

STATEMENT OF SCOPE

MEDICAL EXAMINING BOARD

Rule No.: Med 21

Relating to: Patient Health Care Records

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 is to revise chapter Med 21 to remove references to “physician assistant,” as the Physician Assistant Affiliated Credentialing Board has their own chapters in the Wisconsin Administrative Code that govern their profession. The Board may make other updates as needed to align the Chapter with current medical practice standards.

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 Board intends to update Wisconsin Administrative Code chapter Med 21 to reflect the current relationship between the Medical Examining Board and the Physician Assistant Affiliated Credentialing Board. Both Boards now have their own parts of the Administrative Code for their professions. Therefore, Med 21 should be updated to reflect this. While the chapter is open, the Board will review areas that need to be updated to meet current practice standards as well. An alternative would be to not revise the administrative code to accurately reflect requirements for Physicians and Physician Assistants. This would create confusion and a lack of clarity for stakeholders and licensees on what the rules are for patient health care records in Wisconsin.

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

Section 15.08 (5) (b), Stats. states that “The Board shall 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 448.40 (1), Stats., provides that “[t]he board may promulgate rules to carry out the purposes of this subchapter, including rules requiring the completion of continuing education, professional development, and maintenance of certification or performance improvement or continuing medical education programs for renewal of a license to practice medicine and surgery.”

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

Approximately 80 hours

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

Wisconsin licensed physicians and physician assistants, and their respective employers

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.

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Approved for publication:

Approved for implementation:

Authorized Signature

3/7/25

Date Submitted

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Authorized Signature

5/25/25

Date Submitted