



VIRTUAL/TELECONFERENCE
NATUROPATHIC MEDICINE EXAMINING BOARD
Virtual, 4822 Madison Yards Way, Madison
Contact: Brad Wojciechowski (608) 266-2112
August 18, 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

9:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1-2)**
- B. Approval of Minutes June 16, 2023 (3)**
- C. Introductions, Announcements and Recognition**
 - a. Introduction: Katarina Meister, Naturopathic Doctor Representative (Succeeds: Robert Coleman Jr.)
 - b. Recognition: Robert Coleman Jr., Naturopathic Doctor Representative (Resigned: 7/1/2023)
- D. Reminder: Conflicts of Interest, Scheduling Concerns**
- E. Administrative Matters – Discussion and Consideration**
 - 1. Department, Staff and Board Updates
 - 2. Board Members – Board Member Status
 - a) Becker, Allison R – 7/1/2025
 - b) Crista, Jill – 7/1/2024
 - c) Doege-Brennan, Robyn R. – 7/1/2027
 - d) Kiefer, David S. – 7/1/2025
 - e) Meister, Katarina M. – 7/1/2027
 - f) Nichols, Kristine J. – 7/1/2024
 - g) Ratte, Paul J. – 7/1/2027
- F. Legislation and Policy Matters – Discussion and Consideration**
- G. Administrative Rule Matters – Discussion and Consideration (4-33)**
 - 1. Preliminary Rule Draft: Nat Med 1 to 10, Relating to Naturopathic Doctors (**6-33**)
 - 2. Pending and Possible Rulemaking Projects
- H) Discussion and Consideration of Items Added After Preparation of Agenda:**
 - 1. Introductions, Announcements and Recognition

2. Nominations, Elections, and 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. Legislative and Policy Matters
11. Administrative Rule Matters
12. Liaison Reports
13. Public Health Emergencies
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

I) Public Comments

ADJOURNMENT

NEXT MEETING: OCTOBER 20, 2023

 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 the Meeting Staff at 608-267-7213.

**HYBRID (IN-PERSON/VIRTUAL)
NATUROPATHIC MEDICINE EXAMINING BOARD
JUNE 16, 2023**

PRESENT: Allison Becker, Jill Crista, Robyn Doege-Brennan (*via Zoom*), Kristine Nichols, Paul Ratte

EXCUSED: Robert Coleman Jr., David Kiefer

STAFF: Brad Wojciechowski, Executive Director; Joseph Ricker, Legal Counsel; Sofia Anderson, Administrative Rules Coordinator; Brenda Taylor, Board Services Supervisor; Dialah Azam, Bureau Assistant; and other Department Staff

CALL TO ORDER

Jill Crista, Chairperson, called the meeting to order at 9:02 a.m. A quorum was confirmed with five (5) members present.

ADOPTION OF AGENDA

MOTION: Kristine Nichols moved, seconded by Allison Becker, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF APRIL 21, 2023

MOTION: Kristine Nichols moved, seconded by Paul Ratte, to approve the Minutes of April 21, 2023 as published. Motion carried unanimously.

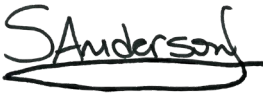
ADJOURNMENT

MOTION: Kristine Nichols moved, seconded by Paul Ratte, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:10 p.m.

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Sofia Anderson – Administrative Rules Coordinator		2) Date when request submitted: 08/08/2023 <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>	
3) Name of Board, Committee, Council, Sections: Naturopathic Medicine Examining Board			
4) Meeting Date: August 18, 2023	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Rules Matters – Discussion and Consideration 1. Preliminary rule draft: Nat Med 1 to 10 relating to naturopathic doctors. 2. Pending and possible rulemaking projects.	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required: N/A	
10) Describe the issue and action that should be addressed: Attachments: 1. WI Statutes Chapter 466 2. Proposal for chapter layout 3. Licensure Overview 4. Nat Med 3 draft from Dr. Crista 5. Nat Med 3 Comparison Chart 6. Nat Med 4 draft from Dr. Ratte 7. Nat Med 4 draft from DSPS staff with comments 8. CE Requirements by State 9. Comparison of CME requirements			
11) Authorization <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;">  <hr/> Signature of person making this request </div> <div style="text-align: center;"> 8/8/2023 <hr/> Date </div> </div> <div style="margin-top: 10px;"> <hr/> Supervisor (if required) Date </div> <div style="margin-top: 10px;"> <hr/> Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date </div>			

State of Wisconsin
Department of Safety & Professional Services

Directions for including supporting documents:

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.

CHAPTER 466

NATUROPATHIC DOCTORS

466.01	Definitions.
466.02	License required; use of titles.
466.03	Duties and powers of examining board.
466.04	License; renewal.

466.05	Practice.
466.07	Disciplinary proceedings and actions.
466.09	Penalties.

466.01 Definitions. In this chapter:

(1) “Board” means the naturopathic medicine examining board.

(2) “Drug” has the meaning given in s. 450.01 (10).

(3) “Limited–scope naturopathic doctor” means an individual licensed under s. 466.04 (2).

(4) “Minor office procedure” includes the methods for the repair and care incidental to superficial lacerations, superficial abrasions, and superficial lesions and the removal of foreign bodies located in the superficial tissues.

(5) “Naturopathic doctor” means an individual licensed under s. 466.04 (1).

(6) (a) “Naturopathic medicine” means, except as provided in par. (c), a system of primary health care for the prevention, diagnosis, and treatment of human health conditions, injury, and disease; the promotion or restoration of health; and the support and stimulation of a patient’s inherent self–healing processes through patient education and the use of naturopathic therapies and therapeutic substances, including all of the following:

1. Ordering and performing physical and laboratory examinations, for diagnostic purposes, consistent with naturopathic education and training, including all of the following:

- Diagnostic or evaluation methods.
- Physical examinations.
- Clinical laboratory tests.
- Diagnostic sonography.
- Electrocardiography.
- Phlebotomy.

2. Ordering diagnostic imaging studies.

3. Dispensing, administering, ordering, or performing any of the following:

- Health education and health counseling.
- Food, extracts of food, nutraceuticals, vitamins, amino acids, minerals, enzymes, botanical medicines, homeopathic medicines, and dietary supplements.
- Hot or cold hydrotherapy, naturopathic physical medicine, the use of therapeutic medical equipment, and therapeutic exercise.
- Devices, including therapeutic devices, barrier contraception, and durable medical equipment.

4. Recommending, dispensing, and administering nonprescription drug products.

5. Performing minor office procedures.

6. Signing and attesting to any certificates, cards, forms or other required documentation that a physician may sign, so long as it is within the naturopathic doctor’s scope of practice. This subdivision does not supersede any federal or state statute, rule, or regulation.

(b) “Naturopathic medicine” includes ordering or performing any other diagnostic, therapeutic, or other procedure or practice identified in rules promulgated under s. 466.03 (2) (a).

(c) “Naturopathic medicine” does not include any of the following:

1. Performing any surgical procedure other than a minor office procedure.

2. Using general or spinal anesthetics.

3. Administering ionizing radioactive substances for therapeutic purposes.

4. Performing surgical procedures involving the eye, ear, tendons, nerves, veins, or arteries that extend beyond superficial tissue.

5. Performing any procedure or practice that is prohibited by the board by rule under s. 466.03 (2) (a) or that is excluded from the definition of naturopathic physical medicine under sub. (7) (b).

(d) “Naturopathic medicine” is distinct from the practice of medicine and surgery, as defined in s. 448.01 (9).

(7) (a) “Naturopathic physical medicine” includes, except as provided in par. (b), manually administering mechanical treatment of body structures or tissues for the purpose of restoring normal physiological function to the body by normalizing and balancing the musculoskeletal system of the body, such as massage, stretching, resistance, or joint play examination.

(b) “Naturopathic physical medicine” does not include any of the following:

1. The employment or application of chiropractic or spinal adjustments and the principles or techniques of chiropractic science as described in s. 446.01 (2) (b).

2. The manipulation or adjustment of the spine or extremity joints of the human body beyond the elastic barrier, including small amplitude movement at or beyond the end range of normal joint motion.

(8) “Nonprescription drug product” has the meaning given in s. 450.01 (13m).

History: 2021 a. 130.

466.02 License required; use of titles. (1) (a) Except as provided in subs. (2) (a) and (b) and (3), no person may practice naturopathic medicine or make a representation that he or she is authorized to do so unless the person is licensed under this chapter.

(b) 1. Except as provided in subs. (2) (b) and (3), no person may designate himself or herself as a naturopathic doctor or doctor of naturopathic medicine; use or assume the title “naturopathic doctor,” “doctor of naturopathic medicine,” or “doctor of naturopathy”; use the words “naturopathic medicine” or “naturopathic health care” in connection with his or her practice; append to the person’s name the letters “N.D.” or “ND”; use any other titles, words, letters, abbreviations, insignia, or designation that would imply that the individual is licensed, certified, or registered as a naturopathic doctor or doctor of naturopathic medicine; or claim to render naturopathic medicine or naturopathic health care services unless the person is licensed under s. 466.04 (1) or (2).

2. This paragraph does not prohibit or restrict a person from designating himself or herself as a naturopath or from using or assuming the title “naturopath” if that designation or use does not otherwise violate subd. 1.

(2) (a) Subsection (1) (a) does not require a license for any of the following:

466.02 NATUROPATHIC DOCTORS

Updated 21–22 Wis. Stats. 2

1. Any person lawfully practicing within the scope of a license, permit, registration, or certification granted by this state or the federal government.

2. The provision of information in connection with the sale of vitamins or herbs.

3. The provision of advice regarding the use of a therapy, including herbal medicine, homeopathy, nutrition, or other non-drug or nonsurgical therapy.

4. Any individual acting under an exemption from the requirement to obtain a license to practice medicine and surgery under s. 448.03 (2), to the extent that the individual's activities also fall within the practice of naturopathic medicine.

5. Any person who is providing patient services as directed, supervised, and inspected by a naturopathic doctor who has the power to direct, decide, and oversee the implementation of the patient services rendered.

(b) Subsection (1) (a) and (b) does not require a license for any of the following:

1. The practice of naturopathic medicine by an individual employed by the federal government while the individual is engaged in the performance of duties prescribed by federal law.

2. A person who is licensed to practice naturopathic medicine in another state or country and is providing consultation to or with or a demonstration to or with a naturopathic doctor who is licensed under this chapter.

3. The practice of naturopathic medicine by a student enrolled in an approved naturopathic medical program that qualifies under s. 466.04 (1) (d) 1., provided that the performance of services is pursuant to a course of instruction or assignments from an instructor and is under the supervision of the instructor. The student shall use the title "ND candidate" with the intended year of graduation.

(3) The board may, by rule, establish additional exemptions from the prohibitions under sub. (1).

NOTE: This section is created eff. 3–1–24 by 2021 Wis. Act 130.
History: 2021 a. 130.

466.03 Duties and powers of examining board. (1) The board shall promulgate rules that establish all of the following:

(a) Standards of practice for and a code of ethics governing the professional conduct of naturopathic doctors and limited–scope naturopathic doctors.

(b) Continuing education requirements for applicants seeking renewal of a naturopathic doctor license under this chapter.

(bm) Continuing education requirements for applicants seeking renewal of a limited–scope naturopathic doctor license under this chapter. The board shall accept qualifying training that is completed to satisfy the requirement under s. 466.04 (2) (b) 5. d. as qualifying continuing education under this paragraph.

(c) Examination standards and requirements for purposes of examinations required under s. 466.04 (1) (e), including required passing scores for examinations and the times when examinations are offered.

(2) The board may promulgate rules to do any of the following:

(a) Further interpret s. 466.01 (6) (a) and (c), including to identify diagnostic, therapeutic, or other practices or procedures that may be used by naturopathic doctors. The board may not authorize a naturopathic doctor to engage in any practice excluded from the definition of naturopathic medicine under s. 466.01 (6) (c) or otherwise expand the scope of practice of a naturopathic doctor or limited–scope naturopathic doctor beyond what is specified under s. 466.01 (6) (a).

(am) Expressly prohibit diagnostic, therapeutic, or other practices.

(b) Establish character and fitness requirements for initial licensure or renewal of a license under this chapter and evidence required to demonstrate satisfaction of such requirements.

(c) Establish physical and mental competency requirements for initial licensure or renewal of a license under this chapter and evidence required to demonstrate satisfaction of such requirements.

(d) Establish evidence of professional competency requirements for initial licensure or renewal of a license under this chapter, including evidence relating to an applicant's licensure status in other states.

(e) Establish additional clinical, practical, or residency requirements for initial licensure under this chapter.

(f) Adopt minimum malpractice insurance requirements for naturopathic doctors and limited–scope naturopathic doctors.

(3) The board may, for purposes of s. 466.04 (1) (d) 1. e., 2. d., 3. d., and 4. e., disqualify any naturopathic medical program if the board determines the program does not adequately prepare students to practice naturopathic medicine.

History: 2021 a. 130.

466.04 License; renewal. (1) NATUROPATHIC DOCTOR LICENSE. The board shall grant a naturopathic doctor license to a person who does all of the following:

(a) Submits an application for the license to the department on a form provided by the department.

(b) Pays the fee specified in s. 440.05 (1).

(c) Subject to ss. 111.321, 111.322, and 111.335, submits evidence satisfactory to the board that the applicant does not have an arrest or a conviction record.

(d) Submits evidence satisfactory to the board that he or she has completed one of the following:

1. A naturopathic medical education program offered in the United States that satisfies all of the following:

a. The program provides the degree of doctor of naturopathy or doctor of naturopathic medicine.

b. The program offers graduate–level, full–time, didactic and supervised clinical training.

c. The program is accredited, or has achieved candidacy status for such accreditation, by the Council on Naturopathic Medical Education or an equivalent accrediting body for naturopathic medical programs recognized by the federal department of education.

d. The program is offered by an institution of higher education or part of an institution of higher education that is accredited, or is a candidate for such accreditation, by a regional accrediting organization or a national institutional accrediting agency recognized by the federal department of education.

e. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. 466.03 (3).

2. A program at a diploma–granting, degree–equivalent institution of higher education located in Canada that satisfies all of the following:

a. The program offers graduate–level, full–time didactic and supervised clinical training.

b. The program is accredited, or has achieved candidacy status for such accreditation, by the Council on Naturopathic Medical Education or an equivalent accrediting body for naturopathic medical programs recognized by the federal department of education.

c. The program has provincial approval for participation in government–funded student aid programs.

d. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. 466.03 (3).

3. A program at a degree–granting institution of higher education located in the United States that satisfies all of the following:

a. The program existed prior to the existence of the Council on Naturopathic Medical Education.

b. The program offered a full–time, structured curriculum in basic sciences and supervised patient care comprising a doctoral naturopathic medical education for a duration of not less than 132 weeks and required completion within a period of not less than 35 months.

c. If the program is still in existence, the program is currently accredited, or has achieved candidacy status for accreditation by the Council on Naturopathic Medical Education or an equivalent federally recognized accrediting body for the naturopathic medical profession recognized by the board.

d. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. 466.03 (3).

4. A program at a diploma–granting, degree–equivalent institution of higher education located in Canada that satisfies all of the following:

a. The program existed prior to the existence of the Council on Naturopathic Medical Education.

b. The program offered a full–time, structured curriculum in basic sciences and supervised patient care comprising a doctoral naturopathic medical education for a duration of not less than 132 weeks and required completion within a period of not less than 30 months.

c. Prior to the existence of the Council on Naturopathic Medical Education, the program had provincial approval for participation in government–funded student aid programs.

d. If the program is still in existence, the program is currently accredited, or has achieved candidacy status for accreditation by the Council on Naturopathic Medical Education or an equivalent federally recognized accrediting body for the naturopathic medical profession recognized by the board and currently has provincial approval for participation in government–funded student aid programs.

e. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. 466.03 (3).

(e) Submits evidence satisfactory to the board that he or she has passed all of the following:

1. Either of the following:

a. A competency–based national naturopathic licensing examination administered by the North American Board of Naturopathic Examiners or its successor organization or another examination approved by the board by rule.

b. For graduates of approved naturopathic medical programs prior to the existence of the Council on Naturopathic Medical Education, a competency–based state naturopathic medicine licensing examination or equivalent Canadian provincial licensing examination for the practice of naturopathic medicine approved by the board.

2. A pharmacology examination approved by the board by rule.

3. Any other competency or jurisprudence examinations required by the board by rule.

(f) Meets any character and fitness, mental and physical competency, and professional competency standards established by the board under s. 466.03 (2) (b) to (d).

(g) Meets any other requirement established by the board under s. 466.03 (2) (e).

(2) LIMITED–SCOPE NATUROPATHIC DOCTOR LICENSE. (a) In this subsection:

1. “Clinical sciences” means body systems and their interactions, cardiology, psychology, dermatology, endocrinology, EENT, gastroenterology, immunology, urology, proctology, gynecology, neurology, orthopedics, pulmonology, natural childbirth and obstetrics, pediatrics, geriatrics, rheumatology, oncology, and hematology.

2. “Qualifying training” means training in clinical sciences that satisfies at least one of the following:

a. It is a course that is either taken for credit or audited and that is provided by an academic institution that is accredited by an agency recognized by the federal department of education.

b. It is a continuing education program or course of study approved by the medical examining board under s. 448.13 (1).

c. It is a continuing education course that is provided by a continuing education provider that meets the continuing education standards for states that regulate naturopathic medicine.

(b) The board shall grant a limited–scope naturopathic doctor license to a person who does all of the following:

1. Submits, no later than the date specified in par. (c), an application for the license to the department on a form provided by the department.

2. Pays the fee specified in s. 440.05 (1).

3. Subject to ss. 111.321, 111.322, and 111.335, submits evidence satisfactory to the board that the applicant does not have an arrest or a conviction record.

4. Submits evidence satisfactory to the board that, prior to 2013, he or she completed a naturopathic health care program offered in the United States that provided the degree of doctor of naturopathy.

5. Satisfies one of the following:

a. The person submits evidence satisfactory to the board that the naturopathic health care program described in subd. 4. provided at least 250 hours of education in 2 or more clinical sciences.

b. The person is, as of the date of application, licensed as a registered nurse under s. 441.06.

c. The person submits evidence satisfactory to the board that the person has completed in 2 or more clinical sciences at least 250 hours of education provided by the naturopathic health care program described in subd. 4., at least 250 hours of qualifying training subsequent to completing the naturopathic health care program described in subd. 4., or a combination of at least 250 hours of such education and training.

d. The person signs a statement committing to satisfying the requirement under subd. 5. c. within 5 years after issuance of an initial license under this subsection.

6. Submits evidence satisfactory to the board that he or she has been continually practicing naturopathic medicine in this state for at least the 10–year period preceding his or her application for a license under this subsection.

7. Submits evidence satisfactory to the board that he or she has passed any competency or jurisprudence examinations required by the board by rule.

8. Satisfies the board that he or she has exhibited a record of safety in the practice of naturopathic medicine or naturopathy.

9. Meets any character and fitness, mental and physical competency, and professional competency standards established by the board under s. 466.03 (2) (b) to (d).

(c) An application for a limited–scope naturopathic doctor license under par. (b) may be submitted no later than the last day of the 12th month beginning after the date on which the board begins accepting applications for licensure under this subsection. The board may not consider an application for a limited–scope naturopathic doctor license under par. (b) submitted after that date. As soon as the date of the deadline described in this paragraph can be ascertained, the department shall send a notice of that date to the legislative reference bureau for publication in the Wisconsin Administrative Register.

(d) A limited–scope naturopathic doctor license granted under par. (b) shall not be considered to be a naturopathic doctor license for purposes of the law of any other state that offers reciprocal licensure or licensure by endorsement in that other state to individuals who are licensed in this state.

(3) RENEWAL. (a) The renewal date for licenses granted under this chapter is specified under s. 440.08 (2) (a). Renewal applica-

tions shall be submitted to the department on a form provided by the department. The application shall include all of the following in order for the license to be renewed:

1. The renewal fee determined by the department under s. 440.03 (9) (a).

2. Proof of compliance with continuing education requirements established by the board under s. 466.03 (1) (b) or (bm), whichever is applicable.

3. Proof of compliance with any requirements established by the board under s. 466.03 (2) (b) to (d).

4. Proof of compliance with any malpractice insurance requirements under s. 466.03 (2) (f).

5. If par. (b) applies, proof of compliance with the requirements under par. (b).

(b) If a limited–scope naturopathic doctor was issued an initial license under sub. (2) by satisfying the requirement under sub. (2) (b) 5. d., the limited–scope naturopathic doctor shall, no later than the first renewal date after the conclusion of the 5–year period under sub. (2) (b) 5. d., submit evidence satisfactory to the board that he or she has completed the education and training required under sub. (2) (b) 5. d.

History: 2021 a. 130.

466.05 Practice. (1) (a) A naturopathic doctor may practice naturopathic medicine.

(b) A naturopathic doctor may, except as otherwise prohibited by the board by rule, utilize routes of administration that include oral, nasal, auricular, ocular, rectal, vaginal, transdermal, intramuscular, intravenous, intradermal, and subcutaneous, consistent with the education and training of a naturopathic doctor.

(2) (a) 1. Subject to subd. 3. and except as provided in subd. 2., a limited–scope naturopathic doctor may practice naturopathic medicine, but limited to what is specified under s. 466.01 (6) (a) 1. and 3. a. to c., except for s. 466.01 (6) (a) 1. d. to f.

2. A limited–scope naturopathic doctor may practice naturopathic medicine beyond what is authorized in subd. 1. if he or she demonstrates to the board that he or she is qualified to expand his or her scope of practice beyond what is authorized under subd. 1. If the limited–scope naturopathic doctor demonstrates to the board that he or she is qualified to expand his or her scope of practice, he or she may, subject to subd. 3., practice as authorized by the board, but not beyond what is authorized under sub. (1).

3. A limited–scope naturopathic doctor shall limit his or her practice to the scope of his or her experience, education, and training.

(b) Paragraph (a) applies notwithstanding any other provision of law that permits a naturopathic doctor to engage in any act that

constitutes naturopathic medicine beyond what is authorized under par. (a).

History: 2021 a. 130.

466.07 Disciplinary proceedings and actions. (1) Subject to the rules promulgated under s. 440.03 (1), the board may make investigations and conduct hearings to determine whether a violation of this chapter or any rule promulgated under this chapter has occurred.

(2) Subject to the rules promulgated under s. 440.03 (1), the board may reprimand a naturopathic doctor or limited–scope naturopathic doctor or may deny, limit, suspend, or revoke a license granted under this chapter if it finds that the applicant, naturopathic doctor, or limited–scope naturopathic doctor has done any of the following:

(a) Made a material misstatement in an application for a license, or for renewal of a license.

(b) Interfered with an investigation or disciplinary proceeding by using threats, harassment, or intentional misrepresentation of facts.

(c) Subject to ss. 111.321, 111.322, and 111.335, been convicted of an offense the circumstances of which substantially relate to the practice of naturopathic medicine.

(d) Been adjudicated mentally incompetent by a court.

(e) Advertised in a manner that is false, deceptive, or misleading.

(f) Advertised, practiced, or attempted to practice under another's name.

(g) Subject to ss. 111.321, 111.322, and 111.34, practiced or assisted in the practice of naturopathic medicine while the applicant's or licensee's ability to practice or assist was impaired by alcohol or other drugs.

(h) Engaged in unprofessional or unethical conduct in violation of the code of ethics established in the rules promulgated under s. 466.03 (1) (a).

(i) Engaged in conduct while practicing naturopathic medicine that evidences a lack of knowledge or ability to apply professional principles or skills.

(j) Violated this chapter or any rule promulgated under this chapter.

History: 2021 a. 130.

466.09 Penalties. Any person who violates this chapter or any rule promulgated under this chapter may be fined not more than \$10,000 or imprisoned for not more than 9 months or both.

History: 2021 a. 130.

PROPOSAL FOR CHAPTER LAYOUT

NAT MED 1 – Authority and definitions

Nat Med 1.01. Authority.

Nat Med 1.02. Definitions.

NAT MED 2 – Scope of practice

Nat Med 2.01. Definitions.

Nat Med 2.02. Informed consent.

Nat Med 2.03. Practice Standards for naturopathic doctors.

Nat Med 2.04. Prohibited Practices.

Nat Med 2.05. Recordkeeping.

Nat Med 2.06. Telemedicine and telehealth practice.

NAT MED 3 – Licensure requirements and renewal

Nat Med 3.01. Definitions.

Nat med 3.02. Requirements for licensure.

Nat Med 3.03. License not required.

Nat Med 3.04. Renewal.

NAT MED 4 – Continuing Education

Nat Med 4.01. Definitions.

Nat Med 4.02. Continuing education required.

Nat Med 4.03. Acceptable continuing education programs.

Nat Med 4.04. Evidence of compliance.

Nat Med 4.05. Audit.

NAT MED 5 – Unprofessional conduct

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Wisconsin Legislative Council

ACT MEMO



Prepared by: Margit Kelley, Senior Staff Attorney

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2021 Wisconsin Act 130
[2021 Assembly Bill 529]

Naturopathic Doctors

LICENSURE OVERVIEW

2021 Wisconsin Act 130 creates regulatory oversight and licensing requirements for the practice of naturopathic medicine, administered by a Naturopathic Medicine Examining Board.

The act creates two categories of licensed naturopathic practice:

- **A licensed naturopathic doctor (ND)** must have a doctoral degree from a U.S. or Canadian program accredited by the Council on Naturopathic Medical Education, and meet other professional requirements. The person may use the title ND or naturopathic doctor. A licensed ND may diagnose and treat, order clinical laboratory tests and diagnostic imaging studies, perform minor office procedures, dispense nonprescription drug products, and sign certificates.
- **A licensed limited-scope ND** must have completed a degree in doctor of naturopathy before 2013, have continually practiced in Wisconsin for at least 10 years immediately prior to submitting an application, and meet certain training and other professional requirements. The person may use the title ND or naturopathic doctor. A licensed limited-scope ND may diagnose and treat, and order limited laboratory tests.

The act also explicitly recognizes a third category of naturopathic practice, which is not licensed. A person who is a traditional or lay naturopath may use the title “naturopath,” and is not subject to any educational requirements for that practice. In addition, the act allows a person to provide information in connection with the sale of vitamins or herbs, or provide advice regarding the use of a therapy, including herbal medicine, homeopathy, nutrition, or other nondrug or nonsurgical therapy, without an ND license.

A person may practice within the scope of other credentialing held by the person, such as a registered nurse, acupuncturist, or massage therapist, without an ND license.

PRACTICE

The act defines “naturopathic medicine” as a system of primary health care for: (1) the prevention, diagnosis, and treatment of human health conditions, injury, and disease; (2) the promotion or restoration of health; and (3) the support and stimulation of inherent self-healing processes through patient education and the use of naturopathic therapies and therapeutic substances.

A licensed limited-scope ND must limit the practice of naturopathic medicine to the scope of the person’s experience, education, and training, and may do any of the following if within that scope:

- Perform a physical examination for diagnostic purposes.
- Utilize diagnostic or evaluation methods.

- Order or perform clinical laboratory tests.
- Dispense, administer, or order any of the following:
 - Health education and health counseling.
 - Food, extracts of food, nutraceuticals, vitamins, amino acids, minerals, enzymes, botanical medicines, homeopathic medicines, and dietary supplements.
 - Hot or cold hydrotherapy, naturopathic physical medicine,¹ the use of therapeutic medical equipment, and therapeutic exercise.

A licensed limited-scope ND may apply to the board to practice beyond this list, and the board may authorize an expanded scope, if the person demonstrates to the board that the person is qualified to expand the scope of practice.

A licensed ND may do all of the above and any of the following in the practice of naturopathic medicine:

- Order or perform phlebotomy, diagnostic sonography, or electrocardiography.
- Order diagnostic imaging studies.
- Dispense, administer, or order devices, including therapeutic devices, barrier contraception, and durable medical equipment.
- Recommend, dispense, and administer nonprescription drug products.
- Perform minor office procedures, including repair and care incidental to superficial lacerations, abrasions, and lesions, and the removal of foreign bodies located in the superficial tissues.
- Sign or attest to any certificate, card, form, or other documentation, if within the person's scope of practice, including a student's excused absence note for school attendance and pronouncement of time of death for a death certificate.
- Any practice identified by the board, by administrative rule, within the scope of these practices.

The act specifies that the practice of naturopathic medicine is distinct from the practice of medicine and surgery. The act further specifies that an ND may not do any of the following: perform any surgical procedures (other than a minor office procedure); perform surgical procedures involving the eye, ear, tendons, nerves, veins, or arteries that extend beyond superficial tissue; use general or spinal anesthetics; administer ionizing radioactive substances; perform chiropractic or spinal adjustments or other prohibited naturopathic physical medicine; or perform any other practice prohibited by the board by administrative rule.

APPLICATION

A licensed ND must meet all of the following educational and competency requirements:

- Have a graduate-level degree of doctor of naturopathy or doctor of naturopathic medicine from a U.S. or Canadian program accredited by the Council on Naturopathic Medical Education or an

¹ Naturopathic physical medicine may include mechanical treatment of body structures or tissues, such as massage, stretching, resistance, or joint play examination. Naturopathic physical medicine does not include chiropractic or spinal adjustments, the principles or techniques of chiropractic science, or the manipulation or adjustment of the spine or extremity joints beyond the elastic barrier, including small amplitude movement at or beyond the end range of normal joint motion.

equivalent organization, and meet certain other conditions for an institution of higher education or institution that predates the Council on Naturopathic Medical Education.

- Pass a competency-based national naturopathic licensing examination administered by the North American Board of Naturopathic Examiners or successor organization, or other examination approved by the board by administrative rule.
- Pass a pharmacology examination approved by the board by administrative rule.
- Pass any other competency or jurisprudence examination required by the board by administrative rule.
- Meet any character and fitness, physical and mental competency, and professional competency requirements, and additional clinical, practical, or residency requirements, established by the board by administrative rule.

A licensed limited-scope ND must submit an application within one year after the board begins accepting applications, and must meet all of the following educational and competency requirements:

- Have a degree of doctor of naturopathy, completed before 2013, from a naturopathic health care program offered in the United States.
- Provide evidence of training through one of the following methods:
 - At least 250 hours of education in the degree program in two or more clinical sciences addressing body systems and their interactions, cardiology, psychology, dermatology, endocrinology, EENT, gastroenterology, immunology, urology, proctology, gynecology, neurology, orthopedics, pulmonology, natural childbirth and obstetrics, pediatrics, geriatrics, rheumatology, oncology, and hematology.
 - Licensure as a registered nurse under state law as of the date of application.
 - At least 250 hours of qualifying training in clinical sciences after completion of a doctor of naturopathy program, or a combination of at least 250 hours of education and subsequent training in clinical sciences.
 - An agreement to complete at least 250 hours of qualifying training, or a combination of at least 250 hours of education and subsequent training in clinical sciences, within five years after issuance of an initial license. The agreed training also counts towards a person's continuing education requirements.
- Pass competency and jurisprudence examinations required by the board by administrative rule.
- Have a history of continuous practice of naturopathic medicine in Wisconsin for at least 10 years immediately prior to submitting the application.
- Have a record of safety in the practice of naturopathic medicine or naturopathy.
- Meet any character and fitness, physical and mental competency, and professional competency requirements established by the board by administrative rule.

RENEWAL

A licensed ND or licensed limited-scope ND must renew the license every two years. The board must establish continuing education requirements by administrative rule.

EXAMINING BOARD

The Naturopathic Medicine Examining Board may interpret and identify the practices described under the act that are included and excluded from the practice of naturopathic medicine. However, the board may not otherwise expand the scope of practice of a licensed ND or licensed limited-scope ND beyond the practice of naturopathic medicine described under the act.

The board must establish, by administrative rules, a code of ethics governing the professional conduct of licensed NDs and licensed limited-scope NDs, standards of practice, continuing education requirements, and examination standards. The board may further establish character and fitness requirements, physical and mental competency requirements, professional competency requirements, and additional clinical, practical, or residency requirements. The board may also establish minimum malpractice insurance requirements for licensed NDs and licensed limited-scope NDs.

The board membership includes four licensed NDs, one primary care physician who has experience in naturopathic medicine or working with NDs, and two public members.

Effective date: The licensure requirements take effect March 1, 2024. Other provisions of the act took effect February 6, 2022.

MSK:jal

NAT MED 3 — Licensing requirements and renewal

QUESTION: I noticed that Chapter Med 1 had this section at the start of the Chapter. I wonder if it isn't a good idea to first state the Board's authority in this way before proceeding to Definitions?

“Med 1.01 Authority and purpose. The rules in this chapter are adopted by the medical examining board pursuant to the authority delegated by ss. 15.08 (5), 227.11, 448.05 (2) (c), and 448.40, Stats., and govern application and examination for license to practice medicine and surgery under s. 448.04 (1) (a), Stats.
History: Cr. Register, October, 1976, No. 250, eff. 11-1-76; correction made under s. 13.93 (2m) (b) 7., Stats., Register, May, 1989, No. 401; CR 16-047: am. Register May 2017 No. 737, eff. 6-1-17.”

QUESTION: Where in the Rules do we establish Title Protection/allowable titles? It seems like 3.02 (1) Applications and Credentials is where something like this would belong.

Nat Med 3.01. Definitions

(1)“ NPLEX" means the federated [QUESTION: correct term?] naturopathic medicine licensing examination referred to as the Naturopathic Physicians Licensing Examination.

(2)“ NABNE" means the North American Board of Naturopathic Examiners.

(3)“ Regular naturopathic doctor license” means a license to practice naturopathic medicine under s. 466.01 (6 -8) [QUESTION: correct reference?]

Nat Med 3.02. Requirements for licensure.

(1) Applications and Credentials. Every person applying for a regular [NOTE: I did not use the term full-scope here since the limited-scope is temporary, so the term full-scope will not have context after the limited-scope language is sunsetted] license to practice naturopathic medicine shall make application therefore on forms provided for this purpose by the board and shall submit to the board the following:

A. A completed and verified application form.

B. Verified documentary evidence of graduation from a naturopathic medical school approved by the board as defined in 466.04 (1) (d.).

1. The board may approve naturopathic medical schools that offer a naturopathic medical education program that is accredited, or has achieved candidacy status for such accreditation, by the Council on Naturopathic Medical Education (CNME), offered in the United States or Canada, that provides the degree of doctor of naturopathy or doctor of naturopathic medicine.
2. The board may review any naturopathic medical program for approval even if it has met the standards of the CNME, or if it existed prior to the creation of the CNME, or both.
3. The board may revoke the approval of a school if it fails to meet the standards of the CNME, or other Board approved accrediting bodies.

- C. Verified documentary evidence of passing required examinations as stipulated in Nat Med 3.02 (3).
- D. A verifiable statement/attestation that the applicant does not have an arrest or a conviction record.

[NOTE: E.- G. taken from MED 1 verbatim]

- E. [NOTE: is this a necessity?] An unmounted photograph, approximately 8 by 12 cm., of the applicant taken not more than 60 days prior to the date of application and bearing on the reverse side the statement of a notary public that such photograph is a true likeness of the applicant.
- F. A verified statement that the applicant is familiar with the state health laws and the rules of the department of health services as related to communicable diseases.
- G. The required fees made payable to the Wisconsin department of safety and professional services.

[QUESTION TO BOARD: Are there any other character and fitness, mental and physical competency, or professional competency standards the board deems necessary to include that aren't stipulated here?]

[BOARD TO DISCUSS: I feel that we need to state plainly that there's no reciprocity from other states or countries providing naturopathic doctor or naturopathic medical doctor licenses.]

(2) Fees. The required fees must accompany the application, and all remittances must be made payable to [???].

(3) Examinations required. All applicants shall submit verified documentary evidence of successful completion and passage of the following examinations:

- H. The NPLEX national competency-based examination provided by NABNE. [NOTE: Do we need to expound on this to make sure we stipulate which examination? Ie: Part I – Biomedical Science Examination and Part II – Clinical Science Examination.]
 - 1. For graduates of approved naturopathic medical programs prior to the existence of the CNME, a competency-based state naturopathic medicine licensing examination or equivalent Canadian provincial licensing examination for the practice of naturopathic medicine approved by the board.
- I. Pharmacology exam. [QUESTION FOR BOARD: pharmacology examination required in statute. What will establish minimum competency? How to define? Does the pharmacology portion of NPLEX Part II suffice?]
- J. Jurisprudence. [QUESTION FOR BOARD: statute language as follows: "Any other competency or jurisprudence examinations required by the board by rule."]
- K. All examinations shall be conducted in the English language.

- L. All written examinations and oral examinations as required shall be scored separately and the applicant shall achieve a passing grade on all examinations to qualify for a license.

(4) Panel review of applications.

[NOTE: edited from MED 1.06 Panel review of applications; examinations required.]

- M. An application filed under Nat Med 3.02 shall be reviewed by an application review panel of at least 2 board members designated by the chairperson of the board. The panel shall determine whether the applicant is eligible for a regular license without completing an oral examination.
- N. All applicants shall complete the examinations under sub. (3). In addition, an applicant may be required to complete an oral examination if the applicant:
 1. Has a medical condition which in any way impairs or limits the applicant's ability to practice medicine and surgery with reasonable skill and safety.
 2. Uses chemical substances so as to impair in any way the applicant's ability to practice medicine and surgery with reasonable skill and safety.
 3. Has been disciplined or had licensure denied by a licensing or regulatory authority in Wisconsin or another jurisdiction.
 4. Has been found to have been negligent in the practice of medicine or has been a party in a lawsuit in which it was alleged that the applicant had been negligent in the practice of medicine.
 5. Has been diagnosed as suffering from pedophilia, exhibitionism or voyeurism.
 6. Has engaged in the illegal use of controlled substances.
 7. Has been subject to adverse formal action during the course of medical education, postgraduate training, hospital practice, or other medical employment.
 8. Has not practiced medicine and surgery for a period of [??? 3 ???] years prior to application, unless the applicant has been graduated from a school of medicine within that period.

[NOTE: MED 1.06 had conviction on this list, but since we have the requirement: A verifiable statement/attestation that the applicant does not have an arrest or a conviction record. I wasn't sure it would be allowed to get a license despite an oral examination.]

- O. The board will notify each applicant required to complete an oral examination of the time and place scheduled for that applicant's examination. Failure of an applicant to appear for an examination as scheduled may void that applicant's application and require the applicant to reapply for licensure, unless prior scheduling arrangements have been made with the board by the applicant.
- P. (a) An oral examination of an applicant is conducted by one or more naturopathic doctor members of the board. The purpose of an oral exam is to evaluate the applicant's eligibility for a regular license under the applicable circumstances specified in s. ????. The passing grade for an oral exam under this paragraph is 90 percent.
(b) Any applicant who fails the oral examination under par. (a) shall be examined by the board. The grade of an exam under this paragraph shall be the applicant's final grade for the oral examination under this subsection. The passing grade for an exam under this paragraph is 90 percent.

[NOTE: Taken from MED 1.08 and 1.10 verbatim. BOARD TO DISCUSS.]

MED 1.08 Failure and reexamination. If an applicant has been examined 4 or more times in another licensing jurisdiction in the United States or Canada before achieving a passing grade in written or computer-based examinations also required under this chapter, the board may require the applicant to submit evidence satisfactory to the board of further professional training or education in examination areas in which the applicant had previously demonstrated deficiencies. If the evidence provided by the applicant is not satisfactory to the board, the board may require the applicant to obtain further professional training or education as the board deems necessary to establish the applicant's fitness to practice medicine and surgery in this state. In order to determine any further professional training or education requirement, the board shall consider any information available relating to the quality of the applicant's previous practice, including the results of the applicant's performance on the oral examination required under s. 448.05 (6), Stats., and s. Med 1.06.

MED 1.10 Board review of examination error claim.

(1) An applicant claiming examination error shall file a written request for board review in the board office within 30 days of the date the examination was reviewed. The request shall include all of the following:

- (a) The applicant's name and address.
 - (b) The type of license for which the applicant applied.
 - (c) A description of the mistakes the applicant believes were made in the examination content, procedures, or scoring, including the specific questions or procedures claimed to be in error.
 - (d) The facts which the applicant intends to prove, including reference text citations or other supporting evidence for the applicant's claim.
- (2) The board shall review the claim, make a determination of the validity of the objections and notify the applicant in writing of the board's decision and any resulting grade changes.
- (3) If the decision does not result in the applicant passing the examination, a notice of denial of license shall be issued. If the board issues a notice of denial following its review, the applicant may request a hearing under s. SPS 1.05.

Nat Med 3.03. License not required.

(1) A license is not required for any of the following:

- Q. Any person lawfully practicing within the scope of a license, permit, registration, or certification granted by this state or the federal government.
- R. The provision of information or advice in connection with the sale of vitamins or herbs, or regarding the use of a therapy, including herbal medicine, homeopathy, nutrition, or other nondrug or nonsurgical therapy.
- S. Any individual acting under an exemption from the requirement to obtain a license to practice naturopathic medicine and surgery under s. 448.03 (2), to the extent that the individual's activities also fall within the practice of naturopathic medicine.

T. Any person who is providing patient services as directed, supervised, and inspected by a naturopathic doctor who has the power to direct, decide, and oversee the implementation of the patient services rendered.

(2) A license is not required for the practice of naturopathic medicine for any of the following:

U. The practice of naturopathic medicine by an individual employed by the federal government while the individual is engaged in the performance of duties prescribed by federal law.

V. A person who is licensed to practice naturopathic medicine in another state or country and is providing consultation to or with or a demonstration to or with a naturopathic doctor who is licensed under this chapter.

W. The practice of naturopathic medicine by a student enrolled in an approved naturopathic medical program that qualifies under s. 466.04 (1) (d) 1., provided that the performance of services is pursuant to a course of instruction or assignments from an instructor and is under the supervision of the instructor. The student shall use the title "ND candidate" with the intended year of graduation.

[NOTE: Are sections D. And E. Desired? Allowable?]

X. Military Spouse Temporary Authorization (MSTA)

1. "Military spouse" is the spouse or registered domestic partner of a member of the Armed Forces of the United States who is stationed in Wisconsin.
2. A military spouse must complete and or submit the following to receive a temporary authorization (MSTA) to practice as a naturopathic doctor in the State of Wisconsin:[fill in details].
3. An MSTA issued under this section is valid [fill in details].
4. An MSTA issued under this section only allows practice as a naturopathic doctor in Wisconsin while it is valid.
5. The MSTA is not renewable.
6. The MSTA is only available to full scope naturopathic physicians, naturopathic medical doctors, or naturopathic doctors.

Y. In the Event of an Emergency

1. In the event of a disaster emergency declared by the Governor of Wisconsin, the board may/shall allow naturopathic doctors, naturopathic physicians, or naturopathic medical doctors licensed in another state to provide medical care in Wisconsin under special provisions during the period of the declared disaster emergency, subject to such limitations and conditions as the Governor may prescribe.
2. The out-of-state naturopathic doctor shall submit to the board [fill in details].
3. The naturopathic doctor shall provide the board documentation demonstrating a request to provide medical care from a hospital, clinic or private medical practice, public health organization, EMS agency, or federal medical facility, or has otherwise made arrangements to provide medical care in Wisconsin as the result of the declaration of a disaster emergency.
4. The naturopathic doctor shall not practice in Wisconsin under the special disaster emergency provisions beyond the termination date of the emergency. Practice in

Wisconsin beyond the termination date of the declared disaster emergency requires licensure through the board.

(3) The board may establish additional exemptions from the prohibitions.

Nat Med 3.05. Renewal.

(1) Active license renewal. Every person seeking to renew an active regular license to practice naturopathic medicine shall make application therefore on forms provided for this purpose by the board and shall submit to the board the following:

Z. A completed and verified application form.

AA. Attestation of satisfaction of continuing education requirements as found in Nat Med 4.

BB. A verifiable statement/attestation that the applicant does not have an arrest or a conviction record.

CC. The required fees made payable to the Wisconsin department of safety and professional services.

(2) Inactive or lapsed license reinstatement.

DD. Licenses will automatically lapse and be considered inactive if a renewal application is not received by [time frame].

1. A person who has a lapsed or inactive license must immediately stop practicing naturopathic medicine until their license is restored to active status.
2. A person who has a lapsed or inactive license must immediately stop representing themselves as having an active license to practice naturopathic medicine.

EE. To restore an inactive status license, licensees must submit a complete renewal application and all necessary items as per 3.05 (1) within [timeframe], with an additional applicable late fee, after which time, the inactive license will expire and the applicant will be required to apply for a new license.

[BOARD TO DISCUSS: Will the expired license applicant be required to take the Jurisprudence exam again?]

[TO DISCUSS WITH DSPS: What about if there are renewal delays on the part of the agency? What language is necessary to allow docs to continue to practice if they had their part turned in on time?]

466.04 License; renewal.

- (1) NATUROPATHIC DOCTOR LICENSE. The board shall grant a naturopathic doctor license to a person who does all of the following:
- (a) Submits an application for the license to the department on a form provided by the department.
 - (b) Pays the fee specified in s. [440.05 \(1\)](#).
 - (c) Subject to ss. [111.321](#), [111.322](#), and [111.335](#), submits evidence satisfactory to the board that the applicant does not have an arrest or a conviction record.
 - (d) Submits evidence satisfactory to the board that he or she has completed one of the following:
 - 1. A naturopathic medical education program offered in the United States that satisfies all of the following:
 - a. The program provides the degree of doctor of naturopathy or doctor of naturopathic medicine.
 - b. The program offers graduate-level, full-time, didactic and supervised clinical training.
 - c. The program is accredited, or has achieved candidacy status for such accreditation, by the Council on Naturopathic Medical Education or an equivalent accrediting body for naturopathic medical programs recognized by the federal department of education.
 - d. The program is offered by an institution of higher education or part of an institution of higher education that is accredited, or is a candidate for such accreditation, by a regional accrediting organization or a national institutional accrediting agency recognized by the federal department of education.
 - e. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. [466.03 \(3\)](#).
 - 2. A program at a diploma-granting, degree-equivalent institution of higher education located in Canada that satisfies all of the following:
 - a. The program offers graduate-level, full-time didactic and supervised clinical training.
 - b. The program is accredited, or has achieved candidacy status for such accreditation, by the Council on Naturopathic Medical Education or an equivalent accrediting body for naturopathic medical programs recognized by the federal department of education.
 - c. The program has provincial approval for participation in government-funded student aid programs.

Nat Med 3.02 Licensure requirements.

- (1) An applicant for licensure as a naturopathic doctor shall submit all of the following:
- (a) An application for the license to the department on a form provided by the department.

Note: Instructions for initial licensure applications can be found on the department of safety and professional services' website at <http://dsps.wi.gov>.
 - (b) The fee specified in s. [440.05 \(1\)](#).
 - (c) Subject to ss. [111.321](#), [111.322](#), and [111.335](#), evidence satisfactory to the board that the applicant does not have an arrest or a conviction record.
 - (d) Evidence satisfactory to the board that the applicant has complied with at least one of the educational requirements listed in s. 466.04 (1) (d), Stats. [*See chiro 3.03 for example expansion of this type of language including certified transcripts, etc.*]
 - (e) Submit evidence satisfactory to the board that the applicant has passed all of the following examinations:
 - 1. Either of the following:
 - a. The Naturopathic Physicians Licensing Examinations administered by the North American Board of Naturopathic Examiners or its successor organization or another examination approved by the board by rule.
 - b. For graduates of approved naturopathic medical programs prior to the existence of the Council on Naturopathic Medical Education, a competency-based state naturopathic medicine licensing examination or equivalent Canadian provincial licensing examination for the practice of naturopathic medicine approved by the board. [*Specific pre-approved exams could be listed here.*]
 - 2. *Specific pharm exam [can also include "or other pharm exam approved by the board"]*
 - 3. *Jurisprudence exam?*
 - 4. *Competency exam?*

- d. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. [466.03 \(3\)](#).
3. A program at a degree-granting institution of higher education located in the United States that satisfies all of the following:
- a. The program existed prior to the existence of the Council on Naturopathic Medical Education.
 - b. The program offered a full-time, structured curriculum in basic sciences and supervised patient care comprising a doctoral naturopathic medical education for a duration of not less than 132 weeks and required completion within a period of not less than 35 months.
 - c. If the program is still in existence, the program is currently accredited, or has achieved candidacy status for accreditation by the Council on Naturopathic Medical Education or an equivalent federally recognized accrediting body for the naturopathic medical profession recognized by the board.
 - d. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. [466.03 \(3\)](#).
4. A program at a diploma-granting, degree-equivalent institution of higher education located in Canada that satisfies all of the following:
- a. The program existed prior to the existence of the Council on Naturopathic Medical Education.
 - b. The program offered a full-time, structured curriculum in basic sciences and supervised patient care comprising a doctoral naturopathic medical education for a duration of not less than 132 weeks and required completion within a period of not less than 30 months.
 - c. Prior to the existence of the Council on Naturopathic Medical Education, the program had provincial approval for participation in government-funded student aid programs.
 - d. If the program is still in existence, the program is currently accredited, or has achieved candidacy status for accreditation by the Council on Naturopathic Medical Education or an equivalent federally recognized accrediting body for the naturopathic medical profession recognized by the board and currently has provincial approval for participation in government-funded student aid programs.

ALTERNATE (e): *Submit evidence satisfactory to the board that the applicant has passed all stages of each examination required under s. Nat Med XX.XX*

Character and Fitness Requirements?

Examinations as a separate section?

Mental and physical competency? (See Med Rules)

Professional Competency?

Malpractice Insurance?

Other under 466.03 (2)(e)?

Clinical requirements?

Practical requirement?

Residency requirements?

<p>e. The program has not been disqualified by the board as an approved naturopathic medical educational program under s. 466.03 (3).</p> <p>(e) Submits evidence satisfactory to the board that he or she has passed all of the following:</p> <ol style="list-style-type: none"> 1. Either of the following: <ol style="list-style-type: none"> a. A competency-based national naturopathic licensing examination administered by the North American Board of Naturopathic Examiners or its successor organization or another examination approved by the board by rule. b. For graduates of approved naturopathic medical programs prior to the existence of the Council on Naturopathic Medical Education, a competency-based state naturopathic medicine licensing examination or equivalent Canadian provincial licensing examination for the practice of naturopathic medicine approved by the board. 2. A pharmacology examination approved by the board by rule. 3. Any other competency or jurisprudence examinations required by the board by rule. <p>(f) Meets any character and fitness, mental and physical competency, and professional competency standards established by the board under s. 466.03 (2) (b) to (d).</p> <p>(g) Meets any other requirement established by the board under s. 466.03 (2) (e).</p>	
	<p>Nat Med 3.03. License not required. Pursuant s. 466.02 (2), certain individuals are not required to obtain a license under this chapter to engage in practice or activities relating to naturopathic medicine.</p>
<p>(3) RENEWAL.</p> <p>(a) The renewal date for licenses granted under this chapter is specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department. The application shall include all of the following in order for the license to be renewed:</p> <ol style="list-style-type: none"> 1. The renewal fee determined by the department under s. 440.03 (9) (a). 2. Proof of compliance with continuing education requirements established by the board under s. 466.03 (1) (b) or (bm), whichever is applicable. 3. Proof of compliance with any requirements established by the board under s. 466.03 (2) (b) to (d). 	<p>Nat Med 3.04. Renewal.</p> <p>(1) A licensee shall renew their license as specified by s. 440.08 (2) (a), Stats. and satisfy the following requirements:</p> <ol style="list-style-type: none"> (a) Complete a renewal application approved by the board. <p style="margin-left: 40px;">Note: Instructions for renewal applications can be found on the department of safety and professional services' website at http://dsps.wi.gov.</p> (b) Pay the required fee prior to the date specified in s. 440.08 (2) (a), Stats.

<p>4. Proof of compliance with any malpractice insurance requirements under s. 466.03 (2) (f).</p> <p>5. If par. (b) applies, proof of compliance with the requirements under par. (b).</p> <p>(b) If a limited-scope naturopathic doctor was issued an initial license under sub. (2) by satisfying the requirement under sub. (2) (b) 5. d., the limited-scope naturopathic doctor shall, no later than the first renewal date after the conclusion of the 5-year period under sub. (2) (b) 5. d., submit evidence satisfactory to the board that he or she has completed the education and training required under sub. (2) (b) 5. d.</p>	<p>(c) Attest to the completion of the following: [<i>Board needs to set up standards for CE, character and fitness requirements, physical and mental competency requirements, and professional competency requirements.</i>]</p>

WI Naturopathic Continuing Education Requirements

I have included Minnesota and Idaho CE requirements at the end of this document. Idaho seems to be the cleanest of all the states I researched. Minnesota seems more basic. Oregon, California, Arizona, and Washington are much more complex. I think Idaho is a good model to start with. I do have specific questions to be addressed at a board meeting about specific requirements to include.

Specific questions to address:

1. Annual or biennial renewal?
2. 24 – 30 hours/year? How many pharmacy hours?
 - a. Of which 5 – 10 hours/year is in pharmacy
 - b. This varies in states with prescribing rights
 - i. MN no prescribing rights is 5 hours/year
 - ii. OR, CA, AZ has prescribing rights is 10 hours/year
 - iii. WA has prescribing rights is 7.5 hours/year
3. Who is approved to offer CE?
 - a. WI Naturopathic Doctor Association (WNDA)
 - i. What about other state associations?
 1. California Naturopathic Doctor Association (CNDA)
 2. Oregon Board of Naturopathic Medical Examiners (OBNME)
 3. Washington Association of Naturopathic Physicians (WANP)
 4. Arizona Naturopathic Medical Association (ANMA)
 5. Minnesota Association of Naturopathic Physicians (MNANP)
 - b. American Association of Naturopathic Physicians (AANP)
 - c. North American Naturopathic Continuing Education Accreditation Council (NANCEAC) through the Federation of Naturopathic Medicine Regulatory Authority (FNMRA)
 - d. Institutions or organizations accredited by the Accreditation Council for Continuing Medical Education (ACCME) and reciprocating organizations
 - e. American Medical Association (AMA) or American Osteopathic Association (AOA)
 - f. American Council on Pharmaceutical Education (ACPE)
4. Do we want to offer a tracking tool for CME?
 - a. See Idaho and/or Oregon
5. What about credit for teaching, publishing, presentations, self-publication?
6. Do we want to clearly state our approval standards?
 - a. See Idaho and/or Oregon
7. Do we want to set limits on practice management or single subjects?
 - a. See Minnesota

Minnesota

Each registered naturopathic doctor must complete at least 25 contact hours of Board-approved continuing education each year as a condition of registration renewal. The Board approves continuing education programs that have been approved for continuing education credit by the American Association of Naturopathic Physicians, the American Chiropractic Association, the American Osteopathic Association Bureau of Professional Education, the American Pharmacists Association or any of their constituent state associations, or an organization approved by the Accreditation Council for Continuing Medical Education. At least 5 hours must be in pharmacotherapeutics. Registrant may apply no more than five hours of practice management to a one-year reporting period and no more than 15 hours to any single subject area.

Idaho

Continuing Medical Education (CME)

Every two years, a total of 48 hours (20 must be pharmacology) of Board approved CME is required as part of the NMD's license renewal. At license renewal, you will be asked to attest that you have complied fully with this requirement.

CME Tracking form:

You may use this form to record your continuing education: [Continuing Education Record](#)

The NMB approves accrediting entities, not individual programs. The Board may approve agencies that have as their program approval standards:

1. The content of the course shall be relevant to naturopathic practice and consistent with the laws and rules of this state.
2. The learning objectives of the course shall be reasonably and clearly stated.
3. The teaching methods shall be clearly stated and appropriate.
4. The faculty shall be qualified both in experience and in teaching expertise.
5. Documentation of attendance shall be provided.
6. Any perceived conflict of interest is stated clearly.
7. Excludes the selling or promotion of proprietary products, practice building, self-help activities or insurance billing.

The Board has approved CME credit for courses provided or approved by the following entities:

1. American Association of Naturopathic Physicians (AANP);
2. North American Naturopathic Continuing Education Accreditation Council (NANCEAC) through the Federation of Naturopathic Medicine Regulatory Authority (FNMRA);
3. Institutions or organizations accredited by the Accreditation Council for Continuing Medical Education (ACCME) and reciprocating organizations.
4. American Medical Association (AMA) or American Osteopathic Association (AOA);
5. American Council on Pharmaceutical Education (ACPE);
6. The following state naturopathic regulating authorities and professional associations:
 - A. California Naturopathic Doctor Association (CNDA)

- B. Oregon Board of Naturopathic Medical Examiners (OBNME)
- C. Washington Association of Naturopathic Physicians (WANP)

The Board has also approved the following for CME :

1. Completion of one-year, full-time residency program (CNME or Board approved) meets the full two-year CME requirement.
2. Preparing or writing for presentation or publication, a medically related paper, report, or book that is presented or published, addressing current developments, skills, procedures, or treatment in the practice of naturopathic medicine. A maximum of 4 hours per year may be claimed during the 2 year renew period.

Nat Med 4
Continuing Education

Nat Med 4.01. Definitions.

"Credit hours" means...

Commented [RJD1]: In the statute "continuing education course," "continuing education course of study," "continuing education program," and "qualifying training" are all used. Some of these may need to be used/defined.

Nat Med 4.02. Continuing education requirements.

(1) During the 2-year period immediately preceding the renewal date specified under s. [440.08 \(2\) \(a\)](#), Stats., a naturopathic doctor shall complete 30 credit hours of continuing education related to the practice of naturopathic medicine. The 30 credit hours of continuing education shall include ___ hours in Pharmacy and ___ in Ethics. The credit hours required may be satisfied by independent study, correspondence, or internet programs or courses.

Commented [ASD2]: Board still needs to decide how many hours

(2) Continuing education requirements for license renewal apply to the first full 2-year period in which a naturopathic doctor is licensed.

Commented [ASD3]: Unsure if this applies to Nat Med

(3) The board may grant a waiver, partial waiver, or postponement of the continuing education requirements in cases of hardship.

Commented [RJD4R3]: Their authority to set CE requirements is very broad, so they can pretty much do what they want.

(4) One credit hour of a college level course is equivalent to 6 credit hours of continuing education. A licensee may substitute credit hours of college level courses related to the practice of naturopathic medicine for the required continuing education credit hours.

(5) Continuing education credit hours may be counted for teaching or presenting a course or program whose subject matter contributes to the advancement, extension, and enhancement of the clinical skills of a naturopathic doctor and fosters the enhancement of general or specialized practice. One hour of continuing education credit may be claimed for every 50 minutes of instruction or presentation, except continuing education credit hours may not be counted for subsequent presentations of the same course or program.

Commented [ASD5]: Check with the board

Commented [RJD6R5]: I don't know that the 50 minute part needs to be spelled out at all, and if it does it should probably be put into a definition of "credit hour" that would apply to both presenters and students, just for clarity / consistency.

Nat Med 4.03. Acceptable continuing education programs.

(1) The board may approve a continuing education program that meets one of the following requirements:

(a) The program is approved by one of the following:

1. North American Naturopathic Continuing Education Accreditation Council (NANCEAC) through the Federation of Naturopathic Medicine Regulatory Authority (FNMRA).
2. American Medical Association (AMA) or American Osteopathic Association (AOA) category 1 courses through Accreditation Council for Continuing Medical Education (ACCME).
3. American Association of Naturopathic Physicians (AANP).
4. National Association of Boards of Pharmacy (NABP).

(b) The Board may approve courses that have the following standards:

1. The content of the course shall be relevant to naturopathic practice and consistent with the laws and rules of this state.
2. The learning objectives of the course shall be reasonably and clearly stated.
3. The teaching methods shall be clearly stated and appropriate.
4. The faculty shall be qualified both in experience and in teaching expertise.
5. Documentation of attendance shall be provided.
6. Any perceived conflict of interest is stated clearly.
7. Excludes the selling or promotion of proprietary products, practice building, self-help activities or insurance billing.

Nat Med 4.04. Evidence of compliance.

(1) At the time of each renewal, each licensee shall sign a statement certifying that, within the 2 years immediately preceding the renewal date specified under s. [440.08 \(2\) \(a\)](#), Stats., he or she has completed the continuing education credit hours required under this chapter.

(2) A licensee who fails to complete the continuing education requirements by the renewal date specified under s. [440.08 \(2\) \(a\)](#), Stats., shall not practice naturopathic medicine until his or her license is restored.

Nat Med 4.05. Recordkeeping. Every licensee shall maintain a written record of the continuing education hours required under this chapter for not less than 6 years after completion of each credit.

Naturopathic Continuing Education Requirements by State per Naturopathic Continuing Education website

<https://naturopathiccontinuingeducation.com/>

	Hours	Per (Yrs)	Hrs/Yr	Notes
Arizona	30	1	30	10 pharmacology 3 opioid related
California	60	2	30	20 pharmacotherapeutics No more than 20 in one topic No more than 15 in ND childbirth Max 15 online
Colorado	25	1	25	If treating children < 8, 3 hrs on mentoring solely related to peds. If treating children < 2, 2 add'l hrs to include subject matter related to recognizing a sick infant and when to refer to more intensive care.
Connecticut	15	1	15	
Hawaii	35	2	17.5	15 pharmacology
Idaho	48	2	24	20 pharmacology
Kansas	50	1	50	
Maine	25	1	25	7 pharmacology If holding an acupuncture cert. 15 on acupuncture
Maryland	50	2	25	
Massachusetts	50	2	25	
Minnesota	25	1	25	≥ 5 pharmacotherapeutics ≤ 5 in practice management ≤ 15 in any single subject
Montana	15	1	15	≤ 5 in ND Pharmacy If childbirth specialty, 5 in obstetrics
New Hampshire	45	3	15	≥ 12 in pharmacology and/or pharmacognosy ≤ 33 online
New Mexico	75	2	25	1 in review of the ND practice act and rules 5 in pain management

NEW MEXICO	75	5	25	10 in pharmacology 10/yr to maintain an inactive license
North Dakota	40	2	20	5 in pharmacy
Oregon	32	1	32	10 pharmacology 2 in medical ethics, cultural competency, or suicide intervention and prevention
Pennsylvania				Held up in rulemaking?
Rhode Island				
Utah	48	2	24	20 in pharmacy or pharmacology w/ ≥ 10 recognized as Cat. 1 by ACCME
Vermont	30	2	15	10 in pharmacology
Washington	60	2	30	15 in Pharmacology 6 in Suicide Prevention (one time) Divided into Categories w/ min. hrs.
Washington DC	30	2	15	

Naturopathic Medicine Across the Country:

Continuing Medical Education (CME) Requirements and Prescriptive Authority Compared

Naturopathic Doctors (NDs) are required to meet similar, or oftentimes more stringent, CME requirements as medical and osteopathic doctors to remain licensed practitioners. CME credits are educational activities that serve to maintain, develop, or increase the knowledge, skills, and professional performance that a doctor uses to provide services for patients, the public, or the profession.

In California, NDs must undertake 60 hours of CME credits every two years, while MDs and DOs need 100 CME credits every four years. California NDs must also ensure that 20 of their CME hours are pharmaceutical classes.

Table 1: Naturopathic licensure renewal requirements by state and prescription authority.

State	Prescriptive Authority	Required CME Credits (hours)	Required Pharmacy CME (hours)	Term (years)
Alaska	No	0	0	0
Arizona	Yes	30	10	1
California	Yes, supervised	60	20	2
Connecticut	No	15	0	1
Washington, D.C.	Yes	30	0	2
Hawaii	Yes	0	0	2
Idaho	Yes, limited	20	0	1
Kansas	Yes, supervised	50	0	1
Maine	Yes, supervised	37	7	1
Minnesota	No	25	5	1
Montana	Yes, limited	15	5	1
New Hampshire	Yes, limited	150	12	3
North Dakota	No	TBD	TBD	TBD
Oregon	Yes	50	10	1
Utah	Yes, limited	48	20	2
Vermont	Yes, limited	30	5	2
Washington	Yes	20		1

Table 2: Continuing medical education (CME) requirements for naturopathic doctors, medical doctors, and osteopathic doctors.

State	Naturopathic Doctors (ND)		Medical, Osteopathic Doctors (MD, DO)	
	CME Required	Term (years)	CME Required	Terms (years)
Alaska	0	1	50	2
Arizona	30	1	40	2
California	60	2	100	4
Connecticut	15	1	50	2
Hawaii	0	2	40	2
Idaho	20	1	40	2
Kansas	50	1	50	1
Maine	37	1	100	2
Minnesota	25	1	75	3
Montana	15	1	0	0
New Hampshire	150	3	100	2
North Dakota	TBD	TBD	60	3
Oregon	50	1	30	1
Utah	48	2	40	2
Vermont	30	2	30	2
Washington	20	1	200	4
Washington, D.C.	30	2	50	2