



**VIRTUAL/TELECONFERENCE
ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD**

Virtual, 4822 Madison Yards Way, Madison

Contact: Tom Ryan (608) 266-2112

March 23, 2022

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

11:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1-4)**
- B. Approval of Minutes of September 22, 2021 (5-6)**
- C. Reminders: Conflicts of Interest, Scheduling Concerns
- D. Introductions, Announcements and Recognition
- E. Administrative Matters**
 - 1) Department, Staff and Board Updates
 - 2) Annual Policy Review **(7-10)**
 - 3) Election of Officers, Appointment of Liaisons and Alternates, Delegation of Authorities **(11-18)**
 - 4) Board Members – Board Member Status
 - a. Atkins, Stephanie – 7/1/2023
 - b. Davide, Jay J. – 7/1/2022
 - c. Fielding, Kurt A. – 7/1/2023
 - d. Johnsen, John J. – 7/1/2021
 - e. Wedro, Benjamin C. – 7/1/2023
 - 5) Wis. Stat. § 15.083(3)(b) Biannual Meeting with the Medical Examining Board
- F. Legislative and Policy Matters – Discussion and Consideration
- G. Administrative Rule Matters – Discussion and Consideration (19)**
 - 1) Scope Statement: AT 1 and 4, Relating to References to Consulting Physician **(20-22)**
 - 2) Pending and Possible Rulemaking Projects **(23)**
- H. Credentialing Matters – Discussion and Consideration**

1) Review of Evaluation and Treatment Protocol (Form #2517) **(24-33)**

I. Board Chair Meeting and Options to Address Department Resources – Discussion and Consideration

J. Board of Certification for the Athletic Trainer (BOC) Matters – Discussion and Consideration

K. Speaking Engagements, Travel, or Public Relation Requests, and Reports – Discussion and Consideration

- 1) Consideration of Attendance: BOC Compliance and Regulatory Education (CARE) Conference 2022 on July 15-16, 2022 in Omaha, NE

L. COVID-19 – Discussion and Consideration

M. 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 Administrative Rule Matters
- 11) Liaison Reports
- 12) Board Liaison Training and Appointment of Mentors
- 13) Informational Items
- 14) Division of Legal Services and Compliance (DLSC) Matters
- 15) Presentations of Petitions for Summary Suspension
- 16) Petitions for Designation of Hearing Examiner
- 17) Presentation of Stipulations, Final Decisions and Orders
- 18) Presentation of Proposed Final Decisions and Orders
- 19) Presentation of Interim Orders
- 20) Petitions for Re-Hearing
- 21) Petitions for Assessments
- 22) Petitions to Vacate Orders
- 23) Requests for Disciplinary Proceeding Presentations
- 24) Motions
- 25) Petitions
- 26) Appearances from Requests Received or Renewed
- 27) Speaking Engagements, Travel, or Public Relation Requests, and Reports

N. 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.).

O. Deliberation on Division of Legal Services and Compliance Matters

- 1) **Case Closings**
 - a. 20 ATB 001 – M.S.K.H. **(34-38)**

P. 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

Q. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

R. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

S. Open Session Items Noticed Above Not Completed in the Initial Open Session

T. Delegation and Ratification of Licenses Issued Between Meetings

ADJOURNMENT

NEXT MEETING: SEPTEMBER 28, 2022

VIRTUAL/TELECONFERENCE
ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD
Virtual, 4822 Madison Yards Way, Madison
Contact: Tom Ryan (608) 266-2112
March 23, 2022

11:30 A.M. OR IMMEDIATELY FOLLOWING THE FULL BOARD MEETING

A quorum of the Athletic Trainers Affiliated Credentialing Board may be present; however, no board business will be conducted.

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 at 4822 Madison Yards Way, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. 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, 608-266-2112, or the Meeting Staff at 608-266-5439.

**VIRTUAL/ TELECONFERENCE
ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD
MEETING MINUTES
SEPTEMBER 22, 2021**

PRESENT: Kurt Fielding, John Johnsen, Gregory Vergamini, Benjamin Wedro

EXCUSED: Stephanie Atkins, Jay Davide

STAFF: Valerie Payne, Executive Director; Benjamin Jones, Legal Counsel; Katlin Schwartz, Bureau Assistant; Kimberly Wood, Program Assistant Supervisor-Adv.; and other Department staff

CALL TO ORDER

Kurt Fielding, Chairperson, called the meeting to order at 9:00 a.m. A quorum of four (4) members was confirmed.

ADOPTION OF AGENDA

MOTION: Gregory Vergamini moved, seconded by John Johnsen, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES MARCH 24, 2021

MOTION: John Johnsen moved, seconded by Benjamin Wedro, to approve the Minutes of March 24, 2021 as published. Motion carried unanimously.

CREDENTIALING MATTERS

Review of Evaluation and Treatment Protocol (Form #2517)

MOTION: John Johnsen moved, seconded by Gregory Vergamini, to designate authority to Kurt Fielding and John Johnsen to work with Department Staff in making edits to the Evaluation and Treatment Protocol (Form 2517). Motion carried unanimously.

CONVENE TO CLOSED SESSION

MOTION: Benjamin Wedro moved seconded by John Johnsen, to 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 448.205, 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.). Kurt Fielding, Chairperson, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Kurt Fielding-yes; John Johnsen-yes; Gregory Vergamini-yes; and Benjamin Wedro-yes. Motion carried unanimously.

The Board convened to closed session at 9:36 a.m.

**DELIBERATION ON DIVISION OF LEGAL SERVICES
AND COMPLIANCE MATTERS**

Administrative Warnings

21 ATB 001 – S.J.V.

MOTION: Gregory Vergamini moved, seconded by Benjamin Wedro, to issue an Administrative Warning in the matter of S.J.V., DLSC Case Number 21 ATB 001. Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: John Johnsen moved, seconded by Gregory Vergamini, to reconvene to open session. Motion carried unanimously.

The Board reconvened to open session at 9:41 a.m.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MOTION: Benjamin Wedro moved, seconded by John Johnsen, to reaffirm all motions made and votes taken in closed session. Motion carried unanimously.

(Be advised that any recusals or abstentions reflected in the closed session motions stand for the purposes of the affirmation vote.)

**OPEN SESSION ITEMS NOTICED ABOVE NOT COMPLETED
IN THE INITIAL OPEN SESSION**

MOTION: Gregory Vergamini moved, seconded by John Johnsen, to recognize and thank Valerie Payne for her years of exemplary service to the Board and the State of Wisconsin. Motion carried unanimously.

MOTION: John Johnsen moved, seconded by Benjamin Wedro, to recognize and thank Gregory Vergamini for his years of exemplary service to the Board and State of Wisconsin. Motion carried unanimously.

**DELEGATION OF RATIFICATION OF EXAMINATION RESULTS AND
RATIFICATION OF LICENSES AND CERTIFICATES**

MOTION: John Johnsen moved, seconded by Benjamin Wedro, to delegate ratification of examination results to DSPS staff and to delegate and ratify all licenses and certificates as issued. Motion carried unanimously.

ADJOURNMENT

MOTION: Gregory Vergamini moved, seconded by John Johnsen to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 9:46 a.m.

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Kimberly Wood, Program Assistant Supervisor-Adv. on behalf of Division of Policy Development Executive Directors		2) Date when request submitted: 12/13/2021 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: All Boards			
4) Meeting Date: First Meeting of 2022	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Annual Policy Review	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if applicable: N/A	
10) Describe the issue and action that should be addressed: Please be advised of the following Annual Policy Review items: <ol style="list-style-type: none"> 1. Attendance/Quorum: Thank you for your service and for your commitment to meeting attendance. If you cannot attend a meeting or if you have scheduling conflicts impacting your attendance, please let us know ASAP. Timely notification is appreciated as quorum is required for our Boards, Sections and Councils to meet pursuant to Open Meetings Law. 2. Walking Quorum: Board/Section/Council members must not collectively discuss the body's business outside of a properly noticed meeting. Should several members of a body do so, the members could be violating the open meetings law. 3. Agenda Deadlines: Please communicate agenda topics to your Executive Director before the agenda submission deadline which is at 12:00 pm, 8 business days prior to a meeting. (Attachment: Timeline of a Meeting) 4. Travel Voucher and Per Diem Submissions: Please submit all Per Diem and Reimbursement claims to DSPS within 30 days of the close of each month in which expenses are incurred. (Attachments: Per Diem Example, Travel Voucher Example) 5. Lodging Accommodations/Hotel Cancellation Policy: Lodging accommodations are available to eligible members. Standard eligibility: member must leave home before 6:00 a.m. to attend a meeting by the scheduled start time. <ul style="list-style-type: none"> • If a member cannot attend a meeting it is their responsibility to cancel their reservation within the applicable cancellation timeframe. If a meeting is changed to occur remotely or is cancelled or rescheduled DSPS staff will cancel or modify reservations as appropriate. 6. Inclement Weather Policy: In the event of inclement weather the agency may change a meeting from an in-person venue to one that is executed remotely. 			
11) Authorization			
Kimberly Wood		12/13/2021	
Signature of person making this request		Date	
Supervisor (Only required for post agenda deadline items)		Date	
Executive Director signature (Indicates approval for post agenda deadline items)		Date	
Directions for including supporting documents: 1. This form should be saved with any other documents submitted to the Agenda Items folders. 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.			

Timeline of a Meeting

8 business days prior to the meeting: All agenda materials are due to the Department by 12:00 pm, 8 business days prior to the meeting date.

7 business days prior to the meeting: The draft agenda page is due to the Executive Director. The Executive Director transmits to the Chair for review and approval.

5 business days prior to the meeting: The approved agenda is returned to the Bureau Assistant for agenda packet production and compilation.

4 business days prior to the meeting: Agenda packets are posted on the DSPS Board SharePoint site and on the Department website.

Agenda Item Examples:

- Approval of the Agenda and Minutes (from the last meeting)
- Open Session Items
 - Public Hearings (on Admin Rules)
 - Administrative Matters
 - Legislation and Policy Matters
 - Administrative Rules Matters
 - Credentialing Matters
 - Education and Exam Issues
 - Public Agenda Requests
 - Current Issues Affecting the Profession
 - Public Comments
- Closed Session items
 - Deliberations on Proposed Disciplinary Actions
 - Stipulations
 - Administrative Warnings
 - Case Closings
 - Monitoring Matters
 - Professional Assistance Procedure (PAP) Issues
 - Proposed Final Decisions and Orders
 - Orders Fixing Costs/Matters Relating to Costs
 - Credentialing Matters
 - Education and Exam Issues

Thursday of the Week Prior to the Meeting: Agendas are published for public notice on the Public Notices and Meeting Minutes website: publicmeetings.wi.gov.

1 business day after the Meeting: "Action" lists are distributed by staff detailing board actions on closed session business.

5 business days after the Meeting: "To Do" lists are distributed to staff to ensure that board decisions are acted on and/or implemented within the appropriate divisions in the Department. Minutes approved by the board are published on the the Public Notices and Meeting Minutes website: publicmeetings.wi.gov.

Department of Safety and Professional Services

PER DIEM REPORT

INSTRUCTIONS: Claimant records board-related activities by entering the date of an activity, the duration of time spent in that activity, the relevant purpose code (see purpose code descriptions below), where the activity is conducted, and the type of activity performed. Only one (1) \$25.00 per diem payment can be issued on any given calendar day.

Purpose Codes:

- A. Official meetings including video/teleconference calls** (automatic day of per diem): i.e., board, committee, board training or screening panels; **Hearings**, i.e., Senate Confirmation, legislative, disciplinary or informal settlement conferences; **Examinations and Test Development Sessions**, i.e., test administration, test review or analysis events, national testing events, tour of test facilities, etc.)
- B. Other** (One (1) per diem will be issued for every five (5) hours spent in category B, per calendar month): i.e., review of disciplinary cases, consultation on cases, review of meeting materials, board liaison work e.g., contacts regarding Monitoring, Professional Assistance Procedure, Credentialing, Education and Examinations

NAME OF EXAMINING BOARD OR COUNCIL EXAMPLE EXAMINING BOARD			BOARD OR COUNCIL MEMBER'S NAME MARY SUNSHINE	
Activity Date MM/DD/YY	Duration of Activity Hours/Minutes	Purpose Code A or B	Where Performed City/Location (Home, Work, DSPS)	Activity Describe Activity Performed (see purpose codes)
12/2/20	2 hrs	B	Pleasant Prairie/Home	Review of screening panel materials
12/3/20	2 hr / 30 mins	B	Pleasant Prairie/Home	Review of screening panel materials
12/10/20	1 hr	A	Pleasant Prairie/Home	Screening Panel Meeting - Teleconference
12/12/20	1 hr / 30 mins	B	Pleasant Prairie/Home	Case consultation
12/13/20	1 hr	B	Pleasant Prairie/Home	Liaison: Application Review
12/16/20	6 hrs	A	Madison/DSPS	Board Member Training
				<p>The 5-hour rule applies to "B" code activities. Add the 'B' codes within the calendar month and then divide by five (5) hours to calculate your per diem payment. In this case the total is seven (7) hours which equals one (1) day of per diem.</p> <p>Each 'A' code is an automatic day of per diem regardless of time spent in that activity. Ms. Sunshine is eligible for two (2) additional days of payment.</p> <p>Department staff completes the fields titled "Total Days Claimed".</p>
CLAIMANT'S CERTIFICATION			Comments:	
The undersigned certifies, in accordance with § 16.53, Wis. Stats., that this account for per diem, is just and correct; and that this claim is for service necessarily incurred in the performance of duties required by the State, as authorized by law.				
<i>Mary Sunshine</i>		1/4/2021		
Claimant's Signature	Date	Supervisor	Date	

EMPL ID: 100012345-0

To be completed by Department staff: **TOTAL DAYS CLAIMED: 3 @ \$25.00 = 75.00**

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Kimberly Wood, Program Assistant Supervisor-Adv.		2) Date when request submitted: 3/11/2022 <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: Athletic Trainers Affiliated Credentialing Board			
4) Meeting Date: 3/23/2022	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Matters <ul style="list-style-type: none"> • Election of Officers, Appointment of Liaisons and Alternates, Delegation of Authorities 	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if applicable: N/A	
10) Describe the issue and action that should be addressed: <ol style="list-style-type: none"> 1) The Board should conduct Election Officers: Chairperson, Vice Chairperson & Secretary 2) The newly elected Chairperson should review and appoint/reappoint Liaisons and Alternates as appropriate 3) The Board should review and then consider its existing delegated authorities including any modification of these delegations and any proposals for additional delegations. 			
11) Authorization <hr/> <div style="display: flex; justify-content: space-between;"> <i>Kimberly Wood</i> <i>3/11/2022</i> </div> <hr/> <div style="display: flex; justify-content: space-between;"> Signature of person making this request Date </div> <hr/> <div style="display: flex; justify-content: space-between;"> Supervisor (Only required for post agenda deadline items) Date </div> <hr/> <div style="display: flex; justify-content: space-between;"> Executive Director signature (Indicates approval for post agenda deadline items) Date </div>			
Directions for including supporting documents: <ol style="list-style-type: none"> 1. This form should be saved with any other documents submitted to the Agenda Items folders. 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. 			

ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD

2021 Elections and Liaison Appointments

ELECTION RESULTS	
Chairperson	Kurt Fielding
Vice Chairperson	John Johnsen
Secretary	Stephanie Atkins

Appointment of Liaisons and Alternates

LIAISON APPOINTMENTS	
Credentialing Liaison	Kurt Fielding <i>Alternate: John Johnsen</i>
Legislative Liaison	Jay Davide <i>Alternate: Benjamin Wedro</i>
Education and Examinations Liaison(s)	John Johnsen <i>Alternate: Stephanie Atkins</i>
Monitoring Liaison	Benjamin Wedro <i>Alternate: Kurt Fielding</i>
PAP Liaison	Benjamin Wedro <i>Alternate: Jay Davide</i>
Travel Liaison	Kurt Fielding <i>Alternate: Jay Davide</i>
Screening Panel	John Johnsen, Stephanie Atkins <i>Alternate: Gregory Vergamini</i>

Document Signature Delegations

MOTION: Benjamin Wedro moved, seconded by Kurt Fielding, to delegate authority to the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to sign documents on behalf of the Board in order to carry out its duties. Motion carried unanimously.

MOTION: Gregory Vergamini moved, seconded by John Johnsen, in order to carry out duties of the Board, the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) has the ability to delegate signature authority for purposes of facilitating the completion of assignments during or between meetings. The members of the Board hereby delegate to the Executive Director or DPD Division Administrator, the authority to sign on behalf of a board member as necessary. Motion carried unanimously.

Delegated Authority for Urgent Matters

MOTION: Stephanie Atkins moved, seconded by Jay Davide, that in order to facilitate the completion of urgent matters between meetings, the Board delegates its authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession), to appoint liaisons to the Department to act in urgent matters. Motion carried unanimously.

Delegation to Chief Legal Counsel Due to Lack/Loss of Quorum

MOTION: Jay Davide moved, seconded by John Johnsen, to delegate the review and authority to act on disciplinary cases to the Department’s Chief Legal Counsel due to lack of/loss of quorum after two consecutive meetings. Motion carried unanimously.

Monitoring Delegations

Delegation of Authorities for Monitoring

MOTION: Gregory Vergamini moved, seconded by Jay Davide, to adopt the “Roles and Authorities Delegated for Monitoring” document as presented in the March 24, 2021 agenda materials on pages 13-14. Motion carried unanimously.

Delegation of Authorities for Legal Counsel to Sign Monitoring Orders

MOTION: Kurt Fielding moved, seconded by Gregory Vergamini, to delegate to Board Legal Counsel the authority to sign Monitoring orders that result from Board meetings on behalf of the Board Chairperson. Motion carried unanimously.

Credentialing Authority Delegations

Delegation of Authority to Credentialing Liaison (Denial Decisions)

MOTION: Gregory Vergamini moved, seconded by Benjamin Wedro, to delegate authority to the Credentialing Liaison(s) to serve as a liaison between the Department and the Board and to act on behalf of the Board in regard to credentialing applications or questions presented to them, including the signing of documents related to applications, except that potential denial decisions shall be referred to the full Board for final determination. Motion carried unanimously.

Delegation of Authority to DSPS When Credentialing Criteria is Met

MOTION: Kurt Fielding moved, seconded by John Johnsen, to delegate credentialing authority to the Department to act upon applications that meet all credentialing statutory and regulatory requirements without Board or Board liaison review. Motion carried unanimously.

Delegation of Authority for Predetermination Reviews

MOTION: Gregory Vergamini moved, seconded by Benjamin Wedro, to delegate authority to the Department Attorneys to make decisions regarding predetermination applications pursuant to Wis. Stat. § 111.335(4)(f). Motion carried unanimously.

Delegation of Authority for Reciprocity/Endorsement Reviews

MOTION: Kurt Fielding moved, seconded by Gregory Vergamini, to delegate authority to the Department Attorneys to review and approve reciprocity/endorsement applications in which the out of state license requirements are substantially equivalent to the Board's requirements. Motion carried unanimously.

Delegated Authority for Application Denial Reviews

MOTION: Benjamin Wedro moved, seconded by Jay Davide, to delegate authority to the Department's Attorney Supervisors to serve as the Board's designee for purposes of reviewing and acting on requests for hearing as a result of a denial of a credential. Motion carried unanimously.

Pre-Screening Delegation to Open Cases

MOTION: Kurt Fielding moved, seconded by John Johnsen, to delegate pre-screening decision making authority to the Department screening attorney for opening cases as outlined below:

1. OWIs of 3 or more that occurred in the last 5 years.
2. Reciprocal discipline cases.
3. Impairment and/or diversion at work that includes a positive drug/alcohol test or admission by respondent.
4. Conviction of a misdemeanor or felony that the attorney believes is substantially related and is not otherwise excluded from consideration via Wis. Stat. ch. 111.
5. No response from the respondent after intake requested a response (case would be opened for the failure to respond issue as well as the merits).

Motion carried unanimously.

Pre-Screening Delegation to Close Cases

MOTION: Gregory Vergamini moved, seconded by Stephanie Atkins, to delegate pre-screening decision making authority to the Department screening attorney for closing cases as outlined below:

1. One OWI that is non-work related and if AODA assessment completed, assessment does not indicate dependency.
2. Complaints that even if allegations are true, do not amount to a violation of law or rules.

Motion carried unanimously.

Voluntary Surrenders

MOTION: John Johnsen moved, seconded by Kurt Fielding, to delegate authority to the assigned case advisor to accept or refuse a request for voluntary surrender pursuant to Wis. Stat. § 440.19 for a credential holder who has a pending complaint or disciplinary matter. Motion carried unanimously.

Education and Examination Liaison(s) Delegation

MOTION: Kurt Fielding moved, seconded by Gregory Vergamini, to delegate authority to the Education and Examination Liaison(s) to address all issues related to education, continuing education, and examinations. Motion carried unanimously.

Authorization for DSPS to Provide Board Member Contact Information to National Regulatory Related Bodies

MOTION: Kurt Fielding moved, seconded by Jay Davide, to authorize the Department staff to provide national regulatory related bodies with all board member contact information that the Department retains on file. Motion carried unanimously.

Optional Renewal Notice Insert Delegation

MOTION: Gregory Vergamini moved, seconded by Benjamin Wedro to designate the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to provide a brief statement or link relating to board -related business within the license renewal notice at the Board's or Board designee's request. Motion carried unanimously.

Legislative Liaison(s) Delegation

MOTION: Kurt Fielding moved, seconded by Jay Davide, to delegate authority to the Legislative Liaison(s) to speak on behalf of the Board regarding legislative matters. Motion carried unanimously.

Travel Liaison(s) Delegation

MOTION: Gregory Vergamini moved, seconded by Stephanie Atkins, to delegate authority to the Travel Liaison(s) to approve any board member travel. Motion carried unanimously.

Roles and Authorities Delegated for Monitoring

The Monitoring Liaison (“Liaison”) is a Board/Section designee who works with department monitors (“Monitor”) to enforce Board/Section orders as explained below.

Authorities Delegated to the Monitoring Liaison

The Liaison may take the following actions on behalf of the Board/Section:

1. Grant a temporary reduction in random drug screen frequency upon Respondent’s request if he/she is unemployed and is otherwise compliant with Board/Section order. The temporary reduction will be in effect until Respondent secures employment in the profession. The Department Monitor (“Monitor”) will draft an order and sign on behalf of the Liaison.
2. Grant a stay of suspension if Respondent is eligible per the Board/Section order. The Monitor will draft an order and sign on behalf of the Liaison.
3. Remove the stay of suspension if there are repeated violations or a substantial violation of the Board/Section order. In conjunction with removal of any stay of suspension, the Liaison may prohibit Respondent from seeking reinstatement of the stay for a specified period of time. The Monitor will draft an order and sign on behalf of the Liaison.
4. Grant or deny approval when Respondent proposes continuing/disciplinary/remedial education courses, treatment providers, mentors, supervisors, change of employment, etc. unless the order specifically requires full-Board/Section approval.
5. Grant a maximum of one 90-day extension, if warranted and requested in writing by Respondent, to complete Board/Section-ordered continuing/disciplinary/remedial education.
6. Grant a maximum of one extension or payment plan for proceeding costs and/or forfeitures if warranted and requested in writing by Respondent.
7. Grant a maximum of one extension, if warranted and requested in writing by Respondent, to complete a Board/Section-ordered evaluation or exam.
8. Grant full reinstatement of licensure if Respondent has fully complied with all terms of the order without deviation. The Monitor will draft an order and obtain written authorization from the Liaison to sign on their behalf.
9. Grant or deny a request to appear before the Board/Section in closed session.
10. The Liaison may determine whether Respondent’s petition is eligible for consideration by the full Board/Section.
11. *(Except Pharmacy and Medical)* Accept Respondent’s written request to surrender credential. If accepted by the Liaison, Monitor will consult with Board Counsel to determine if a stipulation is necessary. If a stipulation is not necessary, Monitor will draft an order and sign on behalf of the Liaison. If denied by the Liaison, the request to surrender credential will go to the full Board for review.

12. Grant Respondent's petition for a reduction in drug screens per the standard schedule, below. If approved, Monitor will draft an order and sign on behalf of the Liaison. Orders that do not start at 49 screens will still follow the same standard schedule.
- a. Initial: 49 screens (including 1 hair test, if required by original order)
 - b. 1st Reduction: 36 screens (plus 1 hair test, if required by original order)
 - c. 2nd Reduction: 28 screens plus 1 hair test
 - d. 3rd Reduction: 14 screens plus 1 hair test
13. (*Dentistry only*) Ability to approve or deny all requests from a respondent.
14. The Liaison may approve or deny Respondent's request to be excused from drug and alcohol testing for work, travel, etc.

Authorities Delegated to the Department Monitor

The Monitor may take the following actions on behalf of the Board/Section, draft an order and sign:

- 1) Grant full reinstatement of licensure if education is the sole condition of the limitation and Respondent has submitted the required proof of completion for approved courses.
- 2) Suspend the license if Respondent has not completed Board/Section-ordered education and/or paid costs and forfeitures within the time specified by the Board/Section order. The Monitor may remove the suspension and issue an order when proof of completion and/or payment have been received.
- 3) Suspend the license (or remove stay of suspension) if Respondent fails to enroll and participate in an Approved Program for drug and alcohol testing within 30 days of the order, or if Respondent ceases participation in the Approved Program without Board approval. This delegated authority only pertains to respondents who must comply with drug and/or alcohol testing requirements.
- 4) **Grant or deny approval when Respondent proposes treatment providers [, mentors, supervisors, etc.] unless the Order specifically requires full-Board/Section or Board designee approval.**

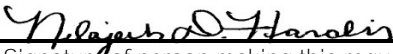
Authorities Delegated to Board Legal Counsel

Board Legal Counsel may take the following actions on behalf of the Board/Section:

- 1. Sign Monitoring orders that result from Board/Section meetings on behalf of the Board/Section Chair.
-

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Nilajah Hardin Administrative Rules Coordinator		2) Date when request submitted: 03/11/22 <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: Athletic Trainers Affiliated Credentialing Board			
4) Meeting Date: 03/23/22	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Rule Matters Discussion and Consideration 1. Scope Statement: AT 1 and 4, Relating to References to Consulting Physician 2. Pending or 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. Scope Statement AT 1 and 4 2. 2021 Wisconsin Act 71 3. Rule Projects Chart			
11) Authorization <div style="display: flex; justify-content: space-between; border-top: 1px solid black; border-bottom: 1px solid black; padding: 5px;"> <div style="width: 60%;">  Signature of person making this request </div> <div style="width: 35%; text-align: right;"> 03/11/22 Date </div> </div> <div style="display: flex; justify-content: space-between; border-top: 1px solid black; border-bottom: 1px solid black; padding: 5px;"> <div style="width: 60%;">Supervisor (if required)</div> <div style="width: 35%; text-align: right;">Date</div> </div> <div style="display: flex; justify-content: space-between; border-top: 1px solid black; border-bottom: 1px solid black; padding: 5px;"> <div style="width: 60%;">Executive Director signature (indicates approval to add post agenda deadline item to agenda)</div> <div style="width: 35%; text-align: right;">Date</div> </div>			
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.			

STATEMENT OF SCOPE

ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD

Rule No.: AT 1 and 4

Relating to: References to Consulting Physician

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 rules is to implement the statutory changes modified in 2021 Wisconsin Act 71.

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:

Wisconsin Administrative Code chapters AT 1 and 4 contain requirements for athletic trainers to work with consulting physicians. 2021 Wisconsin Act 71 removes all statutory requirements relating to a consulting physician in the practice of athletic training. Therefore, AT 1 and 4 will need to be updated to comply with the newly modified statute.

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

Section 15.085 (5) (b), Stats. states that “[Each affiliated credentialing 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.”

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

Approximately 60 hours

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

Athletic Trainers credentialed in Wisconsin and those looking into entering the profession

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):

None to minimal. This rule is not likely to have a significant economic impact on small businesses.

Rev. 3/6/2012

Contact Person: Nilajah Hardin, (608) 267-7139, DSPSAdminRules@wisconsin.gov

Approved for publication:

Approved for implementation:

Authorized Signature

Authorized Signature

Date Submitted

Date Submitted



PUBLIC AGENDA REQUEST FORM

Instructions:

1. Fill out this form, and then save to your device.
2. Return to the “[Suggest an Agenda Item](#)” page and select the appropriate Board or Council from the Board/Council list.
3. Attach your completed “Public Agenda Request” form and send.

First Name: Mike

Last Name: Van Veghel

Association/Organization: Wisconsin Athletic Trainers Association

Subject: Administrative Code Rule 4 pertaining to Consulting physician

Issue to Address:

Wisconsin ACT 71 (2021) removes the requirement that an athletic trainer have a consulting physician sign their protocol form. Link: <https://docs.legis.wisconsin.gov/2021/related/acts/71>

We request that the corresponding language present in AT Chapter 4, specifically AT 4.02 Mandatory Protocol Requirements ((https://docs.legis.wisconsin.gov/code/admin_code/at/4.pdf) be updated to reflect the removal of the consulting physician component of our medical practices act.

**Athletic Trainers Affiliated Credentialing Board
Rule Projects (updated 03/11/22)**

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause	Current Stage	Next Step
Not Assigned Yet	142-20	05/02/2023	AT 2	Reciprocal Credentials for Service Members, Former Service Members, and their Spouses	Ready for Submission to Clearinghouse	Public Hearing at 09/28/22 Board meeting
Not Assigned Yet	Not Assigned Yet	Not Assigned Yet	AT 1 and 4	References to Consulting Physician	Scope Statement Reviewed at 03/23/22 Board Meeting	Submission to Governor's Office for Approval and for Publication in Administrative Register

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Teresa Guilliani, Forms Specialist		2) Date when request submitted: 03/14/2022 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Athletic Trainers Affiliated Credentialing Board			
4) Meeting Date: 03/23/2022	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Form 2517, Evaluation and Treatment Protocol – Discussion	
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 <Appearance Name(s)> <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if applicable: <Click Here to Add Case Advisor Name or N/A>	
10) Describe the issue and action that should be addressed: While 2021 Wis. Act 71 removed the requirement for a consulting physician signature on Form 2517, Evaluation and Treatment Protocol , Wis. Stat. § 448.9525 (1) (c) still requires a protocol form prescribed by the affiliated credentialing board. References to a consulting physician were removed. However, further discussion regarding the form content may be warranted.			
11) Authorization			
Teresa Guilliani		03/14/2022	
Signature of person making this request		Date	
Supervisor (Only required for post agenda deadline items)		Date	
Executive Director signature (Indicates approval for post agenda deadline items)		Date	
Directions for including supporting documents: 1. This form should be saved with any other documents submitted to the Agenda Items folders. 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.			

Wisconsin Department of Safety and Professional Services

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Phone #: (608) 266-2112

Office Location: 4822 Madison Yards Way
Madison, WI 53705
E-Mail: dsps@wisconsin.gov
Website: <http://dsps.wi.gov>

ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD

EVALUATION AND TREATMENT PROTOCOL

A licensee may engage in athletic training only in accordance with an evaluation and treatment protocol that is established by the athletic trainer in accordance with the rules promulgated under Wis. Stat. § [448.9525\(2\)](#) and recorded on a protocol form prescribed by the affiliated credentialing board under § [448.9525\(1\)\(c\)](#). This protocol form is to be completed by the licensee and must be typed or printed except where a signature is required. **Please do not return this form to the Department of Safety and Professional Services.**

If the licensee determines that a patient's medical condition is beyond the scope of practice of the licensee, the licensee shall, in accordance with the protocol established under [Wis. Stat. 448.956\(1\)\(a\)](#), refer the patient to a health care practitioner who is licensed under Wis. Stat. chs. [446](#) or [447](#), or Wis. Stat. ch. [448](#) subchapters [II](#), [III](#), or [IV](#); or who holds a compact privilege under subch. [IX](#) of ch. [448](#) and who can provide appropriate treatment to the patient ([Wis. Stat. § 448.956\(4\)](#)).

- The athletic trainer shall modify or terminate treatment of a patient that is not beneficial to a patient or that the patient cannot tolerate ([Wis. Admin. Code § AT 4.02\(3\)](#)).
- A licensee shall have a copy of the completed protocol at his or her place of employment at all times ([Wis. Stat. § 448.956\(1\)\(b\)](#)).
- This protocol shall be updated no later than 30 days before the renewal date (July 1 each even-numbered year) ([Wis. Stat. § 448.956\(1\)\(c\)](#)).

Athletic Trainer: Place a "yes" in the blank in front of the services enumerated below, those evaluation, treatment, and rehabilitative procedures that the athletic trainer may perform in evaluating and treating injuries or illness sustained while participating in physical activity. A "no" shall be put in the blank in front of the evaluation, treatment, or rehabilitative procedures that the athletic trainer should not perform in the evaluation and treatment of injuries or illness sustained while participating in physical activity.

- _____ (1) Taking a basic medical history when necessary for evaluation and treatment of the injuries or illness sustained while participating in physical activity that may include, previous medical history, previous surgical history, pertinent family medical history, current medication history including known drug allergies, relevant social history, chief medical complaint, and history of the present injury or illness for which the person to be treated is seeking evaluation and treatment ([Wis. Admin. Code § AT 4.01\(1\)](#)).
- _____ (2) Evaluating an injury or illness sustained while participating in physical activity. An evaluation may include any of the following procedures: ([Wis. Admin. Code § AT 4.01\(2\)](#)):
- _____ Palpation
 - _____ General observation
 - _____ Motion assessment
 - _____ Muscle strength tests
 - _____ Endurance tests
 - _____ Neurological assessment
 - _____ Joint play assessment
 - _____ Functional evaluation
 - _____ Objective physical measurement
 - _____ Circulatory assessment

Wisconsin Department of Safety and Professional Services

- _____ (3) Utilize treatment procedures to treat the injuries or illness sustained while participating in physical activity including ([Wis. Admin. Code § AT 4.01\(3\)](#)):
 - _____ Emergency care
 - _____ Ultrasound
 - _____ Phonophoresis
 - _____ Electrical nerve stimulation
 - _____ Iontophoresis
 - _____ Specified diathermy
 - _____ Intermittent compression
 - _____ Traction
 - _____ Therapeutic massage
 - _____ Moist heat
 - _____ Paraffin baths
 - _____ Cryotherapy

- _____ (5) Rehabilitating an injury or illness sustained while participating in physical activity. Rehabilitation may include any of the following procedures ([Wis. Admin. Code § AT 4.01\(4\)](#)):
 - _____ Progressive resistance exercise
 - _____ Range of motion exercise
 - _____ Trigger point therapy
 - _____ Joint mobilization for range of motion only
 - _____ Proprioceptive neuromuscular facilitation
 - _____ Functional exercise
 - _____ Cardiovascular exercise
 - _____ Aquatic exercise
 - _____ Taping, bracing, and splinting.
 - _____ Isokinetic exercise
 - _____ Isometric exercise
 - _____ Isotonic exercise

- _____ (6) Rehabilitating and physically reconditioning injuries or illnesses that impede or prevent an individual from returning to participation in physical activity, if the individual recently participated in, and intends to return to participation in, physical activity ([Wis. Stat. § 448.95\(5\)\(e\)](#)) with written referral per [Wis. Stat. § 448.956\(1m\)](#).

- _____ (7) Establishing or administering risk management, conditioning, and injury prevention programs ([Wis. Stat. § 448.95\(5\)\(f\)](#)).

- _____ (8) Administering specifically enumerated drugs ([Wis. Admin. Code § AT 4.01\(5\)](#)).

Wisconsin Department of Safety and Professional Services

Per [Wis. Stat. § 448.956\(1m\)](#), a licensee may provide athletic training to an individual without a referral, except that a licensee may not provide athletic training as described under §§ 448.95(5) (d) or (e) in an outpatient rehabilitation setting unless the licensee has obtained a written referral for the individual from a practitioner licensed or certified under Wis. Stat. subchs. [II](#), [III](#), [IV](#), [V](#), or [VII](#) of ch. 448; under ch. [446](#); or under § [441.16\(2\)](#) or from a practitioner who holds a compact privilege under subch. [IX](#) of ch. 448.

In addition to engaging in athletic training under this protocol, a licensed athletic trainer may do any of the following per [Wis. Stat. § 448.956\(2\)](#):

- (a) Monitor the general behavior and general physical response of a person to treatment and rehabilitation, including monitoring whether the person's behavior or response show abnormal characteristics and monitoring whether the person exhibits abnormal signs or symptoms.
- (b) Suggest modifications in treatment or rehabilitation to the health care practitioner who referred the person to the athletic trainer or to any other health care provider who is providing treatment to the person.
- (c) Develop and administer an athletic training program for a person. An athletic training program under this paragraph may include providing education and counseling to a person.

When working on behalf of his or her employer, a licensed athletic trainer may, in accordance with this protocol do all of the following per [Wis. Stat. § 448.956\(3\)](#):

- (a) Treat and rehabilitate an injury or illness using cold, heat, light, sound, electricity, exercise, chemicals, or mechanical devices.
- (b) Evaluate and treat a person for an injury or illness that has not previously been diagnosed.
- (c) Treat or rehabilitate an employee with an injury or illness that has resulted from an employment activity as directed, supervised, and inspected by a physician, as defined in [Wis. Stat. § 448.01\(5\)](#), or by a person licensed under [Wis. Stat. § 446.02](#), who has the power to direct, decide, and oversee the implementation of the treatment or rehabilitation.

Please do not return this form to the Department of Safety and Professional Services.

ATHLETIC TRAINER

Name _____ WI Lic# _____ Bus. Phone _____ - _____ - _____

Address _____
(Current address as it appears on file with DSPS, include street, city, state, and zip code)

Trainer Signature (print and sign form) _____ Date ____/____/____

Wisconsin Department of Safety and Professional Services

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ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD EVALUATION AND TREATMENT PROTOCOL

A licensee may engage in athletic training only in accordance with an evaluation and treatment protocol that is established by the athletic trainer in accordance with the rules promulgated under Wis. Stat. § [448.9525\(2\)](#) and recorded on a protocol form prescribed by the affiliated credentialing board under § [448.9525\(1\)\(c\)](#). This protocol form is to be completed by the licensee and must be typed or printed except where a signature is required. **Please do not return this form to the Department of Safety and Professional Services.**

If a licensee determines that a patient's medical condition is beyond the scope of practice of the licensee, the licensee shall, in accordance with the protocol established under sub. (1)(a), refer the patient to a health care practitioner who is licensed under ch. [446](#) or [447](#) or subch. [II](#), [III](#), or [IV](#) of ch. 448; or who holds a compact privilege under subch. [X](#) of ch. 448 and who can provide appropriate treatment to the patient. ([Wis. Stat. § 448.956\(4\)](#)).

- The athletic trainer shall modify or terminate treatment of a patient that is not beneficial to a patient or that the patient cannot tolerate ([Wis. Admin. Code § AT 4.02\(3\)](#)).
- A licensee shall have a copy of the completed protocol at his or her place of employment at all times ([Wis. Stat. § 448.956\(1\)\(b\)](#)).
- This protocol shall be updated no later than 30 days before the renewal date (July 1 each even-numbered year) ([Wis. Stat. § 448.956\(1\)\(c\)](#)).

Athletic Trainer: Place a “yes” in the blank in front of the services enumerated below, those evaluation, treatment, and rehabilitative procedures that the athletic trainer may perform in evaluating and treating injuries or illness sustained while participating in physical activity. A “no” shall be put in the blank in front of the evaluation, treatment, or rehabilitative procedures that the athletic trainer should not perform in the evaluation and treatment of injuries or illness sustained while participating in physical activity.

_____ (1) Taking a basic medical history when necessary for evaluation and treatment of the injuries or illness sustained while participating in physical activity that may include, previous medical history, previous surgical history, pertinent family medical history, current medication history including known drug allergies, relevant social history, chief medical complaint, and history of the present injury or illness for which the person to be treated is seeking evaluation and treatment ([Wis. Admin. Code § AT 4.01\(1\)](#)).

_____ (2) Evaluating an injury or illness sustained while participating in physical activity. An evaluation may include any of the following procedures: ([Wis. Admin. Code § AT 4.01\(2\)](#)):

- _____ Palpation
- _____ General observation
- _____ Motion assessment
- _____ Muscle strength tests
- _____ Endurance tests
- _____ Neurological assessment
- _____ Joint play assessment
- _____ Functional evaluation
- _____ Objective physical measurement
- _____ Circulatory assessment

Question - not in code but can "Postural Assessment" be added? If so, should reference to code be removed?

Wisconsin Department of Safety and Professional Services

_____ (3) Treating an injury or illness sustained while participating in physical activity including ([Wis. Admin. Code § AT 4.01\(3\)](#)):

- _____ Emergency care
- _____ Ultrasound
- _____ Phonophoresis
- _____ Electrical nerve stimulation
- _____ Iontophoresis
- _____ Specified diathermy
- _____ Intermittent compression
- _____ Traction
- _____ Therapeutic massage
- _____ Moist heat
- _____ Paraffin baths
- _____ Cryotherapy

Question - can "Specified diathermy" be changed to "Diathermy" ?

_____ (4) Rehabilitating an injury or illness sustained while participating in physical activity. Rehabilitation may include any of the following procedures ([Wis. Admin. Code § AT 4.01\(4\)](#)) ([Written referral required if in outpatient setting, Wis. Stat. § 448.956\(1m\)](#)):

- _____ Progressive resistance exercise
- _____ Range of motion exercise
- _____ Trigger point therapy
- _____ Joint mobilization for range of motion only
- _____ Proprioceptive neuromuscular facilitation
- _____ Functional exercise
- _____ Cardiovascular exercise
- _____ Aquatic exercise
- _____ Taping, bracing, and splinting.
- _____ Isokinetic exercise
- _____ Isometric exercise
- _____ Isotonic exercise

Question - not in code, but can "Manual therapy" be added? If so, should reference to code be removed?

_____ (5) Rehabilitating and physically reconditioning injuries or illnesses that impede or prevent an individual from returning to participation in physical activity, if the individual recently participated in, and intends to return to participation in, physical activity ([Wis. Stat. § 448.95\(5\)\(e\)](#)) with written referral per [Wis. Stat. § 448.956\(1m\)](#).

_____ (6) Establishing or administering risk management, conditioning, and injury prevention programs ([Wis. Stat. § 448.95\(5\)\(f\)](#)).

_____ (7) Administering specifically enumerated drugs ([Wis. Admin. Code § AT 4.01\(5\)](#)).

Wisconsin Department of Safety and Professional Services

Per [Wis. Stat. § 448.956\(1m\)](#), subject to sub. [\(1\)\(a\)](#), a licensee may provide athletic training to an individual without a referral, except that a licensee may not provide athletic training as described under [§ 448.95\(5\)\(d\)](#) or [\(e\)](#) in an outpatient rehabilitation setting unless the licensee has obtained a written referral for the individual from a practitioner licensed or certified under subch. [II](#), [III](#), [IV](#), [V](#), or [VII](#) of this chapter; under [ch. 446](#); or under [§ 441.16\(2\)](#) or from a practitioner who holds a compact privilege under subch. [X](#) or [XI](#) of [ch. 448](#).

In addition to engaging in athletic training under this protocol, a licensed athletic trainer may do any of the following per [Wis. Stat. § 448.956\(2\)](#):

- (a) Monitor the general behavior and general physical response of a person to treatment and rehabilitation, including monitoring whether the person's behavior or response show abnormal characteristics and monitoring whether the person exhibits abnormal signs or symptoms.
- (b) Suggest modifications in treatment or rehabilitation to the health care practitioner who referred the person to the athletic trainer or to any other health care provider who is providing treatment to the person.
- (c) Develop and administer an athletic training program for a person. An athletic training program under this paragraph may include providing education and counseling to a person.

When working on behalf of his or her employer, a licensed athletic trainer may, in accordance with this protocol do all of the following per [Wis. Stat. § 448.956\(3\)](#):

- (a) Treat and rehabilitate an injury or illness using cold, heat, light, sound, electricity, exercise, chemicals, or mechanical devices.
- (b) Evaluate and treat a person for an injury or illness that has not previously been diagnosed.
- (c) Treat or rehabilitate an employee with an injury or illness that has resulted from an employment activity as directed, supervised, and inspected by a physician, as defined in [Wis. Stat. § 448.01\(5\)](#), or by a person licensed under [Wis. Stat. § 446.02](#), who has the power to direct, decide, and oversee the implementation of the treatment or rehabilitation.

Please do not return this form to the Department of Safety and Professional Services.

ATHLETIC TRAINER

Full Name Wisconsin Lic#

Address
(Current address as it appears on file with DSPS, include street, city, state, and zip code)

Business Phone -- E-mail Address

Trainer Signature Date / /
(Print and Sign Form)

Trainer Signature will be changed to Athletic trainer signature.

A licensee must have a current copy of the completed protocol at the licensee's place of employment at all times.

Wisconsin Department of Safety and Professional Services

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Phone #: (608) 266-2112

Office Location: 4822 Madison Yards Way
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Website: <http://dsps.wi.gov>

ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD

EVALUATION AND TREATMENT PROTOCOL

This protocol form is to be completed by the consulting physician and must be typed or printed except where signatures are required. **Please do not return this form to the Department of Safety and Professional Services. This form must be updated anytime there is a change in consulting physician between renewals.**

- If the athletic trainer or the consulting physician of the licensee determines that a patient's medical condition is beyond the scope of practice of the licensee, the licensee shall, in accordance with the protocol, refer the patient to a health care practitioner who is licensed under Wis. Stat. chs. 446 or 447, or Wis. Stat. ch. 448 subchapters II, III, or IV; or who holds a compact privilege under subch. IX of ch. 448 and who can provide appropriate treatment to the patient ([Wis. Stat. § 448.956\(4\)](#)).
- The athletic trainer shall modify or terminate treatment of a patient that is not beneficial to a patient or that the patient cannot tolerate ([Wis. Admin. Code § AT 4.02\(3\)](#)).
- A licensee shall have a copy of the completed protocol at his or her place of employment at all times ([Wis. Stat. § 448.956\(1\)\(b\)](#)).
- This protocol shall be updated no later than 30 days before the renewal date (July 1 each even-numbered year) ([Wis. Stat. § 448.956\(1\)\(c\)](#)).

The consulting physician shall affirmatively state by placing a "yes" in the blank in front of the services enumerated below, those evaluation, treatment, and rehabilitative procedures that the athletic trainer may perform in evaluating and treating injuries or illness sustained while participating in physical activity. A "no" shall be put in the blank in front of the evaluation, treatment, or rehabilitative procedures that the athletic trainer should not perform in the evaluation and treatment of injuries or illness sustained while participating in physical activity.

- _____ (1) Taking a basic medical history when necessary for evaluation and treatment of the injuries or illness sustained while participating in physical activity that may include, previous medical history, previous surgical history, pertinent family medical history, current medication history including known drug allergies, relevant social history, chief medical complaint, and history of the present injury or illness for which the person to be treated is seeking evaluation and treatment ([Wis. Admin. Code § AT 4.01\(1\)](#)).
- _____ (2) Evaluating an injury or illness sustained while participating in physical activity. An evaluation may include any of the following procedures: ([Wis. Admin. Code § AT 4.01\(2\)](#)):
- _____ Palpation
 - _____ General observation
 - _____ Motion assessment
 - _____ Muscle strength tests
 - _____ Endurance tests
 - _____ Neurological assessment
 - _____ Joint play assessment
 - _____ Functional evaluation
 - _____ Objective physical measurement
 - _____ Circulatory assessment

Wisconsin Department of Safety and Professional Services

_____ (3) Utilize treatment procedures to treat the injuries or illness sustained while participating in physical activity including ([Wis. Admin. Code § AT 4.01\(3\)](#)):

- _____ Emergency care
- _____ Ultrasound
- _____ Phonophoresis
- _____ Electrical nerve stimulation
- _____ Iontophoresis
- _____ Specified diathermy
- _____ Intermittent compression
- _____ Traction
- _____ Therapeutic massage
- _____ Moist heat
- _____ Paraffin baths
- _____ Cryotherapy

_____ (5) Rehabilitating an injury or illness sustained while participating in physical activity. Rehabilitation may include any of the following procedures ([Wis. Admin. Code § AT 4.01\(4\)](#)):

- _____ Progressive resistance exercise
- _____ Range of motion exercise
- _____ Trigger point therapy
- _____ Joint mobilization for range of motion only
- _____ Proprioceptive neuromuscular facilitation
- _____ Functional exercise
- _____ Cardiovascular exercise
- _____ Aquatic exercise
- _____ Taping, bracing, and splinting.
- _____ Isokinetic exercise
- _____ Isometric exercise
- _____ Isotonic exercise

_____ (6) Rehabilitating and physically reconditioning injuries or illnesses that impede or prevent an individual from returning to participation in physical activity, if the individual recently participated in, and intends to return to participation in, physical activity ([Wis. Stat. § 448.95\(5\)\(e\)](#)) with written referral per [Wis. Stat. § 448.956\(1m\)](#).

_____ (7) Establishing or administering risk management, conditioning, and injury prevention programs ([Wis. Stat. § 448.95\(5\)\(f\)](#)).

_____ (8) Administering specifically enumerated drugs ([Wis. Admin. Code § AT 4.01\(5\)](#)).

Wisconsin Department of Safety and Professional Services

Per [Wis. Stat. § 448.956\(1m\)](#), a licensee may provide athletic training to an individual without a referral, except that a licensee may not provide athletic training as described under §§ 448.95(5) (d) or (e) in an outpatient rehabilitation setting unless the licensee has obtained a written referral for the individual from a practitioner licensed or certified under Wis. Stat. subchs. [II](#), [III](#), [IV](#), [V](#), or [VII](#) of ch. 448; under ch. [446](#); or under § [441.16\(2\)](#) or from a practitioner who holds a compact privilege under subch. [IX](#) of ch. 448.

In addition to engaging in athletic training under this protocol, a licensed athletic trainer may do any of the following per [Wis. Stat. § 448.956\(2\)](#):

- (a) Monitor the general behavior and general physical response of a person to treatment and rehabilitation, including monitoring whether the person's behavior or response show abnormal characteristics and monitoring whether the person exhibits abnormal signs or symptoms.
- (b) Suggest modifications in treatment or rehabilitation to the health care practitioner who referred the person to the athletic trainer or to any other health care provider who is providing treatment to the person.
- (c) Develop and administer an athletic training program for a person. An athletic training program under this paragraph may include providing education and counseling to a person.

When working on behalf of his or her employer, a licensed athletic trainer may, in accordance with this protocol do all of the following per [Wis. Stat. § 448.956\(3\)](#):

- (a) Treat and rehabilitate an injury or illness using cold, heat, light, sound, electricity, exercise, chemicals, or mechanical devices.
- (b) Evaluate and treat a person for an injury or illness that has not previously been diagnosed.
- (c) Treat or rehabilitate an employee with an injury or illness that has resulted from an employment activity as directed, supervised, and inspected by a physician, as defined in [Wis. Stat. § 448.01\(5\)](#), or by a person licensed under [Wis. Stat. § 446.02](#), who has the power to direct, decide, and oversee the implementation of the treatment or rehabilitation.

Please do not return this form to the Department of Safety and Professional Services. This form must be updated anytime there is a change in consulting physician between renewals.

ATHLETIC TRAINER

Name _____ WI Lic# _____ Bus. Phone _____ - _____ - _____

Address _____
(Current address as it appears on file with DSPS, include street, city, state, and zip code)

Trainer Signature (print and sign form) _____ Date ____/____/____

CONSULTING PHYSICIAN

Name _____ WI Lic# _____ Bus. Phone _____ - _____ - _____

Address _____
(Current address as it appears on file with DSPS, include street, city, state, and zip code)

Physician Signature (print and sign form) _____ Date ____/____/____