



State of Wisconsin
2025 - 2026 LEGISLATURE

LRB-2606/1
MED:skw&wlj

2025 BILL

1 **AN ACT** *to repeal* 466.03 (2) (f); *to amend* 46.03 (44), 255.07 (1) (d), 450.11 (7)
2 (b), 466.04 (3) (a) 4., 466.05 (title), 466.05 (1) (a), 466.07 (2) (h), 961.01 (19) (a),
3 961.23 (6) and 961.41 (3j); *to create* 77.54 (14) (f) 1m., 450.11 (8) (g), 466.01 (6)
4 (a) 4m., 466.01 (9) and (10), 466.05 (3), 466.052 and 961.397 of the statutes;
5 **relating to:** naturopathic doctors.

Analysis by the Legislative Reference Bureau

Current law provides for the licensure and regulation of naturopathic doctors and limited-scope naturopathic doctors, which have a more limited scope of practice than that of naturopathic doctors, by the Naturopathic Medicine Examining Board. This bill makes changes related to the regulation and scope of practice of naturopathic doctors.

Under current law, naturopathic doctors are limited to recommending, dispensing, and administering nonprescription drug products. The bill allows naturopathic doctors to prescribe, dispense, and administer prescription drugs. However, the bill prohibits naturopathic doctors from prescribing schedule I or II controlled substances. The bill also adds naturopathic doctors to various other provisions related to drugs, including a provision exempting certain health care practitioners from the limitation on purchasing pseudoephedrine products.

Under current law, the board is authorized, but not required, to promulgate

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rules to adopt minimum malpractice insurance requirements for naturopathic doctors and limited-scope naturopathic doctors. The board's current rules do not require it. The bill 1) statutorily requires naturopathic doctors to have in effect malpractice insurance, as provided in the bill and 2) repeals the board's authority to require higher levels of malpractice insurance for naturopathic doctors by rule.

The changes related to prescribing drugs and the requirement to have in effect malpractice insurance do not apply to limited-scope naturopathic doctors, and the bill further repeals the board's authority to require malpractice insurance for limited-scope naturopathic doctors by rule.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 46.03 (44) of the statutes is amended to read:

46.03 (44) SEXUALLY TRANSMITTED DISEASE TREATMENT INFORMATION.

Prepare and keep current an information sheet to be distributed to a patient by a physician, physician assistant, or certified advanced practice nurse prescriber providing expedited partner therapy to that patient under s. 448.035 ~~or~~ 448.9725, or 466.052. The information sheet shall include information about sexually transmitted diseases and their treatment and about the risk of drug allergies. The information sheet shall also include a statement advising a person with questions about the information to contact his or her physician, pharmacist, or local health department, as defined in s. 250.01 (4).

SECTION 2. 77.54 (14) (f) 1m. of the statutes is created to read:

77.54 (14) (f) 1m. A naturopathic doctor.

SECTION 3. 255.07 (1) (d) of the statutes is amended to read:

255.07 (1) (d) "Health care practitioner" means a physician, a naturopathic

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1 doctor, a physician assistant, or an advanced practice nurse who is certified to issue
2 prescription orders under s. 441.16.

3 **SECTION 4.** 450.11 (7) (b) of the statutes is amended to read:

4 450.11 (7) (b) Information communicated to a physician, naturopathic doctor,
5 physician assistant, or advanced practice nurse prescriber in an effort to procure
6 unlawfully a prescription drug or the administration of a prescription drug is not a
7 privileged communication.

8 **SECTION 5.** 450.11 (8) (g) of the statutes is created to read:

9 450.11 (8) (g) The naturopathic medicine examining board, insofar as this
10 section applies to naturopathic doctors.

11 **SECTION 6.** 466.01 (6) (a) 4m. of the statutes is created to read:

12 466.01 (6) (a) 4m. Prescribing, dispensing, and administering prescription
13 drugs, subject to s. 961.397.

14 **SECTION 7.** 466.01 (9) and (10) of the statutes are created to read:

15 466.01 (9) "Prescription drug" has the meaning given in s. 450.01 (20) (a).

16 (10) "Prescription order" has the meaning given in s. 450.01 (21).

17 **SECTION 8.** 466.03 (2) (f) of the statutes is repealed.

18 **SECTION 9.** 466.04 (3) (a) 4. of the statutes is amended to read:

19 466.04 (3) (a) 4. Proof of compliance with ~~any~~ the applicable malpractice
20 insurance requirements under s. ~~466.03 (2) (f)~~ 466.05 (3).

21 **SECTION 10.** 466.05 (title) of the statutes is amended to read:

22 **466.05 (title) Practice; malpractice insurance.**

23 **SECTION 11.** 466.05 (1) (a) of the statutes is amended to read:

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1 466.05 (1) (a) A naturopathic doctor may practice naturopathic medicine and
2 may practice expedited partner therapy as provided in s. 466.052.

3 **SECTION 12.** 466.05 (3) of the statutes is created to read:

4 466.05 (3) (a) Except as provided in par. (c), no naturopathic doctor may
5 practice as provided in sub. (1) unless he or she has in effect malpractice liability
6 insurance coverage evidenced by one of the following:

7 1. Personal liability coverage in the amounts specified for health care
8 providers in s. 655.23 (4).

9 2. Coverage under a group liability policy providing individual coverage for
10 the naturopathic doctor in the amounts specified in s. 655.23 (4).

11 (c) A naturopathic doctor who is a state, county, or municipal employee, or
12 federal employee or contractor covered under the federal tort claims act, as
13 amended, and who is acting within the scope of his or her employment or
14 contractual duties is not required to maintain in effect malpractice liability
15 insurance coverage.

16 (d) Except as provided in par. (c), a naturopathic doctor is in compliance with
17 par. (a) if the naturopathic doctor's employer has in effect malpractice liability
18 insurance coverage that is at least the minimum amount specified in s. 655.23 (4)
19 and that provides coverage for claims against the naturopathic doctor.

20 (e) This subsection does not apply to limited-scope naturopathic doctors.

21 **SECTION 13.** 466.052 of the statutes is created to read:

22 **466.052 Expedited partner therapy.** (1) In this section:

23 (b) "Antimicrobial drug" has the meaning given in s. 448.035 (1) (b).

24 (c) "Expedited partner therapy" has the meaning given in s. 448.035 (1) (c).

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1 (2) A naturopathic doctor may provide expedited partner therapy if a patient
2 is diagnosed as infected with a chlamydial infection, gonorrhea, or trichomoniasis
3 and the patient has had sexual contact with a sexual partner during which the
4 chlamydial infection, gonorrhea, or trichomoniasis may have been transmitted to or
5 from the sexual partner. The naturopathic doctor shall attempt to obtain the name
6 of the patient's sexual partner. A prescription order for an antimicrobial drug
7 prepared under this subsection shall include the name and address of the patient's
8 sexual partner, if known. If the naturopathic doctor is unable to obtain the name of
9 the patient's sexual partner, the prescription order shall include, in ordinary, bold-
10 faced capital letters, the words, "expedited partner therapy" or the letters "EPT."

11 (3) The naturopathic doctor shall provide the patient with a copy of the
12 information sheet prepared by the department of health services under s. 46.03 (44)
13 and shall request that the patient give the information sheet to the person with
14 whom the patient had sexual contact.

15 (4) (a) Except as provided in par. (b), a naturopathic doctor is immune from
16 civil liability for injury to or the death of a person who takes any antimicrobial drug
17 if the antimicrobial drug is prescribed, dispensed, or furnished under this section
18 and if expedited partner therapy is provided as specified under this section.

19 (b) The immunity under par. (a) does not extend to the donation, distribution,
20 furnishing, or dispensing of an antimicrobial drug by a naturopathic doctor whose
21 act or omission involves reckless, wanton, or intentional misconduct.

22 **SECTION 14.** 466.07 (2) (h) of the statutes is amended to read:

23 466.07 (2) (h) Engaged in unprofessional or unethical conduct in violation of

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1 the code of ethics established in the rules promulgated under s. 466.03 (1) (a). In
2 this paragraph, “unprofessional or unethical conduct” does not include providing
3 expedited partner therapy as described in s. 466.052.

4 **SECTION 15.** 961.01 (19) (a) of the statutes is amended to read:

5 961.01 (19) (a) A physician, naturopathic doctor, advanced practice nurse,
6 dentist, veterinarian, podiatrist, optometrist, scientific investigator or, subject to s.
7 448.975 (1) (b), a physician assistant, or other person licensed, registered, certified
8 or otherwise permitted to distribute, dispense, conduct research with respect to,
9 administer or use in teaching or chemical analysis a controlled substance in the
10 course of professional practice or research in this state.

11 **SECTION 16.** 961.23 (6) of the statutes is amended to read:

12 961.23 (6) No person other than a physician, naturopathic doctor, dentist,
13 veterinarian, or pharmacist may purchase more than 7.5 grams of pseudoephedrine
14 contained in a pseudoephedrine product within a 30-day period without the
15 authorization of a physician, naturopathic doctor, dentist, or veterinarian.

16 **SECTION 17.** 961.397 of the statutes is created to read:

17 **961.397 Limitations on naturopathic doctors.** A naturopathic doctor
18 may not prescribe, dispense, or administer a controlled substance included in
19 schedule I or II.

20 **SECTION 18.** 961.41 (3j) of the statutes is amended to read:

21 961.41 (3j) PURCHASES OF PSEUDOEPHEDRINE PRODUCTS. Whoever purchases
22 more than 7.5 grams of pseudoephedrine contained in a pseudoephedrine product
23 within a 30-day period, other than by purchasing the product in person from a

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1 pharmacy or pharmacist, is guilty of a Class I felony. This subsection does not
2 apply to a purchase by a physician, naturopathic doctor, dentist, veterinarian, or
3 pharmacist or a purchase that is authorized by a physician, naturopathic doctor,
4 dentist, or veterinarian.

5 **SECTION 19. Effective date.**

6 (1) This act takes effect on the 30th day after the day of publication.

7 (END)