself and left the room for deliberation and voting in the matter concerning R.G.R., Respondent, DLSC Case Number 21 MED 060.)*

### **Monitoring Matters**



*Shannon Wiggins, D.O.*  
*Requesting Full Licensure*

**MOTION:** Sumeet Goel moved, seconded by Clarence Chou, to grant the request of Shannon Wiggins, for full licensure. Motion carried unanimously.

**CREDENTIALING MATTERS**

**Application Reviews**

*Danielle Roberts, Medicine and Surgery (DO) Renewal Applicant*

**MOTION:** Sumeet Goel moved, seconded by Gregory Schmeling, to deny the Medicine and Surgery (DO) renewal application of Danielle Roberts. **Reason for Denial:** Unprofessional conduct (Wis. Stat. § 448.06(2)) including: adverse action against license in another state (Med 10.03(3)(c)) and violation of any state or federal law or regulation that is substantially related to the practice of medicine and surgery (Med 10.03(3)(i)); Necessary to protect the public health, safety, and welfare (Wis. Stat. §440.098(4)). Motion carried unanimously.

**RECONVENE TO OPEN SESSION**

**MOTION:** Yerby moved, seconded by Parish, to reconvene to Open Session. Motion carried unanimously.

The Board reconvened to Open Session at 9:20 a.m.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

**MOTION:** Schmeling moved, seconded by Goel, to affirm all motions made and votes taken in Closed Session. Motion carried unanimously.

*(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)*

**DELEGATION OF RATIFICATION OF EXAMINATION RESULTS AND  
RATIFICATION OF LICENSES AND CERTIFICATES**

**MOTION:** Michael Parish moved, seconded by Diane Gerlach, to delegate ratification of examination results to DSPS staff and to ratify all licenses and certificates as issued. Motion carried unanimously.


**ADJOURNMENT**

**MOTION:** Lemuel Yerby moved, seconded by Carmen Lerma, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 9:21 a.m.

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and title of person submitting the request:</b> Nilajah Hardin, Administrative Rules Coordinator		<b>2) Date when request submitted:</b> 04/06/23 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>	
<b>3) Name of Board, Committee, Council, Sections:</b> Medical Examining Board			
<b>4) Meeting Date:</b> 04/19/23	<b>5) Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> Administrative Rule Matters – Discussion and Consideration 1. Adoption Order: Med 13, Relating to Continuing Medical Education (CR 20-053) 2. Pending or Possible Rulemaking Projects a. Rule Projects Chart	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	<b>8) Is an appearance before the Board being scheduled?</b> <i>(If yes, please complete <a href="#">Appearance Request</a> for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b> N/A	
<b>10) Describe the issue and action that should be addressed:</b>  Attachments: CR 20-053 Adoption Order Rule Project Chart  (Board Rule projects can be Viewed Here if Needed: <a href="https://dsps.wi.gov/Pages/RulesStatutes/PendingRules.aspx">https://dsps.wi.gov/Pages/RulesStatutes/PendingRules.aspx</a> )			
<b>11) Authorization</b>			
 Signature of person making this request		04/06/23 Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)    Date			
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

STATE OF WISCONSIN  
MEDICAL EXAMINING BOARD

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IN THE MATTER OF RULEMAKING : ORDER OF THE  
PROCEEDINGS BEFORE THE : MEDICAL EXAMINING BOARD  
MEDICAL EXAMINING BOARD : ADOPTING RULES  
: (CLEARINGHOUSE RULE 20-053)

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ORDER

An order of the Medical Examining Board to amend Med 13.05 (1) (intro.) and (2), relating to continuing medical education for physicians.

Analysis prepared by the Department of Safety and Professional Services.

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ANALYSIS

**Statutes interpreted:** Section 448.13, Stats.

**Statutory authority:** Sections 15.08 (5) (b) and 448.40 (1), Stats.

**Explanation of agency authority:**

Section 15.08 (5) (b), Stats., provides an examining board “shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains. . .”

Section 448.40 (1), Stats., provides the Medical Examining Board “may promulgate rules to carry out the purposes of this subchapter, including rules requiring the completion of continuing education, professional development, and maintenance of certification or performance improvement or continuing medical education programs for renewal of a license to practice medicine and surgery.”

**Related statute or rule:**

Chapter Med 14 provides the requirements for biennial registration, which include the completion of continuing medical education.

**Plain language analysis:**

The proposed rule makes updates to clarify that a physician’s use of electronic continuing medical education tracking and reporting is permitted.

**Summary of, and comparison with, existing or proposed federal regulation:**None.

**Comparison with rules in adjacent states:**

**Illinois:**

Rules of the Illinois Department of Financial and Professional Regulation establish continuing medical education requirements for physicians licensed in Illinois (68 Ill. Adm. Code 1285.110). The rules do not explicitly authorize or prohibit a physician’s use of electronic continuing medical education tracking and reporting.

**Iowa:**

Rules of the Iowa Board of Medicine establish continuing education requirements for physicians licensed in Iowa (653 IAC 11). The rules do not explicitly authorize or prohibit a physician's use of electronic continuing education tracking and reporting.

**Michigan:**

Rules of the Michigan Department of Licensing and Regulatory Affairs establish continuing medical education requirements for physicians licensed in Michigan (Mich Admin Code, R 338.2441 to R 338.2443). The rules do not explicitly authorize or prohibit a physician's use of electronic continuing medical education tracking and reporting.

**Minnesota:**

Rules of the Minnesota Board of Medical Practice establish continuing education requirements for physicians licensed in Minnesota (Minnesota Rules, chapter 5605). The rules do not explicitly authorize or prohibit a physician's use of electronic continuing education tracking and reporting.

**Summary of factual data and analytical methodologies:**

The proposed rules were developed by obtaining input and feedback from the Medical Examining Board.

**Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:**

The proposed rules were posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals. No comments were received.

**Fiscal Estimate and Economic Impact Analysis:**

The Fiscal Estimate and Economic Impact Analysis document is attached.

**Effect on small business:**

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department's Regulatory Review Coordinator may be contacted by email at [Jennifer.Garrett@wisconsin.gov](mailto:Jennifer.Garrett@wisconsin.gov), or by calling (608) 266-6795.

**Agency contact person:**

Nilajah Hardin, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, P.O. Box 8366, Madison, Wisconsin 53708-8366; telephone 608-267-7139; email at [DSPSAdminRules@wisconsin.gov](mailto:DSPSAdminRules@wisconsin.gov).

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TEXT OF RULE

SECTION 1. Med 13.05 (1) (intro.) and (2) are amended to read:

**Med 13.05 (1) (intro.) PHYSICIANS.** The board will accept as evidence of compliance by physicians with the requirements of this chapter, as original electronic or hard copy documents or verified copies thereof, any or all or any combination of the following:

**(2) RETENTION REQUIREMENT.** Evidence of compliance shall be retained in electronic or hard copy format by each physician through the biennium for which 30 hours of credit are required for registration.

SECTION 2. EFFECTIVE DATE. 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.

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(END OF TEXT OF RULE)

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Dated \_\_\_\_\_

Agency \_\_\_\_\_

Chairperson  
Medical Examining Board

**Medical Examining Board  
Rule Projects (updated 04/06/23)**

<b>Clearinghouse Rule Number</b>	<b>Scope #</b>	<b>Scope Expiration</b>	<b>Code Chapter Affected</b>	<b>Relating clause (description)</b>	<b>Current Stage</b>	<b>Next Step</b>
22-063	012-21	08/08/2023	Med 10	Performance of Physical Examinations (Chaperones and Observers during Physical Examinations)	Legislative Report and Final Rule Draft Submitted to Governor's Office on 03/02/23	Legislative Review
20-053	094-20	01/20/2023	Med 13	Continuing Medical Education (Physician use of Electronic CE Tracking)	Adoption Order Presented at 04/19/23 Meeting	Submission for Publication; Anticipated Effective Date of 06/01/23
22-067	035-22	10/25/2024	Med 13	Continuing Medical Education (Controlled Substances Prescribing CE)	Legislative Report and Final Rule Draft Submitted to Governor's Office on 03/17/23	Legislative Review
Not Assigned Yet	044-22	11/23/2024	Med 26	Military Medical Personnel	Fiscal Estimate and Submission to Governor's Office (Emergency Rule)	Emergency Rule Submitted for Publication; Permanent Rule Drafting

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and title of person submitting the request:</b> Peter Schramm, Licensing Examination Specialist		<b>2) Date when request submitted:</b> 4/10/2023 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>	
<b>3) Name of Board, Committee, Council, Sections:</b> Medical Examining Board			
<b>4) Meeting Date:</b> 4/19/2023	<b>5) Attachments:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b> DEA Opioid Education Requirement and other Continuing Education Matters – Discussion	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	<b>8) Is an appearance before the Board being scheduled?</b> <i>(If yes, please complete <a href="#">Appearance Request</a> for Non-DSPS Staff)</i>  <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>	
<b>10) Describe the issue and action that should be addressed:</b> Discussion of the DEA continuing education requirement and other matters related to continuing education			
<b>11) Authorization</b>			
Peter Schramm		4/10/2023	
<b>Signature of person making this request</b>		<b>Date</b>	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda)			
Date			
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

**State of Wisconsin  
Department of Safety & Professional Services**

**AGENDA REQUEST FORM**

<b>1) Name and Title of Person Submitting the Request:</b>  <b>Jameson Whitney, Board Counsel</b>		<b>2) Date When Request Submitted:</b> <b>4/5/23</b>  <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>	
<b>3) Name of Board, Committee, Council, Sections:</b> Medical Examining Board			
<b>4) Meeting Date:</b> <b>4/19/23</b>	<b>5) Attachments:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>6) How should the item be titled on the agenda page?</b>  Independent Medical Examiners – relevant rules and standards of conduct – discussion and consideration	
<b>7) Place Item in:</b> <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session		<b>8) Is an appearance before the Board being scheduled?</b> <input type="checkbox"/> Yes ( <u>Fill out Board Appearance Request</u> ) <input checked="" type="checkbox"/> No	<b>9) Name of Case Advisor(s), if required:</b>
<b>10) Describe the issue and action that should be addressed:</b>  The Board requested information regarding rules of professional conduct pertaining to practice standards for and oversight of independent medical examiners. Board legal counsel will present the results of research on this question.			
<b>11) Signature of person making this request</b> Jameson Whitney		<b>Authorization</b>  <b>Date 4/5/23</b>	
<b>Supervisor (if required)</b>		<b>Date</b>	
<b>Executive Director signature (indicates approval to add post agenda deadline item to agenda)    Date</b>			
<b>Directions for including supporting documents:</b> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			