

STATEMENT OF SCOPE

MEDICAL EXAMINING BOARD

Rule No.: Med 3

Relating to: Visiting Physician License

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 establish requirements for and the continued maintenance of restricted licensure to practice medicine and surgery as a visiting physician.

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 review and update Wisconsin Administrative Code Chapter Med 3 to clarify factors the Board will consider regarding Visiting Physician licensure, especially, if license holder seeks to extend the one-year license at the discretion of the Board. The Board renewal requirements also listed in chapter Med 3 to determine any appropriate updates or changes. With the emergence of a new pathway to licensure the Visiting Physician criteria needs to be updated to align processes where appropriate to avoid confusion and to help clarify requirements for stakeholders. An alternative to this project would be to not revise the administrative code and existing requirements would continue to apply.

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 448.04(1) (bg) 3., Stats., states that “a license issued under this paragraph [visiting physician licensure] is valid for one year and may be renewed at the discretion of the board.”

Section 448.05 (2) (e) 5., Stats., provides that an applicant for a restricted license to practice medicine and surgery as a visiting physician shall provide “proof that the applicant satisfies any other requirement established by the board by rule for issue the license.”

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 visiting physicians and those applying for the visiting physician license.

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: Nilajah Hardin, Administrative Rules Coordinator,
DSPSAdminRules@wisconsin.gov, (608) 267-7139.

Approved for publication:

GREGORY J SCHMELING

Authorized Signature

4/17/26

Date Submitted

Approved for implementation:

Authorized Signature

Date Submitted