Wisconsin Department of Safety and Professional Services Division of Policy Development 4822 Madison Yards Way PO Box 8366 Madison WI 53705-8366



Phone: 608-266-2112 Web: http://dsps.wi.gov Email: dsps@wisconsin.gov

Tony Evers, Governor Dan Hereth, Secretary

# VIRTUAL/TELECONFERENCE NATUROPATHIC MEDICINE EXAMINING BOARD

Virtual, 4822 Madison Yards Way, Madison Contact: Brad Wojciechowski (608) 266-2112 October 10, 2025

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 (1-3)
- B. Approval of Minutes of August 15, 2025 (4-5)
- C. Introductions, Announcements and Recognition
- D. Reminder: Conflicts of Interest, Scheduling Concerns
- E. Administrative Matters Discussion and Consideration
  - 1. Department, Staff and Board Updates
  - 2. Election of Officers, Appointment of Liaisons and Alternates
  - 3. Board Members Board Member Status
    - a. Becker, Allison R. -7/1/2029
    - b. Doege-Brennan, Robyn R. -7/1/2027
    - c. Kiefer, David S. -7/1/2029
    - d. Meister, Katarina M. -7/1/2027
    - e. Nichols, Kristine J. -7/1/2028
    - f. Ratte, Paul J. -7/1/2027
- F. Legislation and Policy Matters Discussion and Consideration
- G. Credentialing Matters Discussion and Consideration
  - 1. License Counts
- H. Administrative Rule Matters Discussion and Consideration (6-18)
  - 1. Preliminary Rule Draft: Nat Med 1, 2, and 6, relating to scope of practice (7-18)
  - 2. Pending and Possible Rulemaking Projects
- I. 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

#### J. 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.).

- K. 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. Case Closings

- 15. Board Liaison Training
- 16. Petitions for Assessments and Evaluations
- 17. Petitions to Vacate Orders
- 18. Remedial Education Cases
- 19. Motions
- 20. Petitions for Re-Hearing
- 21. Appearances from Requests Received or Renewed
- L. Consulting with Legal Counsel

# RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

- M. Vote on Items Considered or Deliberated Upon in Closed Session if Voting is Appropriate
- N. Open Session Items Noticed Above Not Completed in the Initial Open Session

#### **ADJOURNMENT**

#### **NEXT MEETING: DECEMBER 12, 2025**

\*

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 any agenda item may be changed by the board for the convenience of the parties. The person credentialed by the board has the right to demand that the meeting at which final action may be taken against the credential be held in open session. 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 NATUROPATHIC MEDICINE EXAMINING BOARD MEETING MINUTES AUGUST 15, 2025

PRESENT: Allison Becker, Robyn Doege-Brennan, Katarina Meister, Paul Ratte

**ABSENT:** David Kiefer, Kristine Nichols

STAFF: Brad Wojciechowski, Executive Director; Joseph Ricker, Legal Counsel; Sofia Anderson,

Administrative Rules Coordinator; Tracy Drinkwater, Board Administration Specialist;

and other Department Staff

#### **CALL TO ORDER**

Allison Becker, Secretary, called the meeting to order at 9:06 a.m. A quorum was confirmed with four (4) members present.

#### ADOPTION OF AGENDA

**MOTION:** Robyn Doege-Brennan moved, seconded by Katarina Meister, to adopt the

Agenda as published. Motion carried unanimously.

# **APPROVAL OF MINUTES OF JUNE 13, 2025**

**MOTION:** Paul Ratte moved, seconded by Robyn Doege-Brennan, to approve the Minutes of

June 13, 2025, as published. Motion carried unanimously.

#### INTRODUCTIONS, ANNOUNCEMENTS AND RECOGNITION

# Recognition: Jill Crista, Naturopathic Doctor (Resigned: 7/18/2025)

**MOTION:** Katarina Meister moved, seconded by Robyn Doege-Brennan, to recognize and

thank Jill Crista for their years of dedicated service to the Board and State of

Wisconsin. Motion carried unanimously.

#### ADMINISTRATIVE MATTERS

#### **Election of Officers**

#### Chairperson

**NOMINATION:** Allison Becker nominated Katarina Meister for the Office of Chairperson.

Katarina Meister accepted the nomination.

**NOMINATION:** Robyn Doege-Brennan nominated Allison Becker for the Office of Chairperson.

Allison Becker declined the nomination.

Brad Wojciechowski, Executive Director, called for nominations three (3) times.

Katarina Meister was elected as Chairperson by unanimous voice vote.

| ELECTION RESULTS |                  |  |
|------------------|------------------|--|
| Chairperson      | Katarina Meister |  |
| Vice Chairperson | Kristine Nichols |  |
| Secretary        | Allison Becker   |  |

# **Appointment of Liaisons and Alternates**

| LIAISON APPOINTMENTS  |  |  |
|---|--|--|
| Credentialing Liaison(s)                                    | Allison Becker <i>Alternate:</i> Paul Ratte      |  |
| Education and Examinations<br>Liaison(s)                    | Katarina Meister  Alternate: Allison Becker      |  |
| Monitoring Liaison(s)                                       | Kristine Nichols  Alternate: Katarina Meister    |  |
| Professional Assistance<br>Procedure (PAP) Liaison(s)       | David Kiefer  Alternate: Kristine Nichols        |  |
| Legislative Liaison(s)                                      | Katarina Meister  Alternate: Allison Becker      |  |
| Travel Authorization Liaison(s)                             | Kristine Nichols  Alternate: Paul Ratte          |  |
| Website Liaison(s)  | Robyn Doege-Brennan <i>Alternate:</i> Paul Ratte |  |
| Screening Panel Paul Ratte, Katarina M Alternate: David Kie |  |  |

# **ADJOURNMENT**

**MOTION:** Robyn Doege-Brennan moved, seconded by Paul Ratte, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 9:58 a.m.

# State of Wisconsin Department of Safety & Professional Services

# **AGENDA REQUEST FORM**

| 1) Name and title of person submitting the request:  |             | 2) Date when request submitted:            |  |  |  |
|--|-------------|--|--|--|--|
| Sofia Anderson – Administrative Rules Coordinator  |             | 09/30/2025                                 |  |  |  |
|  |             |  | red late if submitted after 12:00 p.m. on the deadline ess days before the meeting |  |  |
| 3) Name of Board, Comr   | nittee, Co  | uncil, Sections:                           |  |  |  |
| Naturopathic Medicine Ex   | amining B   | oard                                       |  |  |  |
| 4) Meeting Date:   | 5) Attac    | hments:                                    | 6) How s   | should the item be tit   | led on the agenda page?                  |
| October 10, 2025   | ⊠ Ye        | -  | Administ   | rative Rules Matters –   | Discussion and Consideration.            |
|  | ☐ No        | )  | 1.   | Preliminary rule draft: Nat Med 1, 2, and 6, relating to scope of practice |  |
|  | 2.          |  | 2.   | . Pending and possible rulemaking projects.                                |  |
| 7) Place Item in:  |             | 8) Is an appearan                          |  |  | 9) Name of Case Advisor(s), if required: |
| Open Session   |             | scheduled? (If ye Appearance Requirements) |  |  | N/A                                      |
| ☐ Closed Session   |             | Yes  | 101 11   | on 201 0 otan,   |  |
|  |             |  |  |  |  |
| 10) Describe the issue a   | nd action   |  | dracead:   |  |  |
| •  | iiu action  | tilat Siloulu be au                        | uresseu.   |  |  |
| Attachments:   |             |  |  |  |  |
| A Bulling to   | J. O. N. O. | M. 14 0 10 1                               | . C  |  |  |
| •  |             | Med 1, 2, and 6, rel                       | ating to so  | cope of practice.  |  |
| Chapters Nat M   | ed 1, 2, ar | nd 6 redlined.                             |  |  |  |
|  |             |  |  |  |  |
|  |             |  |  |  |  |
|  |             |  |  |  |  |
| 11)  |             | ,  | Authorizat   | tion   |  |
| $\leq \wedge$ , $\Gamma$   |             |  |  |  |  |
| Anderson   |             |  |  |  |  |
|  |             | 09/30/2025                                 |  |  |  |
| Signature of person mal  | king this r | request                                    |  |  | Date                                     |
| Supervisor (if required)   |             |  |  |  | Date                                     |
| oupervisor (ii roquiiou)   |             |  |  |  | 24.0                                     |
| Executive Director signa   | ature (ind  | icates approval to                         | add post   | agenda deadline item   | n to agenda) Date                        |
| Directions for including   |             |  |  |  |  |
| <ol> <li>This form should be attached to any documents submitted to the agenda.</li> <li>Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director.</li> </ol> |             |  |  |  |  |
| 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a  |             |  |  |  |  |
| meeting  |             |  |  |  |  |

# STATE OF WISCONSIN NATUROPATHIC MEDICINE EXAMINING BOARD

IN THE MATTER OF RULEMAKING : PROPOSED ORDER OF THE PROCEEDINGS BEFORE THE : NATUROPATHIC MEDICINE NATUROPATHIC MEDICINE : EXAMINING BOARD : ADOPTING RULES : (CLEARINGHOUSE RULE

\_\_\_\_\_\_

#### PROPOSED ORDER

An order of the Naturopathic Medicine Examining Board to renumber Nat Med 2.03 (1); to renumber and amend Nat Med 6.01 (1); and to create Nat Med 1.02 (11m), 2.03 (2), and 6.01 (1) (a), (b), (c), and (d), relating to scope of practice.

Analysis prepared by the Department of Safety and Professional Services.

\_\_\_\_\_\_

#### **ANALYSIS**

# **Statutes interpreted:**

Ch. 466, Stats.

## **Statutory authority:**

Sections 15.08 (5) (b), 227.11 (2) (a), 466.03 (1) (a), (2) (a), and (2) (am), Stats.

#### **Explanation of agency authority:**

Section 15.08 (5) (b), Stats., states that each examining board "[s]hall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession."

Section 227.11 (2) (a), Stats., states that "[e]ach agency may promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute..."

Section 466.03 (1) (a), Stats., states that the Naturopathic Medicine Examining Board shall promulgate rules to establish "[s]tandards of practice for and a code of ethics governing the professional conduct of naturopathic doctors and limited-scope naturopathic doctors."

Section 466.03 (2) (a) states that the board may promulgate rules to "[f]urther 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)."

Section 466.03 (2) (am) states that the board may promulgate rules to "[e]xpressly prohibit diagnostic, therapeutic, or other practices."

#### Related statute or rule:

None.

# Plain language analysis:

The Naturopathic Medicine Examining Board reviewed chapters Nat Med 1, 2, and 6, to provide clarity regarding the scope of practice of naturopathic doctors and limited-scope naturopathic doctors because the current rules concerning scope of practice are unclear about the boundaries of these practitioners' activities in their practice, such as the limitations of intravenous vitamin treatments. The review prompted the following changes:

- 1. Creation of a definition of "routes of administration" in Nat Med 1.02.
- 2. Addition of a provision in Nat Med 2.03 that specifies which routes of administration a naturopathic doctor may utilize provided it is consistent with the naturopathic doctor's education and training.
- 3. Creation of a list in Nat Med 6.01 explaining limited-scope naturopathic doctors' scope of practice, which includes a provision that specifies which routes of administration a limited-scope naturopathic doctor may utilize provided it is consistent with the limited-scope naturopathic doctor's education and training. This list also includes a provision about the limitations a limited-scope naturopathic doctor has regarding nonprescription drug products.

Summary of, and comparison with, existing or proposed federal regulation:

N/A.

Summary of public comments received on statement of scope and a description of how and to what extent those comments and feedback were taken into account in drafting the proposed rule:

N/A

Comparison with rules in adjacent states:

#### Illinois

Illinois does not currently license naturopathic doctors.

#### Iowa

Iowa does not currently license naturopathic doctors.

## **Michigan**

Michigan does not currently license naturopathic doctors.

#### Minnesota

Minnesota authorizes registered naturopathic doctors to perform physical and laboratory examinations for diagnostic purposes and permits the administration, prescription, and dispensing of a range of substances, including foods, vitamins, botanical medicines, homeopathic medicines, and nonprescription drugs. Minnesota also allows the use of naturopathic physical medicine, encompassing modalities like hydrotherapy, massage, and the therapeutic application of heat, cold, and non-ionizing radiation. Minnesota prohibits naturopathic doctors from prescribing or administering legend drugs or controlled substances, performing major surgical procedures, or using interventions such as general or spinal anesthesia. [Section 147E.05 MN Statutes]

Minnesota does not have an equivalent to the limited-scope naturopathic doctor license in Wisconsin.

## Summary of factual data and analytical methodologies:

The proposed rules were developed by reviewing chapters Nat Med 1, 2, and 6 in conjunction with chapter 466 of the Statutes to ensure that the code is compliant with statutory changes and with current standards of practice. No additional factual data or analytical methodologies were used to develop the proposed rules.

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

The proposed rule will be posted for a period of 14 days to solicit public comments on economic impact, including how the proposed rules may affect businesses, local government units, and individuals.

#### **Fiscal Estimate and Economic Impact Analysis:**

The Fiscal Estimate and Economic Impact Analysis will be attached upon completion.

#### 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 <u>Jennifer.Garrett@wisconsin.gov</u>, or by calling (608) 266-2112.

### **Agency contact person:**

Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, P.O. Box 8366, Madison, Wisconsin 53708-8366; email at <a href="mailto:DSPSAdminRules@wisconsin.gov">DSPSAdminRules@wisconsin.gov</a>.

#### Place where comments are to be submitted and deadline for submission:

Comments may be submitted to Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, P.O. Box 8366, Madison, Wisconsin 53708-8366, or by email to <a href="mailto:DSPSAdminRules@wisconsin.gov">DSPSAdminRules@wisconsin.gov</a>. Comments must be received on or before the public hearing, held on December 2, 2025, to be included in the record of rule-making proceedings.

\_\_\_\_\_

#### TEXT OF RULE

SECTION 1. Nat Med 1.02 (11m) is created to read:

Nat Med 1.02 (11m) "Route of administration" means the path by which a substance is introduced into the body for a therapeutic effect. The term includes routes such as oral, nasal, auricular, ocular, rectal, vaginal, transdermal, intramuscular, intravenous, intradermal, and subcutaneous.

SECTION 2. Nat Med 2.03 is renumbered Nat Med 2.03 (1).

SECTION 3. Nat Med 2.03 (2) is created to read:

Nat Med 2.03 (2) Consistent with sub. (1) and s. 466.05 (1) (b), Stats., a naturopathic doctor may utilize routes of administration that include oral, nasal, auricular, ocular, rectal, vaginal, transdermal, intramuscular, intravenous, intradermal, and subcutaneous, provided such utilization is consistent with the naturopathic doctor's education and training. The specific route used shall be consistent with the properties of the substance and the desired clinical effect.

SECTION 4. Nat Med 6.01 (1) is renumbered Nat Med 6.01 (1) (intro) and amended to read:

Nat Med 6.01 (1) (intro) Except as otherwise conflicts with any other rule or statute or as permitted by sub. (2), a limited-scope naturopathic doctor may only engage in the following practices: specified in s. 466.01 (6) (a) 1. a. to c. and 3. a. to c., Stats.

SECTION 5. Nat Med 6.01 (1) (a), (b), (c), and (d) are created to read:

Nat Med 6.01 (1) (a) Ordering and performing physical and laboratory examinations, for diagnostic purposes, consistent with naturopathic education and training, including the following:

- **1.** Diagnostic or evaluation methods.
- **2.** Physical examinations.
- **3.** Clinical laboratory tests.
- **(b)** Dispensing, administering, ordering, or performing any of the following:
  - 1. Health education and health counseling.
  - **2.** Food, extracts of food, nutraceuticals, vitamins, amino acids, minerals, enzymes, botanical medicines, homeopathic medicines, and dietary supplements.
  - **3.** Hot or cold hydrotherapy, naturopathic physical medicine, the use of therapeutic medical equipment, and therapeutic exercise.
- (c) Notwithstanding subs. (1) and (2), a limited-scope naturopathic doctor is permitted to utilize only the following routes of administration: oral, nasal, auricular, and transdermal, provided such utilization is consistent with the limited-scope naturopathic doctor's education and training. The specific route used shall be consistent with the properties of the substance and the desired clinical effect.
- (d) A limited-scope naturopathic doctor may not recommend, dispense, or administer nonprescription drug products.

SECTION 6. 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.

|  |              |          | <br> |
|--|--------------|----------|------|
|  | (END OF TEXT | OF RULE) |      |
|  |              |          |      |

# Chapter Nat Med 1 AUTHORITY AND DEFINITIONS

Nat Med 1.01 Authority.

Nat Med 1.02 Definitions.

Nat Med 1.01 Authority. The rules in chs. Nat Med 1 to 6 are adopted by the naturopathic medicine examining board pursuant to the authority delegated by ss. 15.08 (5) (b), 227.11 (2), and 466.03, Stats.

#### Nat Med 1.02 Definitions. As used in chs. Nat Med 1 to 6:

- (1) "Board" means the naturopathic medicine examining board.
- (2) "Department" means the department of safety and professional services.
- (3) "Emergency" means a circumstance in which there is an immediate risk to a patient's life, body part or function which demands prompt action.
- (4) "Jurisprudence examination" means the board approved examination on the state law related to the practice of naturopathic medicine.
- (5) "Licensee" means a person licensed to practice as a naturopathic doctor or limited-scope naturopathic doctor in this state.
- (6) "Limited-scope naturopathic doctor" means a person licensed under s. 466.04 (2), Stats.
- (7) "Modes of treatment" means treatment, including diagnostic procedures, generally considered to be within the scope of current and acceptable standards of care.
- (8) "Naturopathic doctor" means a person licensed under s. 466.04 (1), Stats.
- (9) "Naturopathic medicine" has the meaning given in s. 466.01 (6), Stats.
- (10) "Naturopathic physical medicine" has the meaning given in s. 466.01 (7), Stats.
- (11) "NPLEX" means the Naturopathic Physicians Licensing Examination administered by the North American Board of Naturopathic Examiners.
- (11m) "Route of administration" means the path by which a substance is introduced into the body for a therapeutic effect. The term includes routes such as oral, nasal, auricular, ocular, rectal, vaginal, transdermal, intramuscular, intravenous, intradermal, and subcutaneous.
- (12) "Telehealth" has the meaning given in s. 440.01 (1) (hm), Stats.

#### **Chapter Nat Med 2**

#### STANDARDS OF CONDUCT AND SCOPE OF PRACTICE

| Nat Med 2.01 In | formed consent |
|-----------------|----------------|
|-----------------|----------------|

Nat Med 2.02 Recordkeeping.

Nat Med 2.03 Practice standards for naturopathic doctors.

Nat Med 2.04 Prohibited practices.

Nat Med 2.05 Telehealth practice.

Nat Med 2.06 Advertising.

#### Nat Med 2.01 Informed consent.

- (1) Any naturopathic doctor who treats a patient shall inform the patient about the availability of reasonable alternate modes of treatment and about the benefits and risks of these alternate modes of treatment. The reasonable naturopathic doctor standard is the standard for informing a patient. The reasonable naturopathic doctor standard requires disclosure only of information that a reasonable naturopathic doctor in the same or a similar medical specialty would know and disclose under the circumstances.
- (2) Under this section, a naturopathic doctor's duty to inform the patient does not require disclosure of any of the following:
  - (a) Detailed technical information that in all probability a patient would not understand.
  - (b) Risks apparent or known to the patient.
  - (c) Extremely remote possibilities that might falsely or detrimentally alarm the patient.
  - (d) Information in cases where the patient is incapable of consenting.
  - (e) Information about alternate modes of treatment for any condition the naturopathic doctor has not included in the diagnosis at the time the naturopathic doctor informs the patient.
  - **(f)** In an emergency, information about alternate modes of treatment, if failure to provide immediate treatment would be more harmful to a patient than immediate treatment.
  - (g) Information about a possible complication or benefit not generally known to reasonably well-qualified naturopathic doctors in a similar medical classification.
- (3) When informed consent is refused or withdrawn, a naturopathic doctor may not threaten or carry out any retaliation against the patient.
- (4) A patient may withdraw informed consent at any time.

#### Nat Med 2.02 Recordkeeping.

- (1) A naturopathic doctor shall maintain complete and accurate patient health care records on every patient for a period of not less than 5 years after the date of the last entry, or for a longer period as may be otherwise required by law.
- (2) A patient health care record prepared by a naturopathic doctor shall contain, at a minimum, the following clinical health care information:
  - (a) Pertinent patient history.
  - **(b)** Pertinent objective findings related to examination and test results.
  - (c) Assessment or diagnosis.
  - (d) Plan of treatment for the patient.
  - (e) Any written documentation of informed consent.
- (3) Each patient health care record entry shall be dated, identify the licensee, and be sufficiently legible to allow interpretation by others for the benefit of the patient.

Nat Med 2.03 Practice standards for naturopathic doctors. (1) A naturopathic doctor may practice naturopathic medicine and naturopathic physical medicine as specified in ss. 69.18 (1) (cj), 146.82 (3) (a), 255.06 (1) (d), 448.56 (1), 462.04, 466.01 (6) (a) and (b), 466.01 (7) (a), and 466.05 (1) (a) and (b), Stats.

(2) Consistent with sub. (1) and s. 466.05 (1) (b), Stats., a naturopathic doctor may utilize routes of administration that include oral, nasal, auricular, ocular, rectal, vaginal, transdermal, intramuscular, intravenous, intradermal, and subcutaneous, provided such utilization is consistent with the naturopathic doctor's education and training. The specific route used shall be consistent with the properties of the substance and the desired clinical effect.

**Nat Med 2.04** Prohibited practices. A naturopathic doctor may not engage in any practices specified in s. 466.01 (6) (c) and (7) (b), Stats.

#### Nat Med 2.05 Telehealth practice.

- (1) A naturopathic doctor who uses telehealth in the diagnosis and treatment of a patient located in this state shall be licensed to practice as a naturopathic doctor by the board under s. 466.04 (1), State
- (2) A naturopathic doctor shall be held to the same standards of practice and conduct including patient confidentiality and recordkeeping, regardless of whether health care services are provided in person or by telehealth.

**Nat Med 2.06** Advertising. Any advertisement, marketing, or other public representation by or referring to a licensee shall clearly state the type of license held, and any applicable limitations or expansions of the licensee's scope of practice.

Commented [SA1]: Renumber

#### **Chapter Nat Med 6**

#### LIMITED-SCOPE NATUROPATHIC DOCTORS

| Nat Med 6.01 | Scope of practice |
|--------------|-------------------|
|--------------|-------------------|

Nat Med 6.02 License not required.

Nat Med 6.03 Requirements for licensure.

Nat Med 6.04 Renewal.

Nat Med 6.05 Telehealth practice.

Nat Med 6.06 Code of ethics and unprofessional conduct.

Nat Med 6.07 Informed consent.

Nat Med 6.08 Recordkeeping.

# Nat Med 6.01 Scope of practice.

(1) Except as otherwise conflicts with any other rule or statute or as permitted by sub. (2), a limited-scope naturopathic doctor may only engage in the following practices: specified in s. 466.01 (6) (a) 1. a. to e. and 3. a. to e., Stats.

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

- 1. Diagnostic or evaluation methods.
- **2.** Physical examinations.
- 3. Clinical laboratory tests.
- (b) Dispensing, administering, ordering, or performing any of the following:
  - 1. Health education and health counseling.
  - **2.** Food, extracts of food, nutraceuticals, vitamins, amino acids, minerals, enzymes, botanical medicines, homeopathic medicines, and dietary supplements.
  - **3.** Hot or cold hydrotherapy, naturopathic physical medicine, the use of therapeutic medical equipment, and therapeutic exercise.
- (c) Notwithstanding subs. (1) and (2), a limited-scope naturopathic doctor is permitted to utilize only the following routes of administration: oral, nasal, auricular, and transdermal, provided such utilization is consistent with the naturopathic doctor's education and

Commented [SA2]: Renumber and amend

training. The specific route used shall be consistent with the properties of the substance and the desired clinical effect.

- (d) A limited-scope naturopathic doctor may not recommend, dispense, or administer nonprescription drug products.
- (2) A limited-scope naturopathic doctor may extend their scope of practice by petitioning the board. This petition shall include details of the expansion of scope and proof of qualifications to perform the requested practice pursuant to s. 466.05 (2) (a) 2., Stats.

Nat Med 6.02 License not required. Pursuant to s. <u>466.02 (2)</u>, Stats., certain individuals are not required to obtain a license under this chapter to engage in practice or activities relating to naturopathic medicine.

**Nat Med 6.03 Requirements for licensure.** An applicant for licensure as a limited-scope naturopathic doctor shall submit to the board all of the following:

(1) A complete application for the license on a form provided by the department including any information required by the board to determine an applicant's minimal competency to practice.

**Note:** Instructions for initial licensure applications can be found on the department of safety and professional services' website at http://dsps.wi.gov.

- (2) The fee specified in s. <u>440.05 (1)</u>, Stats.
- (3) Subject to ss. <u>111.321</u>, <u>111.322</u>, and <u>111.335</u>, Stats., evidence satisfactory to the board that the applicant does not have an arrest or a conviction record.
- (4) Evidence satisfactory to the board that the applicant has satisfied requirements under s. 466.04 (2) (b) 4. and 5., Stats.
- (5) Evidence satisfactory to the board that the applicant has been continually practicing naturopathic medicine in this state for at least 10 years preceding the date of application to obtain a limited-scope naturopathic doctor license.
- (6) Except as specified in sub. (7), a jurisprudence examination approved by the board. The passing score is 85 percent.
- (7) For licenses issued prior to the effective date of the permanent rule, a signed statement by the applicant committing to satisfying the requirement under sub. (6) before December 31, 2024.
- (8) Evidence satisfactory to the board that the applicant has exhibited a record of safety in the practice of naturopathic medicine or naturopathy.
- (9) If required by the board, completion of an oral examination as specified under s. Nat Med 3.05.

Nat Med 6.04 Renewal.

- (1) REQUIREMENTS. A licensee shall renew their license as specified by s. 440.08 (2) (a), Stats., and satisfy the following requirements:
  - (a) Submit a complete application for the license on a form provided by the department including any information required by the board to determine an applicant's eligibility.

**Note:** Instructions for renewal applications can be found on the department of safety and professional services' website at <a href="http://dsps.wi.gov">http://dsps.wi.gov</a>.

- (b) Pay the required fee prior to the date specified in s. 440.08 (2) (a), Stats.
- (c) Attest to the completion of the requirements under s. Nat Med 4.02.
- (d) If a limited-scope naturopathic doctor was issued an initial license by satisfying the requirement under s. 466.04 (2) (b) 5. d., Stats., the limited-scope naturopathic doctor shall, no later than the first renewal date after the conclusion of the 5-year period, submit evidence satisfactory to the board that the licensee has completed the education and training specified in the signed statement under s. 466.04 (2) (b) 5. d., Stats.
- (2) LATE RENEWAL WITHIN 5 YEARS. If the application for renewal is filed less than 5 years after the expiration of the applicant's license, the applicant shall pay the late renewal fee in s.  $\underline{440.08}$  (3) (a), Stats., and meet the requirements under sub. (1).
- (3) LATE RENEWAL AFTER 5 YEARS AND REINSTATEMENT.
  - (a) Late renewal after 5 years. If the application for renewal is 5 years or more after the expiration of the applicant's license, the board shall make such inquiry as it finds necessary to determine whether the applicant is competent to practice under the license in this state and shall impose any reasonable conditions on reinstatement of the license, including oral examination, as the board deems appropriate. All applicants under this paragraph shall be required to pass the jurisprudence examination, which is the same examination given to initial applicants.
  - **(b)** *Reinstatement.* An applicant who has a license with unmet disciplinary requirements which has not been renewed within 5 years of the renewal date or whose license has been surrendered or revoked may apply to have the license reinstated in accordance with all of the following:
    - 1. Evidence of completion of the requirements in par. (a) if the credential has not been renewed within the last 5 years.
    - 2. Evidence of completion of disciplinary requirements, if applicable.
    - **3.** Evidence of rehabilitation or change in circumstances warranting reinstatement of the credential.

#### Nat Med 6.05 Telehealth practice.

- (1) A limited-scope naturopathic doctor who uses telehealth in the diagnosis and treatment of a patient located in this state shall be licensed to practice as a limited-scope naturopathic doctor by the board under s. 466.04 (2), Stats.
- (2) A licensed limited-scope naturopathic doctor shall be held to the same standards of practice and conduct including patient confidentiality and recordkeeping, regardless of whether health care services are provided in person or by telehealth.

Nat Med 6.06 Code of ethics and unprofessional conduct. All provisions established under ch. Nat Med 5 also apply to the practice of limited-scope naturopathic doctors.

**Nat Med 6.07 Informed consent.** The provisions established under s. Nat Med 2.01 also apply to the practice of a limited-scope naturopathic doctor with the additional provision that a limited-scope naturopathic doctor shall also disclose their license type and authorized scope of practice.

**Nat Med 6.08** Recordkeeping. All provisions established under s. <u>Nat Med 2.02</u> also apply to the practice of a limited-scope naturopathic doctor.