

# STATEMENT OF SCOPE

## CHIROPRACTIC EXAMINING BOARD

Rule No.: Chir 5

Relating to: Continuing Education

Rule Type: Permanent

**1. Finding/nature of emergency (Emergency Rule only):** N/A

**2. Detailed description of the objective of the proposed rule:**

The objective of the proposed rule to update Wisconsin Administrative Code Chapter Chir 5 to align it with the statutory changes from 2021 Wisconsin Act 253. Additionally, the Chiropractic Examining Board will review the requirements for continuing education to determine if changes are needed to ensure the continuing education review and approval of courses by the Board continues to run smoothly.

**3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:**

The Chiropractic Examining board recently completed a comprehensive revision to Chir 5 which became effective on July 1, 2022. As it exists, there are some areas of Chir 5 that conflict with the statute due to the passage of 2021 Wisconsin Act 253. The Board would like to resolve these conflicts, as well as update the requirements for continuing education if needed based on current practice in the Chiropractic profession. The alternatives to updating these rules would be administrative rules that conflict with the statutes.

**4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):**

Section 15.08 (5) (b), Stats., provides that examining boards, such as the Chiropractic Examining Board, “[s]hall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains . . .”

Section 446.02 (1) (b), Stats., provides that no person may engage in the practice of chiropractic or attempt to do so or hold himself or herself out as authorized to do so, unless such person “[s]ubmits evidence satisfactory to the examining board that the person meets the requirements of continuing education for license renewal as the examining board may require . . .”

Section 446.025 (3) (b), Stats., provides “[a] chiropractic radiological technician shall, at the time that he or she applies for renewal of a certificate ...submit evidence satisfactory to the examining board that he or she has completed at least 12 continuing educational credit hours in programs established by rules promulgated by the examining board.”

Section 446.026 (3) (b), Stats., provides “[a] chiropractic technician shall, at the time that he or she applies for renewal of a certificate ...submit evidence satisfactory to the examining board that he or she has completed at least 6 continuing educational credit hours in programs established by rules promulgated by the examining board.”

**5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:**

90 hours

**6. List with description of all entities that may be affected by the proposed rule:**

Wisconsin credentialed chiropractors, chiropractic radiological technicians, and chiropractic technicians, as well as sponsors and providers of continuing education required to be completed by persons with these credentials.

**7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:**

None.

**8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):**

The proposed rule will have minimal to no economic impact on small businesses and the state's economy as a whole.

**Contact Person:** Sofia Anderson, DSPSAdminRules@wisconsin.gov

Approved for publication:



Authorized Signature

3/6/2023

Date Submitted

Approved for implementation:



Authorized Signature

11/01/2024

Date Submitted