



State of Wisconsin
2015 - 2016 LEGISLATURE

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2015 SENATE BILL 119

April 14, 2015 - Introduced by Senators ROTH and FARROW, cosponsored by Representative BALLWEG. Referred to Committee on Workforce Development, Public Works, and Military Affairs.

1 **AN ACT to repeal** 15.07 (5) (i), 15.18, 15.183, 15.185 (title), 15.185 (7) (title),
2 15.40, 15.405 (12) (title), 15.945, 20.144 (title), 20.144 (intro.), 20.165 (intro.),
3 20.165 (1) (gc), 20.165 (1) (ke), 20.165 (2) (de), 20.165 (2) (g), 20.165 (2) (kg),
4 20.165 (2) (km), 20.292 (2), 20.320 (3) (title), 20.320 (3) (q), 20.923 (4) (f) 3f.,
5 20.923 (4) (f) 8m., 20.923 (12), 38.50 (title), 38.50 (1) (a), 38.50 (1) (f), 38.50 (1)
6 (g), 38.50 (5), 38.50 (7), 38.50 (8), 38.50 (10), 38.50 (13) (a) 2. b., 38.50 (13) (a)
7 2. e., 38.50 (13) (d), 46.90 (5m) (br) 5g., 55.043 (4) (b) 5g., 101.31, 101.657, 138.12
8 (1) (a), 138.14 (1) (f), 145.245, 214.01 (1) (im), 214.72 (1) (am), 215.01 (6), 217.02
9 (2m), 218.02 (1) (d), 218.04 (1) (c), 218.05 (1) (d), 220.01 (1m), 222.0102 (3),
10 224.71 (1e), 224.90 (1), 230.08 (2) (e) 4f., 230.08 (2) (e) 11m., 230.08 (2) (v),
11 230.339, 250.041 (1) (b), 254.115 (1) (d), 281.59 (1m) (c), 440.03 (13) (b) 73.,
12 440.03 (13) (b) 74., 440.08 (2) (a) 70., 440.08 (2) (a) 71., 462.01 (3), 551.102 (5m),
13 552.01 (1) and 553.03 (3); **to renumber** 15.406 (title), 15.407 (title), 16.28,
14 16.283, 16.285, 16.287, 20.144 (1) (title), 20.144 (1) (a), 20.144 (1) (i), 20.144 (1)

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1 (j), 20.144 (1) (m), 20.144 (1) (u), 20.165 (1) (gm), 20.165 (1) (h), 20.165 (1) (hg),
2 20.165 (1) (i), 20.165 (1) (im), 20.165 (1) (jm), 20.165 (1) (k), 20.165 (1) (ka),
3 20.165 (1) (kb), 20.165 (1) (kc), 20.165 (1) (n), 20.165 (1) (o), 20.165 (1) (pz),
4 20.165 (1) (s), 20.165 (2) (title), 20.165 (2) (a), 20.165 (2) (ga), 20.165 (2) (gb),
5 20.165 (2) (h), 20.165 (2) (ka), 20.165 (2) (kd), 20.165 (2) (ks), 20.165 (2) (L),
6 20.165 (2) (La), 20.165 (2) (m), 20.165 (2) (ma), 20.165 (2) (q), 93.135 (1) (a),
7 chapter 453 (title), 453.02, 453.04, 453.065, 453.068, 453.075 and 453.08; **to**
8 **renumber and amend** 15.105 (32), 15.105 (33), 15.185 (1), 15.185 (3), 15.185
9 (7) (a), 15.185 (7) (b), 15.405 (title), 15.405 (1), 15.405 (1m), 15.405 (2), 15.405
10 (2m), 15.405 (3), 15.405 (3m), 15.405 (5), 15.405 (5g), 15.405 (6), 15.405 (6m),
11 15.405 (7), 15.405 (7c), 15.405 (7e), 15.405 (7g), 15.405 (7m), 15.405 (7r), 15.405
12 (8), 15.405 (9), 15.405 (10m), 15.405 (10r), 15.405 (11m), 15.405 (12), 15.405
13 (16), 15.405 (17), 15.406 (2), 15.406 (3), 15.406 (4), 15.406 (5), 15.406 (6), 15.407
14 (1m), 15.407 (2), 15.407 (2m), 15.407 (3), 15.407 (5), 15.407 (6), 15.407 (7),
15 15.407 (8), 15.407 (9), 15.407 (10), 15.407 (11), 15.407 (12), 15.407 (13), 15.407
16 (14), 15.407 (16), 15.407 (17), 15.407 (18), 20.144 (1) (g), 20.144 (1) (h), 20.165
17 (1) (title), 20.165 (1) (a), 20.165 (1) (g), 20.165 (1) (m), 20.165 (2) (j), 20.505 (1)
18 (gr), 38.50 (1) (intro.), (b), (c), (d) and (e), 38.50 (2), 38.50 (3), 38.50 (11), 38.50
19 (12), 38.50 (13) (title), (a) (intro.), 1., 2. (intro.), a., c. and d., 3. and 4., (b) and
20 (c), 145.01 (4m), 252.23, 252.24, 252.241, 252.245, 255.08, 453.03, 453.05,
21 453.06, 453.062, 453.07 and 453.072; **to amend** 15.08 (1m) (a), 15.08 (1m) (am),
22 15.085 (1m) (a), 15.085 (1m) (am), 16.75 (3m) (a) 1., 16.75 (3m) (a) 2., 16.75 (3m)
23 (a) 3., 16.75 (3m) (a) 4., 16.75 (3m) (c) 5. a., 16.75 (3m) (c) 5. b., 16.854 (1) (a),
24 16.854 (1) (b), 16.855 (10m) (ac), 16.855 (10n) (a), 16.87 (1) (am), 18.16 (1) (a),
25 18.16 (1) (b), 18.16 (1) (c), 18.16 (1) (d), 18.64 (1) (a), 18.64 (1) (b), 18.64 (1) (c),

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1 18.64 (1) (d), 18.77 (1) (a), 18.77 (1) (b), 18.77 (1) (c), 18.77 (1) (d), 20.292 (1) (gm),
2 20.292 (1) (gr), 20.370 (4) (mq), 20.435 (1) (gm), 20.445 (1) (km), 20.575 (1) (g),
3 20.912 (4), 20.923 (4) (c) 2., 20.923 (8), 25.185 (1) (a), 25.185 (1) (b), 25.185 (1)
4 (c), 25.185 (1) (d), 25.40 (1) (a) 2., 25.43 (3), 25.46 (5c), 29.506 (7m) (a), 29.736
5 (1) (b), 34.01 (2) (a), 34.03 (3), 34.03 (4), 34.08, 34.10, 36.34 (1) (a) 3., 38.04 (8)
6 (a), 38.26 (1), 39.40 (1) (c), 39.44 (1) (a) 3., 41.53 (1) (h), 42.09 (3) (b), 45.20 (1)
7 (d), 45.20 (2) (a) 1., 45.20 (2) (a) 2. (intro.), 45.20 (2) (c) 1., 45.20 (2) (d) 1. (intro.),
8 45.21 (2) (a), 45.44 (1) (a) 5., 45.44 (1) (a) 14., 45.44 (1) (b), 46.29 (3) (e), 46.90
9 (5m) (br) 5., 49.857 (1) (d) 4., 54.15 (8) (a) 3., 55.043 (4) (b) 5., 59.57 (1) (b),
10 66.1309 (1) (b) 1., 66.1317 (2) (a) 4., 67.12 (12) (a), 71.05 (6) (b) 28. (intro.), 71.07
11 (5j) (a) 2d., 71.07 (5j) (a) 2m., 71.07 (5j) (c) 3., 71.07 (5r) (a) 2., 71.07 (5r) (a) 6.
12 b., 71.26 (1) (d), 71.28 (5j) (a) 2d., 71.28 (5j) (a) 2m., 71.28 (5j) (c) 3., 71.28 (5r)
13 (a) 2., 71.28 (5r) (a) 6. b., 71.47 (5r) (a) 2., 71.47 (5r) (a) 6. b., 73.0301 (1) (d) 3.,
14 73.0301 (1) (d) 6., 73.0301 (1) (e), 84.075 (1c) (a), 84.075 (1c) (b), 84.076 (1) (c),
15 84.076 (1) (d), 85.25 (2) (c) 1m. b., 93.20 (1), 93.22 (1), 93.22 (2), 93.22 (3), 94.67
16 (33m), 94.67 (33t), 95.21 (1) (e), 95.21 (1) (em), 95.21 (2) (a), 101.02 (20) (b),
17 101.02 (20) (c), 101.02 (20) (d), 101.02 (20) (e) 1., 101.02 (21) (b), 101.02 (21) (e)
18 1., 101.12 (1) (intro.), 101.149 (6) (b), 101.149 (8) (a), 101.573 (3) (a), 101.573 (5),
19 101.654 (1m) (e), 101.935 (2) (e), 101.951 (7) (a), 101.951 (7) (b), 101.951 (7) (c),
20 101.953 (1) (a), 101.973 (8), 107.30 (10), 107.31 (5) (a) (intro.), 108.227 (1) (e) 3.,
21 108.227 (1) (e) 6., 108.227 (1) (f), 111.335 (1) (cx), 112.07 (1), 119.495 (2), 119.496
22 (2), 125.04 (5) (a) 5., 125.17 (6) (a) (intro.), 134.66 (2m) (b), 138.055 (4) (d),
23 138.056 (1) (a) 4. d., 138.09 (1d), 138.14 (9r) (f), 138.16 (1) (a), 145.01 (12), 145.02
24 (title), 145.02 (2), 145.02 (4) (a), 145.045 (1), 145.045 (3), 145.17 (2), 145.19 (1b),
25 145.19 (1m), 145.19 (2), 145.19 (3), 145.19 (6), 145.20 (2) (e), 145.20 (2) (g),

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1 145.20 (3) (title), 145.20 (3) (a) 1., 145.20 (3) (a) 2., 145.20 (3) (b), 145.20 (3) (c),
2 145.20 (3) (d), 145.20 (5) (a), 145.20 (5) (am), 145.20 (5) (b), 145.20 (5) (c), 145.23,
3 145.24 (1), 145.24 (2), 145.24 (3), 157.061 (2g), 157.062 (1), 157.062 (2), 157.062
4 (6) (b), 157.062 (6m), 157.062 (9), 157.064 (7), 157.11 (9m), 157.12 (3) (b), 157.62
5 (1) (a) (intro.), 157.62 (1) (c), 157.65 (1) (a), 157.65 (1) (b), 157.65 (2), 165.825,
6 167.35 (7) (b), 167.35 (7) (c), 169.01 (35) (a), 173.05 (1) (b), 173.41 (2) (e), 173.41
7 (12) (a) 4., 177.30 (2), 182.028, 186.098 (12), 186.235 (15) (b), 186.314 (2m) (e),
8 200.49 (1) (b), 200.57 (1) (a), 200.57 (1) (b), 214.04 (21) (b), 214.48 (4) (a), 214.715
9 (2), 214.72 (1) (b), 214.725 (5), 214.78 (3), 215.02 (4), 215.04 (1) (b), 215.04 (3),
10 221.0303 (2), 221.0802, 227.01 (13) (zy), 227.52 (3), 227.59, 229.46 (1) (ag),
11 229.46 (1) (b), 229.70 (1) (ag), 229.70 (1) (am), 229.70 (1) (b), 229.8273 (1) (am),
12 229.8273 (1) (b), 229.8273 (1) (c), 229.845 (1) (ag), 229.845 (1) (am), 230.08 (2)
13 (yb), 231.27 (1), 231.29 (1), 234.35 (1), 234.36 (1), 236.13 (2m), 250.041 (1) (e),
14 252.12 (2) (a) 9., 252.12 (2) (c) 2., 257.01 (5) (a), 257.01 (5) (b), 281.33 (2), 281.57
15 (7) (c) 1., 321.60 (1) (a) 4., 321.60 (1) (a) 12., 409.501 (1) (b), 426.103, 426.104 (2)
16 (intro.), 426.203, chapter 440 (title), 440.01 (2) (cs), 440.03 (3), 440.03 (3q),
17 440.03 (9) (a) 2., 440.03 (11m) (c), 440.03 (12m), 440.08 (2) (a) (intro.), 440.13
18 (1) (b), 440.22 (2), 440.25, subchapter V (title) of chapter 440 [precedes 440.51],
19 440.905 (1), 440.92 (2) (d), 440.945 (5) (b), 441.01 (7) (a) 2., 443.10 (6), 444.04,
20 444.14, 450.03 (1) (e), 450.10 (3) (a) 8., 450.11 (1m), 450.125, 450.19 (1) (ar),
21 452.13 (2) (b) 1., 452.13 (2) (b) 2., 452.13 (2) (b) 3., 452.13 (2) (bm), 452.13 (5),
22 452.14 (5), 460.05 (1) (e) 1., 551.102 (1m), 551.202 (26) (f) (intro.), 551.202 (27)
23 (h) (intro.), 551.205 (1) (b) 1. (intro.), 551.205 (3), 551.206, 551.601 (5), 551.605
24 (3) (bm) 1., 551.614 (5), 552.23 (1), 553.605 (2), 553.73, 565.01 (4d), 565.01 (4e),
25 601.415 (9), 601.72 (1) (intro.), 601.72 (2), 601.72 (3), 601.73 (1) (intro.), 601.73

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1 (1) (a), 601.73 (1) (b), 601.73 (2) (a), 601.73 (2) (b), 601.73 (3), 601.93 (2), 610.70
2 (1) (a), 611.29 (1), 611.72 (1), 611.73 (1) (a), 611.74 (1), 611.76 (11), 613.01 (8)
3 (title), 616.09 (1) (c) 2., 616.74 (1) (c), 632.10 (1), 644.09 (2), 766.565 (7), 813.16
4 (7), 940.207 (title), 940.207 (2) (intro.), 940.207 (2) (a), 944.21 (8) (b) 3. a., 948.11
5 (4) (b) 3. a., 978.05 (6) (a) and 995.55 (1) (b); and **to create** 15.135 (5) (title),
6 15.17, 20.001 (7), 20.115 (2) (jm), 20.142 (intro.), 20.142 (1) (title), 20.142 (1)
7 (gm), 20.142 (1) (k), 20.142 (1) (m), 20.923 (4) (f) 3d., 50.92 (3m), 89.02 (3d),
8 89.063, 89.085, 93.135 (1) (ab), 100.67, 138.12 (1) (am), 145.01 (4m) (a), 145.01
9 (4m) (b), 145.01 (4m) (c), 145.01 (4m) (d), 145.01 (4m) (e), 145.02 (2m), 145.19
10 (6m), 145.20 (7), chapter 203 (title), 203.01, 214.01 (1) (f), 215.01 (6f), 217.02
11 (2k), 218.02 (1) (dm), 218.04 (1) (bm), 218.05 (1) (cm), 230.08 (2) (e) 4g., 321.60
12 (1) (a) 6m., 440.52 (title), 440.52 (7m), 440.52 (11) (bm), chapter 463 (title),
13 463.18, 551.102 (4t), 552.01 (1m), 553.03 (2m) and 616.09 (1) (c) 3. of the
14 statutes; **relating to:** elimination of the Department of Safety and Professional
15 Services and the Department of Financial Institutions; elimination of the
16 Educational Approval Board; creation of the Department of Financial
17 Institutions and Professional Standards; transfer of the Veterinary Examining
18 Board to the Department of Agriculture, Trade and Consumer Protection,
19 providing an exemption from emergency rule procedures; requiring the
20 exercise of rule-making authority; and making appropriations.

Analysis by the Legislative Reference Bureau

COMMERCE AND ECONOMIC DEVELOPMENT

Under current law, the Department of Financial Institutions (DFI) regulates state-chartered banks, savings and loan associations, savings banks, and certain operations of the securities industry in this state. DFI also reviews and files charters, articles of incorporation, and other documents of business organizations

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and registers and oversees the mortgage banking industry. Finally, DFI oversees Uniform Commercial Code filings in this state and administers the Wisconsin Consumer Act.

This bill transfers all of the functions of DFI, including functions of the Division of Banking and the Division of Securities, to the Department of Financial Institutions and Professional Standards (DFIPS). Additionally, this bill transfers the Office of Credit Unions to DFIPS.

Under current law, the Department of Administration (DOA) administers disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications that are designed to encourage the creation and foster the growth of Wisconsin businesses owned by women, disabled veterans, or minorities. A business that qualifies for and maintains one of those certifications may be eligible to receive certain advantages bidding on public projects and other benefits. This bill transfers the administration of those certifications to DFIPS.

Also under current law, there is attached to DOA a Small Business Regulatory Review Board, which is tasked with reviewing and making reports concerning proposed administrative rules that may have an economic impact on small businesses. The Small Business Regulatory Review Board is advised by the Office of Business Development, which is also attached to DOA. The bill transfers the Small Business Regulatory Review Board and the Office of Business Development from DOA to DFIPS.

EDUCATION

Under current law, the Educational Approval Board (EAB), which is attached to the Technical College System Board, inspects and approves private trade, correspondence, business, and technical schools. The EAB also issues permits to, and regulates, persons who solicit students for enrollment in these schools. The EAB also performs certain functions related to the preservation of student records at closed schools. The EAB also has certain consumer protection functions related to deceptive practices involving institutions of higher education.

This bill eliminates the EAB. The bill eliminates some current functions of the EAB, transfers some functions to DFIPS, and transfers some functions to the Department of Agriculture, Trade and Consumer Protection (DATCP). Under the bill, DFIPS must, upon application, issue written authorization to a proprietary school if the school meets requirements established by rule by DFIPS. One requirement is that the school must have accreditation recognized by the federal Department of Education or by the Council for Higher Education Accreditation. The EAB's record preservation functions are also transferred to DFIPS. Certain consumer protection functions of the EAB are transferred to DATCP.

HEALTH AND HUMAN SERVICES

The bill transfers oversight of tattooing, body piercing, and tanning from the Department of Health Services, which currently regulates those areas, to DFIPS.

SAFETY AND PROFESSIONAL SERVICES

Under current law, the Department of Safety and Professional Services (DSPS) and the various boards and councils attached to DSPS regulate professional

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licensure and buildings and safety in Wisconsin. This bill eliminates DSPS and transfers all of its functions to DFIPS. The bill attaches to DFIPS the various boards and councils attached to DSPS under current law, except that the bill transfers the Veterinary Examining Board to DATCP.

Under current law, DSPS administers the laws regulating private on-site wastewater treatment systems. Generally, a private on-site wastewater treatment system is a sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. Current law also requires certain local governmental units to enact ordinances regulating private on-site wastewater treatment systems.

This bill transfers DSPS's responsibilities with respect to administration of the laws regulating private on-site wastewater treatment systems to the Department of Natural Resources, except that the bill eliminates a grant program for individuals and businesses served by failing private on-site wastewater treatment systems.

For further information see the *state and local* 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:

1 **SECTION 1.** 15.07 (5) (i) of the statutes is repealed.

2 **SECTION 2.** 15.08 (1m) (a) of the statutes is amended to read:

3 15.08 (**1m**) (a) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~
4 15.177 shall have all the powers and duties of other members except they shall not
5 prepare questions for or grade any licensing examinations.

6 **SECTION 3.** 15.08 (1m) (am) of the statutes is amended to read:

7 15.08 (**1m**) (am) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~
8 15.177 shall not be, nor ever have been, licensed, certified, registered, or engaged in
9 any profession or occupation licensed or otherwise regulated by the board, examining
10 board, or examining council to which they are appointed, shall not be married to any
11 person so licensed, certified, registered, or engaged, and shall not employ, be
12 employed by, or be professionally associated with any person so licensed, certified,
13 registered, or engaged.

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1 **SECTION 4.** 15.085 (1m) (a) of the statutes is amended to read:

2 15.085 **(1m)** (a) Public members appointed under s. ~~15.406~~ 15.176 shall have
3 all of the powers and duties of other members except that they shall not prepare
4 questions for or grade any licensing examinations.

5 **SECTION 5.** 15.085 (1m) (am) of the statutes is amended to read:

6 15.085 **(1m)** (am) Public members appointed under s. ~~15.406~~ 15.176 shall not
7 be, nor ever have been, licensed, certified, registered, or engaged in any profession
8 or occupation licensed or otherwise regulated by the affiliated credentialing board
9 to which they are appointed, shall not be married to any person so licensed, certified,
10 registered, or engaged, and shall not employ, be employed by, or be professionally
11 associated with any person so licensed, certified, registered, or engaged.

12 **SECTION 6.** 15.105 (32) of the statutes is renumbered 15.142 (18g) and amended
13 to read:

14 15.142 **(18g)** OFFICE OF BUSINESS DEVELOPMENT. There is created an office of
15 business development which is attached to the department of administration
16 financial institutions and professional standards under s. 15.03. The office shall be
17 under the direction and supervision of a director who shall be appointed by the
18 governor to serve at his or her pleasure.

19 **SECTION 7.** 15.105 (33) of the statutes is renumbered 15.142 (18r) and amended
20 to read:

21 15.142 **(18r)** SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a
22 small business regulatory review board, attached to the department of
23 ~~administration~~ financial institutions and professional standards under s. 15.03. The
24 board shall consist of 7 representatives of small businesses, as defined in s. 227.114
25 (1), who shall be appointed for 3-year terms, and the chairpersons of one senate and

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1 one assembly committee concerned with small businesses, appointed as are
2 members of standing committees.

3 **SECTION 8.** 15.135 (5) (title) of the statutes is created to read:

4 15.135 (5) (title) VETERINARY EXAMINING BOARD.

5 **SECTION 9.** 15.17 of the statutes is created to read:

6 **15.17 Department of financial institutions and professional standards.**

7 There is created a department of financial institutions and professional standards
8 under the direction and supervision of the secretary of financial institutions and
9 professional standards.

10 **SECTION 10.** 15.18 of the statutes is repealed.

11 **SECTION 11.** 15.183 of the statutes is repealed.

12 **SECTION 12.** 15.185 (title) of the statutes is repealed.

13 **SECTION 13.** 15.185 (1) of the statutes is renumbered 15.175 (14m) and
14 amended to read:

15 15.175 (14m) BANKING REVIEW BOARD. There is created in the department of
16 financial institutions and professional standards a banking review board consisting
17 of 5 persons, appointed for staggered 5-year terms. At least 3 members shall be
18 experienced bankers having at least 5 years' experience in the banking business. No
19 member is qualified to act in any matter involving a bank in which the member is
20 an officer, director or stockholder, or to which the member is indebted.

21 **SECTION 14.** 15.185 (3) of the statutes is renumbered 15.175 (15m) and
22 amended to read:

23 15.175 (15m) SAVINGS INSTITUTIONS REVIEW BOARD. There is created in the
24 department of financial institutions and professional standards a savings
25 institutions review board consisting of 5 members, at least 3 of whom shall have not

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1 less than 5 years' experience in the savings and loan or savings bank business in this
2 state, appointed for 5-year terms.

3 **SECTION 15.** 15.185 (7) (title) of the statutes is repealed.

4 **SECTION 16.** 15.185 (7) (a) of the statutes is renumbered 15.175 (16m) and
5 amended to read:

6 15.175 **(16m)** OFFICE OF CREDIT UNIONS; ~~CREATION~~. There is created in the
7 department of financial institutions and professional standards an office of credit
8 unions which is attached to the department of financial institutions under s. 15.03.
9 The director shall be appointed by the governor to serve at the pleasure of the
10 governor. No person may be appointed director who has not had at least 3 years of
11 actual experience either in the operation of a credit union, or serving in a credit union
12 supervisory capacity, or a combination of both. ~~Notwithstanding s. 15.03, all~~
13 ~~personnel and budget requests by the office of credit unions shall be processed and~~
14 ~~forwarded by the department of financial institutions without change except as~~
15 ~~requested and concurred in by the office of credit unions.~~

16 **SECTION 17.** 15.185 (7) (b) of the statutes is renumbered 15.175 (16r) and
17 amended to read:

18 15.175 **(16r)** CREDIT UNION REVIEW BOARD. There is created in the ~~office of credit~~
19 ~~unions~~ department of financial institutions and professional standards a credit
20 union review board consisting of 5 persons, appointed for staggered 5-year terms.
21 All members shall have at least 5 years' experience in the operations of a credit union.
22 The office of credit unions may call special meetings of the review board.

23 **SECTION 18.** 15.40 of the statutes is repealed.

24 **SECTION 19.** 15.405 (title) of the statutes is renumbered 15.175 (title) and
25 amended to read:

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1 **15.175** (title) **Same; attached boards and, examining boards, and**
2 **offices.**

3 **SECTION 20.** 15.405 (1) of the statutes is renumbered 15.175 (1) and amended
4 to read:

5 15.175 **(1)** ACCOUNTING EXAMINING BOARD. There is created an accounting
6 examining board in the department of ~~safety and professional services~~ financial
7 institutions and professional standards. The examining board shall consist of 7
8 members, appointed for staggered 4-year terms. Five members shall hold
9 certificates as certified public accountants and be eligible for licensure to practice in
10 this state. Two members shall be public members.

11 **SECTION 21.** 15.405 (1m) of the statutes is renumbered 15.175 (1m), and 15.175
12 (1m) (a) (intro.) and 5., as renumbered, are amended to read:

13 15.175 **(1m)** (a) (intro.) There is created a building inspector review board
14 which is attached to the department of ~~safety and professional services~~ financial
15 institutions and professional standards under s. 15.03 that consists of the following
16 members:

17 5. A building inspector certified by the department of ~~safety and professional~~
18 ~~services~~ financial institutions and professional standards, to inspect public
19 buildings, places of employment, or one-family and two-family dwellings.

20 **SECTION 22.** 15.405 (2) of the statutes is renumbered 15.175 (2), and 15.175 (2)
21 (intro.), as renumbered, is amended to read:

22 15.175 **(2)** EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
23 PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND SURVEYORS. (intro.)
24 There is created an examining board of architects, landscape architects, professional
25 engineers, designers, and professional land surveyors in the department of ~~safety~~

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1 ~~and professional services~~ financial institutions and professional standards. Any
2 professional member appointed to the examining board shall be registered or
3 licensed to practice architecture, landscape architecture, professional engineering,
4 the design of engineering systems, or professional land surveying under ch. 443. The
5 examining board shall consist of the following members appointed for 4-year terms:
6 3 architects, 3 landscape architects, 3 professional engineers, 3 designers, 3
7 professional land surveyors, and 10 public members.

8 **SECTION 23.** 15.405 (2m) of the statutes is renumbered 15.175 (2m), and 15.175
9 (2m) (a) (intro.), as renumbered, is amended to read:

10 15.175 **(2m)** (a) (intro.) There is created in the department of ~~safety and~~
11 ~~professional services~~ financial institutions and professional standards an examining
12 board of professional geologists, hydrologists, and soil scientists consisting of the
13 following members appointed for 4-year terms:

14 **SECTION 24.** 15.405 (3) of the statutes is renumbered 15.175 (3), and 15.175 (3)
15 (a) (intro.), as renumbered, is amended to read:

16 15.175 **(3)** (a) (intro.) There is created in the department of ~~safety and~~
17 ~~professional services~~ financial institutions and professional standards an auctioneer
18 board consisting of the following members appointed for 4-year terms:

19 **SECTION 25.** 15.405 (3m) of the statutes is renumbered 15.175 (3m), and 15.175
20 (3m) (b) (intro.), as renumbered, is amended to read:

21 15.175 **(3m)** (b) (intro.) There is created in the department of ~~safety and~~
22 ~~professional services~~ financial institutions and professional standards a cemetery
23 board consisting of the following members, who shall serve 4-year terms:

24 **SECTION 26.** 15.405 (5) of the statutes is renumbered 15.175 (5) and amended
25 to read:

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1 15.175 (5) CHIROPRACTIC EXAMINING BOARD. There is created a chiropractic
2 examining board in the department of ~~safety and professional services~~ financial
3 institutions and professional standards. The chiropractic examining board shall
4 consist of 6 members, appointed for staggered 4-year terms. Four members shall be
5 graduates from a school of chiropractic and licensed to practice chiropractic in this
6 state. Two members shall be public members. No person may be appointed to the
7 examining board who is in any way connected with or has a financial interest in any
8 chiropractic school.

9 **SECTION 27.** 15.405 (5g) of the statutes is renumbered 15.175 (5g) and amended
10 to read:

11 15.175 (5g) CONTROLLED SUBSTANCES BOARD. There is created in the department
12 of ~~safety and professional services~~ financial institutions and professional standards
13 a controlled substances board consisting of the attorney general, the secretary of
14 health services, and the secretary of agriculture, trade and consumer protection, or
15 their designees; the chairperson of the pharmacy examining board or a designee; and
16 one psychiatrist and one pharmacologist appointed for 3-year terms.

17 **SECTION 28.** 15.405 (6) of the statutes is renumbered 15.175 (6), and 15.175 (6)
18 (intro.), as renumbered, is amended to read:

19 15.175 (6) DENTISTRY EXAMINING BOARD. (intro.) There is created a dentistry
20 examining board in the department of ~~safety and professional services~~ financial
21 institutions and professional standards consisting of the following members
22 appointed for 4-year terms:

23 **SECTION 29.** 15.405 (6m) of the statutes is renumbered 15.175 (6m), and 15.175
24 (6m) (intro.), as renumbered, is amended to read:

SENATE BILL 119**SECTION 29**

1 15.175 (6m) HEARING AND SPEECH EXAMINING BOARD. (intro.) There is created
2 a hearing and speech examining board in the department of ~~safety and professional~~
3 ~~services~~ financial institutions and professional standards consisting of the following
4 members appointed for 4-year terms:

5 **SECTION 30.** 15.405 (7) of the statutes is renumbered 15.175 (7), and 15.175 (7)
6 (a), as renumbered, is amended to read:

7 15.175 (7) (a) There is created a medical examining board in the department
8 of ~~safety and professional services~~ financial institutions and professional standards.

9 **SECTION 31.** 15.405 (7c) of the statutes is renumbered 15.175 (7c), and 15.175
10 (7c) (a) (intro.), as renumbered, is amended to read:

11 15.175 (7c) (a) (intro.) There is created a marriage and family therapy,
12 professional counseling, and social work examining board in the department of
13 ~~safety and professional services~~ financial institutions and professional standards
14 consisting of the following members appointed for 4-year terms:

15 **SECTION 32.** 15.405 (7e) of the statutes is renumbered 15.175 (7e), and 15.175
16 (7e) (intro.), as renumbered, is amended to read:

17 15.175 (7e) RADIOGRAPHY EXAMINING BOARD. (intro.) There is created in the
18 department of ~~safety and professional services~~ financial institutions and
19 professional standards a radiography examining board consisting of the following 7
20 members appointed for 4-year terms:

21 **SECTION 33.** 15.405 (7g) of the statutes is renumbered 15.175 (7g) and amended
22 to read:

23 15.175 (7g) BOARD OF NURSING. There is created a board of nursing in the
24 department of ~~safety and professional services~~ financial institutions and
25 professional standards. The board of nursing shall consist of the following members

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1 appointed for staggered 4-year terms: 5 currently licensed registered nurses under
2 ch. 441; 2 currently licensed practical nurses under ch. 441; and 2 public members.
3 Each registered nurse member shall have graduated from a program in professional
4 nursing and each practical nurse member shall have graduated from a program in
5 practical nursing accredited by the state in which the program was conducted.

6 **SECTION 34.** 15.405 (7m) of the statutes is renumbered 15.175 (7m) and
7 amended to read:

8 15.175 **(7m)** NURSING HOME ADMINISTRATOR EXAMINING BOARD. There is created
9 a nursing home administrator examining board in the department of ~~safety and~~
10 ~~professional services~~ financial institutions and professional standards consisting of
11 9 members appointed for staggered 4-year terms and the secretary of health services
12 or a designee, who shall serve as a nonvoting member. Five members shall be
13 nursing home administrators licensed in this state. One member shall be a
14 physician. One member shall be a nurse licensed under ch. 441. Two members shall
15 be public members. No more than 2 members may be officials or full-time employees
16 of this state.

17 **SECTION 35.** 15.405 (7r) of the statutes is renumbered 15.175 (7r), and 15.175
18 (7r) (intro.), as renumbered, is amended to read:

19 15.175 **(7r)** PHYSICAL THERAPY EXAMINING BOARD. (intro.) There is created in the
20 department of ~~safety and professional services~~ financial institutions and
21 professional standards a physical therapy examining board consisting of the
22 following members appointed for staggered 4-year terms:

23 **SECTION 36.** 15.405 (8) of the statutes is renumbered 15.175 (8) and amended
24 to read:

SENATE BILL 119**SECTION 36**

1 15.175 (8) OPTOMETRY EXAMINING BOARD. There is created an optometry
2 examining board in the department of ~~safety and professional services~~ financial
3 institutions and professional standards. The optometry examining board shall
4 consist of 7 members appointed for staggered 4-year terms. Five of the members
5 shall be licensed optometrists in this state. Two members shall be public members.

6 **SECTION 37.** 15.405 (9) of the statutes is renumbered 15.175 (9) and amended
7 to read:

8 15.175 (9) PHARMACY EXAMINING BOARD. There is created a pharmacy examining
9 board in the department of ~~safety and professional services~~ financial institutions and
10 professional standards. The pharmacy examining board shall consist of 7 members
11 appointed for staggered 4-year terms. Five of the members shall be licensed to
12 practice pharmacy in this state. Two members shall be public members.

13 **SECTION 38.** 15.405 (10m) of the statutes is renumbered 15.175 (10m) and
14 amended to read:

15 15.175 (10m) PSYCHOLOGY EXAMINING BOARD. There is created in the
16 department of ~~safety and professional services~~ financial institutions and
17 professional standards a psychology examining board consisting of 6 members
18 appointed for staggered 4-year terms. Four of the members shall be psychologists
19 licensed in this state. Each of the psychologist members shall represent a different
20 specialty area within the field of psychology. Two members shall be public members.

21 **SECTION 39.** 15.405 (10r) of the statutes is renumbered 15.175 (10r), and 15.175
22 (10r) (a) (intro.), as renumbered, is amended to read:

23 15.175 (10r) (a) (intro.) There is created a real estate appraisers board in the
24 department of ~~safety and professional services~~ financial institutions and

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1 professional standards consisting of the following members appointed for 4-year
2 terms:

3 **SECTION 40.** 15.405 (11m) of the statutes is renumbered 15.175 (11m) and
4 amended to read:

5 15.175 **(11m)** REAL ESTATE EXAMINING BOARD. There is created a real estate
6 examining board in the department of ~~safety and professional services~~ financial
7 institutions and professional standards. The real estate examining board shall
8 consist of 7 members appointed to staggered 4-year terms. Five of the members shall
9 be real estate brokers or salespersons licensed in this state. Two members shall be
10 public members. No member may serve more than 2 terms.

11 **SECTION 41.** 15.405 (12) (title) of the statutes is repealed.

12 **SECTION 42.** 15.405 (12) of the statutes is renumbered 15.135 (5) (a) (intro.) and
13 amended to read:

14 15.135 **(5)** (a) (intro.) There is created a veterinary examining board in the
15 department of ~~safety and professional services~~ agriculture, trade and consumer
16 protection. The veterinary examining board shall consist of the following 8 members
17 appointed for staggered 4-year terms.:

18 1. Five of the ~~members shall be licensed veterinarians~~ licensed in this state.

19 2. One ~~member shall be a~~ veterinary technician certified in this state.

20 3. Two ~~members shall be~~ public members.

21 (b) No member of the examining board may in any way be financially interested
22 in any school having a veterinary department or a course of study in veterinary or
23 animal technology.

24 **SECTION 43.** 15.405 (16) of the statutes is renumbered 15.175 (16) and amended
25 to read:

SENATE BILL 119**SECTION 43**

1 15.175 **(16)** FUNERAL DIRECTORS EXAMINING BOARD. There is created a funeral
2 directors examining board in the department of ~~safety and professional services~~
3 financial institutions and professional standards. The funeral directors examining
4 board shall consist of 6 members appointed for staggered 4-year terms. Four
5 members shall be licensed funeral directors under ch. 445 in this state. Two
6 members shall be public members.

7 **SECTION 44.** 15.405 (17) of the statutes is renumbered 15.175 (17) and amended
8 to read:

9 15.175 **(17)** COSMETOLOGY EXAMINING BOARD. There is created a cosmetology
10 examining board in the department of ~~safety and professional services~~ financial
11 institutions and professional standards. The cosmetology examining board shall
12 consist of 9 members appointed for 4-year terms. Four members shall be licensed
13 aestheticians or cosmetologists, 2 members shall be public members, one member
14 shall be a representative of a private school of cosmetology, one member shall be a
15 representative of a public school of cosmetology, and one member shall be a licensed
16 electrologist. No more than 4 members may be connected with or have any financial
17 interest in a cosmetology school.

18 **SECTION 45.** 15.406 (title) of the statutes is renumbered 15.176 (title).

19 **SECTION 46.** 15.406 (2) of the statutes is renumbered 15.176 (2), and 15.176 (2)
20 (intro.), as renumbered, is amended to read:

21 15.176 **(2)** DIETITIANS AFFILIATED CREDENTIALING BOARD. (intro.) There is created
22 in the department of ~~safety and professional services~~ financial institutions and
23 professional standards, attached to the medical examining board, a dietitians
24 affiliated credentialing board consisting of the following members appointed for
25 4-year terms:

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1 **SECTION 47.** 15.406 (3) of the statutes is renumbered 15.176 (3), and 15.176 (3)
2 (intro.), as renumbered, is amended to read:

3 15.176 (3) **PODIATRY AFFILIATED CREDENTIALING BOARD.** (intro.) There is created
4 in the department of ~~safety and professional services~~ financial institutions and
5 professional standards, attached to the medical examining board, a podiatry
6 affiliated credentialing board consisting of the following members appointed for
7 4-year terms:

8 **SECTION 48.** 15.406 (4) of the statutes is renumbered 15.176 (4), and 15.176 (4)
9 (intro.), as renumbered, is amended to read:

10 15.176 (4) **ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD.** (intro.) There
11 is created in the department of ~~safety and professional services~~ financial institutions
12 and professional standards, attached to the medical examining board, an athletic
13 trainers affiliated credentialing board consisting of the following members
14 appointed for 4-year terms:

15 **SECTION 49.** 15.406 (5) of the statutes is renumbered 15.176 (5), and 15.176 (5)
16 (intro.), as renumbered, is amended to read:

17 15.176 (5) **OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD.** (intro.)
18 There is created in the department of ~~safety and professional services~~ financial
19 institutions and professional standards, attached to the medical examining board,
20 an occupational therapists affiliated credentialing board consisting of the following
21 members appointed for 4-year terms:

22 **SECTION 50.** 15.406 (6) of the statutes is renumbered 15.176 (6), and 15.176 (6)
23 (a) (intro.) and 1., as renumbered, are amended to read:

24 15.176 (6) (a) (intro.) There is created in the department of ~~safety and~~
25 ~~professional services~~ financial institutions and professional standards, attached to

SENATE BILL 119**SECTION 50**

1 the medical examining board, a massage therapy and bodywork therapy affiliated
2 credentialing board. The affiliated credentialing board shall consist of the following
3 7 members appointed for 4-year terms:

4 1. Six massage therapists or bodywork therapists licensed under ch. 460 who
5 have engaged in the practice of massage therapy or bodywork therapy for at least 2
6 years preceding appointment. One member appointed under this subdivision shall
7 be a representative of a massage therapy or bodywork therapy school ~~approved~~
8 certified by the educational approval board under s. 38.50 department of financial
9 institutions and professional standards under s. 440.52. One member appointed
10 under this subdivision shall be a representative of a massage therapy or bodywork
11 therapy program offered by a technical college in this state. No other members
12 appointed under this subdivision shall be directly or indirectly affiliated with a
13 massage therapy or bodywork therapy school or program.

14 **SECTION 51.** 15.407 (title) of the statutes is renumbered 15.177 (title).

15 **SECTION 52.** 15.407 (1m) of the statutes is renumbered 15.177 (1m) and
16 amended to read:

17 15.177 **(1m)** RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL. There is
18 created a respiratory care practitioners examining council in the department of
19 ~~safety and professional services~~ financial institutions and professional standards
20 and serving the medical examining board in an advisory capacity in the formulating
21 of rules to be promulgated by the medical examining board for the regulation of
22 respiratory care practitioners. The respiratory care practitioners examining council
23 shall consist of 3 certified respiratory care practitioners, each of whom shall have
24 engaged in the practice of respiratory care for at least 3 years preceding
25 appointment, one physician and one public member. The respiratory care

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1 practitioner and physician members shall be appointed by the medical examining
2 board. The members of the examining council shall serve 3-year terms. Section
3 15.08 (1) to (4) (a) and (6) to (10) shall apply to the respiratory care practitioners
4 examining council, except that members of the examining council may serve more
5 than 2 consecutive terms.

6 **SECTION 53.** 15.407 (2) of the statutes is renumbered 15.177 (2), and 15.177 (2)
7 (intro.), as renumbered, is amended to read:

8 15.177 (2) COUNCIL ON PHYSICIAN ASSISTANTS. (intro.) There is created a council
9 on physician assistants in the department of ~~safety and professional services~~
10 financial institutions and professional standards and serving the medical examining
11 board in an advisory capacity. The council's membership shall consist of:

12 **SECTION 54.** 15.407 (2m) of the statutes is renumbered 15.177 (2m), and 15.177
13 (2m) (intro.), as renumbered, is amended to read:

14 15.177 (2m) (intro.) There is created a perfusionists examining council in the
15 department of ~~safety and professional services~~ financial institutions and
16 professional standards and serving the medical examining board in an advisory
17 capacity. The council shall consist of the following members appointed for 3-year
18 terms:

19 **SECTION 55.** 15.407 (3) of the statutes is renumbered 15.177 (3), and 15.177 (3)
20 (intro.), as renumbered, is amended to read:

21 15.177 (3) EXAMINING COUNCILS; BOARD OF NURSING. (intro.) The following
22 examining councils are created in the department of ~~safety and professional services~~
23 financial institutions and professional standards to serve the board of nursing in an
24 advisory capacity. Section 15.08 (1) to (4) (a) and (6) to (10), applies to the examining
25 councils.

SENATE BILL 119**SECTION 56**

1 **SECTION 56.** 15.407 (5) of the statutes is renumbered 15.177 (5) and amended
2 to read:

3 15.177 (5) COUNCIL ON REAL ESTATE CURRICULUM AND EXAMINATIONS. There is
4 created in the department of ~~safety and professional services~~ financial institutions
5 and professional standards a council on real estate curriculum and examinations
6 consisting of 7 members appointed for 4-year terms. Five members shall be real
7 estate brokers or salespersons licensed under ch. 452 and 2 members shall be public
8 members. Of the real estate broker or salesperson members, one member shall be
9 a member of the real estate examining board appointed by the real estate examining
10 board, at least 2 members shall be licensed real estate brokers with at least 5 years
11 of experience as real estate brokers, and at least one member shall be a licensed real
12 estate salesperson with at least 2 years of experience as a real estate salesperson.
13 Of the 2 public members, at least one member shall have at least 2 years of experience
14 in planning or presenting real estate educational programs. No member of the
15 council may serve more than 2 consecutive terms.

16 **SECTION 57.** 15.407 (6) of the statutes is renumbered 15.177 (6), and 15.177 (6)
17 (intro.), as renumbered, is amended to read:

18 15.177 (6) PHARMACIST ADVISORY COUNCIL. (intro.) There is created a pharmacist
19 advisory council in the department of ~~safety and professional services~~ financial
20 institutions and professional standards and serving the pharmacy examining board
21 in an advisory capacity. The council shall consist of the following members appointed
22 for 3-year terms:

23 **SECTION 58.** 15.407 (7) of the statutes is renumbered 15.177 (7), and 15.177 (7)
24 (intro.), as renumbered, is amended to read:

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1 15.177 (7) COUNCIL ON ANESTHESIOLOGIST ASSISTANTS; DUTIES. (intro.) There is
2 created a council on anesthesiologist assistants in the department of safety and
3 ~~professional services~~ financial institutions and professional standards and serving
4 the medical examining board in an advisory capacity. The council's membership
5 shall consist of the following members, who shall be selected from a list of
6 recommended appointees submitted by the president of the Wisconsin Society of
7 Anesthesiologists, Inc., after the president of the Wisconsin Society of
8 Anesthesiologists, Inc., has considered the recommendation of the Wisconsin
9 Academy of Anesthesiologist Assistants for the appointee under par. (b), and who
10 shall be appointed by the medical examining board for 3-year terms:

11 **SECTION 59.** 15.407 (8) of the statutes is renumbered 15.177 (8), and 15.177 (8)
12 (intro.), as renumbered, is amended to read:

13 15.177 (8) CREMATORY AUTHORITY COUNCIL. (intro.) There is created a crematory
14 authority council in the department of ~~safety and professional services~~ financial
15 institutions and professional standards consisting of the secretary of ~~safety and~~
16 ~~professional services~~ financial institutions and professional standards or a designee
17 of the secretary, who shall serve as a nonvoting member, and the following persons
18 appointed for 3-year terms:

19 **SECTION 60.** 15.407 (9) of the statutes is renumbered 15.177 (9), and 15.177 (9)
20 (a) (intro.), as renumbered, is amended to read:

21 15.177 (9) (a) (intro.) There is created a sign language interpreter council in
22 the department of ~~safety and professional services~~ financial institutions and
23 professional standards consisting of the secretary of ~~safety and professional services~~
24 financial institutions and professional standards or a designee of the secretary and

SENATE BILL 119**SECTION 60**

1 the following 8 members nominated by the governor, and with the advice and consent
2 of the senate appointed, for 3-year terms:

3 **SECTION 61.** 15.407 (10) of the statutes is renumbered 15.177 (10), and 15.177
4 (10) (a) (intro.) and (b), as renumbered, are amended to read:

5 15.177 (10) (a) (intro.) There is created in the department of ~~safety and~~
6 ~~professional services~~ financial institutions and professional standards, a dwelling
7 code council, consisting of 11 members appointed for staggered 2-year terms. Each
8 member shall represent at least one of the following groups:

9 (b) An employee of the department designated by the secretary of ~~safety and~~
10 ~~professional services~~ financial institutions and professional standards shall serve as
11 secretary, but shall not be a member, of the council. The council shall meet at least
12 twice a year. Seven members of the council shall constitute a quorum. For the
13 purpose of conducting business a majority vote of the council is required.

14 **SECTION 62.** 15.407 (11) of the statutes is renumbered 15.177 (11) and amended
15 to read:

16 15.177 (11) CONTRACTOR CERTIFICATION COUNCIL. There is created in the
17 department of ~~safety and professional services~~ financial institutions and
18 professional standards a contractor certification council consisting of 3 members who
19 are building contractors holding certificates of financial responsibility under s.
20 101.654 and who are involved in, or who have demonstrated an interest in,
21 continuing education for building contractors. The members shall be appointed by
22 the secretary of ~~safety and professional services~~ financial institutions and
23 professional standards for 3-year terms.

24 **SECTION 63.** 15.407 (12) of the statutes is renumbered 15.177 (12), and 15.177
25 (12) (a) (intro.), as renumbered, is amended to read:

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1 15.177 (12) (a) (intro.) There is created in the department of ~~safety and~~
2 ~~professional services~~ financial institutions and professional standards a multifamily
3 dwelling code council consisting of the following members appointed for 3-year
4 terms:

5 **SECTION 64.** 15.407 (13) of the statutes is renumbered 15.177 (13), and 15.177
6 (13) (a) (intro.), as renumbered, is amended to read:

7 15.177 (13) (a) (intro.) There is created in the department of ~~safety and~~
8 ~~professional services~~ financial institutions and professional standards a
9 manufactured housing code council consisting of the following members appointed
10 by the secretary of ~~safety and professional services~~ financial institutions and
11 professional standards for 3-year terms:

12 **SECTION 65.** 15.407 (14) of the statutes is renumbered 15.177 (14), and 15.177
13 (14) (a) (intro.) and 10. and (b), as renumbered, are amended to read:

14 15.177 (14) (a) (intro.) There is created in the department of ~~safety and~~
15 ~~professional services~~ financial institutions and professional standards a conveyance
16 safety code council consisting of the following members appointed for 3-year terms:

17 10. An employee of the department of ~~safety and professional services~~ financial
18 institutions and professional standards, designated by the secretary of ~~safety and~~
19 ~~professional services~~ financial institutions and professional standards, who is
20 familiar with commercial building inspections.

21 (b) The council shall meet at least twice a year. The employee of the department
22 of ~~safety and professional services~~ financial institutions and professional standards
23 designated by the secretary of ~~safety and professional services~~ financial institutions
24 and professional standards under par. (a) 10. shall serve as nonvoting secretary of
25 the council.

SENATE BILL 119**SECTION 66**

1 **SECTION 66.** 15.407 (16) of the statutes is renumbered 15.177 (16) and amended
2 to read:

3 15.177 **(16)** PLUMBERS COUNCIL. There is created in the department of ~~safety~~
4 ~~and professional services~~ financial institutions and professional standards a
5 plumbers council consisting of 3 members. One member shall be an employee of the
6 department of ~~safety and professional services~~ financial institutions and
7 professional standards, selected by the secretary of ~~safety and professional services~~
8 financial institutions and professional standards, to serve as the secretary of the
9 council. Two members, one a master plumber and one a journeyman plumber, shall
10 be appointed by the secretary of ~~safety and professional services~~ financial
11 institutions and professional standards for 2-year terms.

12 **SECTION 67.** 15.407 (17) of the statutes is renumbered 15.177 (17) and amended
13 to read:

14 15.177 **(17)** AUTOMATIC FIRE SPRINKLER SYSTEM CONTRACTORS AND JOURNEYMEN
15 COUNCIL. There is created in the department of ~~safety and professional services~~
16 financial institutions and professional standards an automatic fire sprinkler system
17 contractors and journeymen council consisting of 5 members. One member shall be
18 an employee of the department of ~~safety and professional services~~ financial
19 institutions and professional standards, selected by the secretary of ~~safety and~~
20 ~~professional services~~ financial institutions and professional standards, to serve as
21 secretary of the council. Two members shall be licensed journeymen automatic fire
22 sprinkler fitters and 2 members shall be persons representing licensed automatic
23 fire sprinkler contractors, all appointed by the secretary of ~~safety and professional~~
24 ~~services~~ financial institutions and professional standards for staggered 4-year
25 terms.

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1 **SECTION 68.** 15.407 (18) of the statutes is renumbered 15.177 (18), and 15.177
2 (18) (a) (intro.), as renumbered, is amended to read:

3 15.177 **(18)** (a) (intro.) There is created in the department of safety and
4 professional services financial institutions and professional standards a building
5 code council consisting of the following members appointed for 3-year terms:

6 **SECTION 69.** 15.945 of the statutes is repealed.

7 **SECTION 70.** 16.28 of the statutes is renumbered 203.02.

8 **SECTION 71.** 16.283 of the statutes is renumbered 203.03.

9 **SECTION 72.** 16.285 of the statutes is renumbered 203.05.

10 **SECTION 73.** 16.287 of the statutes is renumbered 203.07.

11 **SECTION 74.** 16.75 (3m) (a) 1. of the statutes is amended to read:

12 16.75 **(3m)** (a) 1. “Disabled veteran-owned business” means a business
13 certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

14 **SECTION 75.** 16.75 (3m) (a) 2. of the statutes is amended to read:

15 16.75 **(3m)** (a) 2. “Disabled veteran-owned financial adviser” means a financial
16 adviser certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

17 **SECTION 76.** 16.75 (3m) (a) 3. of the statutes is amended to read:

18 16.75 **(3m)** (a) 3. “Disabled veteran-owned investment firm” means an
19 investment firm certified by ~~the department of administration~~ under s. ~~16.283~~
20 203.03 (3).

21 **SECTION 77.** 16.75 (3m) (a) 4. of the statutes is amended to read:

22 16.75 **(3m)** (a) 4. “Minority business” means a business certified by ~~the~~
23 ~~department of administration~~ under s. ~~16.287~~ 203.07 (2).

24 **SECTION 78.** 16.75 (3m) (c) 5. a. of the statutes is amended to read:

SENATE BILL 119**SECTION 78**

1 16.75 (3m) (c) 5. a. In determining whether a purchase, contract, or subcontract
2 complies with the goal established under par. (b) 1. or 2. or s. 16.855 (10m) (am) 1.
3 or 2., 16.87 (2) (b) or (c), or 25.185 (2) (a) or (b), the department shall include only
4 amounts paid to businesses, financial advisers, and investment firms certified by the
5 ~~department of administration~~ under s. ~~16.283 203.03~~ or ~~16.287 203.07~~ (2), whichever
6 is appropriate.

7 **SECTION 79.** 16.75 (3m) (c) 5. b. of the statutes is amended to read:

8 16.75 (3m) (c) 5. b. In determining whether a purchase, contract, or subcontract
9 is made with a disabled veteran-owned business, the department shall include only
10 amounts paid to disabled veteran-owned businesses certified by the ~~department of~~
11 ~~administration~~ under s. ~~16.283 203.03~~ (3).

12 **SECTION 80.** 16.854 (1) (a) of the statutes is amended to read:

13 16.854 (1) (a) “Minority business” has the meaning given in s. ~~16.287 203.07~~
14 (1) (e).

15 **SECTION 81.** 16.854 (1) (b) of the statutes is amended to read:

16 16.854 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
17 ~~203.07~~ (1) (f).

18 **SECTION 82.** 16.855 (10m) (ac) of the statutes is amended to read:

19 16.855 (10m) (ac) In this subsection, “disabled veteran-owned business”
20 means a business certified by the ~~department of administration~~ under s. ~~16.283~~
21 ~~203.03~~ (3).

22 **SECTION 83.** 16.855 (10n) (a) of the statutes is amended to read:

23 16.855 (10n) (a) In this subsection, “minority group member” has the meaning
24 given in s. ~~16.287 203.07~~ (1) (f).

25 **SECTION 84.** 16.87 (1) (am) of the statutes is amended to read:

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1 16.87 (1) (am) “Disabled veteran-owned business” means a business certified
2 by the department of administration under s. ~~16.283~~ 203.03 (3).

3 **SECTION 85.** 18.16 (1) (a) of the statutes is amended to read:

4 18.16 (1) (a) “Disabled veteran-owned financial adviser” means a financial
5 adviser certified by the department of administration under s. ~~16.283~~ 203.03 (3).

6 **SECTION 86.** 18.16 (1) (b) of the statutes is amended to read:

7 18.16 (1) (b) “Disabled veteran-owned investment firm” means an investment
8 firm certified by the department of administration under s. ~~16.283~~ 203.03 (3).

9 **SECTION 87.** 18.16 (1) (c) of the statutes is amended to read:

10 18.16 (1) (c) “Minority financial adviser” means a financial adviser certified by
11 the department of administration under s. ~~16.287~~ 203.07 (2).

12 **SECTION 88.** 18.16 (1) (d) of the statutes is amended to read:

13 18.16 (1) (d) “Minority investment firm” means an investment firm certified by
14 the department of administration under s. ~~16.287~~ 203.07 (2).

15 **SECTION 89.** 18.64 (1) (a) of the statutes is amended to read:

16 18.64 (1) (a) “Disabled veteran-owned financial adviser” means a financial
17 adviser certified by the department of administration under s. ~~16.283~~ 203.03 (3).

18 **SECTION 90.** 18.64 (1) (b) of the statutes is amended to read:

19 18.64 (1) (b) “Disabled veteran-owned investment firm” means an investment
20 firm certified by the department of administration under s. ~~16.283~~ 203.03 (3).

21 **SECTION 91.** 18.64 (1) (c) of the statutes is amended to read:

22 18.64 (1) (c) “Minority financial adviser” means a financial adviser certified by
23 the department of administration under s. ~~16.287~~ 203.07 (2).

24 **SECTION 92.** 18.64 (1) (d) of the statutes is amended to read:

SENATE BILL 119**SECTION 92**

1 18.64 (1) (d) “Minority investment firm” means an investment firm certified by
2 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

3 **SECTION 93.** 18.77 (1) (a) of the statutes is amended to read:

4 18.77 (1) (a) “Disabled veteran-owned financial adviser” means a financial
5 adviser certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

6 **SECTION 94.** 18.77 (1) (b) of the statutes is amended to read:

7 18.77 (1) (b) “Disabled veteran-owned investment firm” means an investment
8 firm certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

9 **SECTION 95.** 18.77 (1) (c) of the statutes is amended to read:

10 18.77 (1) (c) “Minority financial adviser” means a financial adviser certified by
11 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

12 **SECTION 96.** 18.77 (1) (d) of the statutes is amended to read:

13 18.77 (1) (d) “Minority investment firm” means an investment firm certified by
14 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

15 **SECTION 97.** 20.001 (7) of the statutes is created to read:

16 20.001 (7) CERTAIN APPROPRIATIONS OF THE DEPARTMENT OF FINANCIAL
17 INSTITUTIONS AND PROFESSIONAL STANDARDS. In s. 20.142 (2):

18 (a) “Banking functions” means the functions conducted by the department of
19 financial institutions and professional standards under chs. 34, 138, 202, 214, 215,
20 216, 217, 218, 219, 220, 221, 222, 223, 224, 421, 422, 423, 424, 425, 426, 427, 428, and
21 429.

22 (b) “Financial services functions” means all of the following:

23 1. The functions conducted by the department of financial institutions and
24 professional standards specified in par. (a).

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1 2. The functions conducted by the department of financial institutions and
2 professional standards under chs. 132, 137, 178, 179, 180, 181, 182, 183, 184, 185,
3 187, 188, 190, 191, 193, 401, 402, 403, 404, 405, 407, 408, 409, 410, 411, 551, 552, and
4 553 and under ss. 50.05 (15), 66.0420, 71.80 (12), 88.05 (6), 96.17 (6), 100.23, 101.955,
5 102.17, 109.09, 111.07, 231.13 (2), 279.08 (2), 443.10 (6), 703.23, 704.22, 779.87 (3),
6 779.97, and 995.12 (3).

7 3. All functions conducted by the office of credit unions.

8 4. All of the following functions conducted by the department of financial
9 institutions and professional standards under ch. 157:

10 a. Receiving the certification of a cemetery association under s. 157.062 (1) or
11 a certified copy of an amendment resolution under s. 157.062 (2).

12 b. Receiving a copy of proceedings to reorganize a cemetery association under
13 s. 157.062 (6) (b).

14 c. Prescribing and furnishing forms related to cemetery associations under s.
15 157.062 (6m).

16 d. Receiving notice of transfer of cemetery property, trust funds, and other
17 property used for cemetery purposes from one cemetery association or religious
18 association to another cemetery association or religious association, and prescribing
19 and furnishing forms related to such a transfer, under s. 157.064 (7).

20 e. Receiving and filing cemetery association annual reports, and prescribing
21 and furnishing forms for these reports, under s. 157.62 (1).

22 **SECTION 98.** 20.115 (2) (jm) of the statutes is created to read:

23 20.115 (2) (jm) *Veterinary examining board.* All moneys received from issuing
24 and renewing credentials under ch. 89 for the licensing, rule-making, and
25 regulatory functions of the veterinary examining board.

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1 **SECTION 99.** 20.142 (intro.) of the statutes is created to read:

2 **20.142 Financial institutions and professional standards, department**
3 **of.** (intro.) There is appropriated to the department of financial institutions and
4 professional standards for the following programs:

5 **SECTION 100.** 20.142 (1) (title) of the statutes is created to read:

6 20.142 (1) (title) SUPERVISION AND MANAGEMENT.

7 **SECTION 101.** 20.142 (1) (gm) of the statutes is created to read:

8 20.142 (1) (gm) *Gifts and grants.* Except as otherwise provided in subs. (2), (3),
9 and (4), all moneys received from gifts, grants, bequests, and devises, for the
10 purposes for which made.

11 **SECTION 102.** 20.142 (1) (k) of the statutes is created to read:

12 20.142 (1) (k) *Interagency and intra-agency programs.* Except as otherwise
13 provided in subs. (2), (3), and (4), all moneys received from other state agencies and
14 all moneys received by the department from the department, for the purposes for
15 which received.

16 **SECTION 103.** 20.142 (1) (m) of the statutes is created to read:

17 20.142 (1) (m) *Federal funds.* Except as otherwise provided in subs. (2), (3), and
18 (4), all moneys received from the federal government as authorized by the governor
19 under s. 16.54, for the purposes for which received.

20 **SECTION 104.** 20.144 (title) of the statutes is repealed.

21 **SECTION 105.** 20.144 (intro.) of the statutes is repealed.

22 **SECTION 106.** 20.144 (1) (title) of the statutes is renumbered 20.142 (2) (title).

23 **SECTION 107.** 20.144 (1) (a) of the statutes is renumbered 20.142 (2) (a).

24 **SECTION 108.** 20.144 (1) (g) of the statutes is renumbered 20.142 (2) (g) and
25 amended to read:

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1 20.142 (2) (g) *General program operations related to financial services*
2 *functions*. The amounts in the schedule for the general program operations of the
3 department of financial institutions and professional standards related to financial
4 services functions. Except as provided in pars. (a), (h), (i), (j), and (u), all moneys
5 received by the department, other than by the office of credit unions and the ~~division~~
6 ~~of banking department for banking functions~~, and 88% of all moneys received by the
7 office of credit unions and the ~~department's division of banking department for~~
8 banking functions, shall be credited to this appropriation, but any balance at the
9 close of a fiscal year under this appropriation shall lapse to the general fund.
10 Annually, \$325,000 of the amounts received under this appropriation account shall
11 be transferred to the appropriation account under s. 20.575 (1) (g).

12 **SECTION 109.** 20.144 (1) (h) of the statutes is renumbered 20.142 (2) (h) and
13 amended to read:

14 20.142 (2) (h) ~~Gifts, grants, settlements~~ *Settlements and publications; financial*
15 *services functions*. All moneys received from ~~gifts, grants, bequests, forfeitures~~
16 under s. 426.203, and ~~from settlements arising from financial services functions~~, for
17 the purposes for which made or received and all moneys received by the department
18 from financial services functions as fees or other charges for photocopying, microfilm
19 copying, generation of copies of documents from optical disk storage, sales of books
20 and other services provided in carrying out the financial services functions of the
21 department, for the purposes for which the moneys were received or collected.

22 **SECTION 110.** 20.144 (1) (i) of the statutes is renumbered 20.142 (2) (i).

23 **SECTION 111.** 20.144 (1) (j) of the statutes is renumbered 20.142 (2) (j).

24 **SECTION 112.** 20.144 (1) (m) of the statutes is renumbered 20.142 (2) (m).

25 **SECTION 113.** 20.144 (1) (u) of the statutes is renumbered 20.142 (2) (u).

SENATE BILL 119**SECTION 114**

1 **SECTION 114.** 20.165 (intro.) of the statutes is repealed.

2 **SECTION 115.** 20.165 (1) (title) of the statutes is renumbered 20.142 (3) (title)
3 and amended to read:

4 20.142 (3) (title) PROFESSIONAL REGULATION AND ADMINISTRATIVE BUSINESS
5 SERVICES.

6 **SECTION 116.** 20.165 (1) (a) of the statutes is renumbered 20.142 (1) (a) and
7 amended to read:

8 20.142 (1) (a) *General program operations—~~executive and administrative~~*
9 *services.* The amounts in the schedule for general program operations.

10 **SECTION 117.** 20.165 (1) (g) of the statutes is renumbered 20.142 (3) (g) and
11 amended to read:

12 20.142 (3) (g) *General program operations, professional licensure.* The
13 amounts in the schedule for the professional licensing, ~~rule making~~, and regulatory
14 functions of the department under chs. 440 to 480, other than the licensing,
15 rule-making, and credentialing functions of the medical examining board and the
16 affiliated credentialing boards attached to the medical examining board and except
17 for preparing, administering, and grading examinations. Ninety percent of all
18 moneys received under chs. 440 to 480, except ch. 448 and ss. 440.03 (13), 440.05 (1)
19 (b), and, less \$10 of each renewal fee received under s. 452.12 (5); all moneys
20 transferred from the appropriation under par. (i); and all moneys received under s.
21 ss. 440.055 (2) and 440.52 (7m) (c) 5. and (11) (d) and ch. 463, shall be credited to this
22 appropriation.

23 **SECTION 118.** 20.165 (1) (gc) of the statutes is repealed.

24 **SECTION 119.** 20.165 (1) (gm) of the statutes is renumbered 20.142 (3) (gm).

25 **SECTION 120.** 20.165 (1) (h) of the statutes is renumbered 20.142 (3) (h).

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1 **SECTION 121.** 20.165 (1) (hg) of the statutes is renumbered 20.142 (3) (hg).

2 **SECTION 122.** 20.165 (1) (i) of the statutes is renumbered 20.142 (3) (i).

3 **SECTION 123.** 20.165 (1) (im) of the statutes is renumbered 20.142 (3) (im).

4 **SECTION 124.** 20.165 (1) (jm) of the statutes is renumbered 20.142 (3) (jm).

5 **SECTION 125.** 20.165 (1) (k) of the statutes is renumbered 20.142 (3) (k).

6 **SECTION 126.** 20.165 (1) (ka) of the statutes is renumbered 20.142 (3) (ka).

7 **SECTION 127.** 20.165 (1) (kb) of the statutes is renumbered 20.142 (3) (kb).

8 **SECTION 128.** 20.165 (1) (kc) of the statutes is renumbered 20.142 (3) (kc).

9 **SECTION 129.** 20.165 (1) (ke) of the statutes is repealed.

10 **SECTION 130.** 20.165 (1) (m) of the statutes is renumbered 20.142 (3) (m) and
11 amended to read:

12 20.142 (3) (m) *Federal funds.* All moneys received from the federal government
13 as authorized by the governor under s. 16.54 for technical assistance provided under
14 s. 440.03 (2) ~~or to carry out other purposes for which made and received.~~

15 **SECTION 131.** 20.165 (1) (n) of the statutes is renumbered 20.142 (3) (n).

16 **SECTION 132.** 20.165 (1) (o) of the statutes is renumbered 20.142 (3) (o).

17 **SECTION 133.** 20.165 (1) (pz) of the statutes is renumbered 20.142 (3) (pz).

18 **SECTION 134.** 20.165 (1) (s) of the statutes is renumbered 20.142 (3) (s).

19 **SECTION 135.** 20.165 (2) (title) of the statutes is renumbered 20.142 (4) (title).

20 **SECTION 136.** 20.165 (2) (a) of the statutes is renumbered 20.142 (4) (a).

21 **SECTION 137.** 20.165 (2) (de) of the statutes is repealed.

22 **SECTION 138.** 20.165 (2) (g) of the statutes is repealed.

23 **SECTION 139.** 20.165 (2) (ga) of the statutes is renumbered 20.142 (4) (ga).

24 **SECTION 140.** 20.165 (2) (gb) of the statutes is renumbered 20.142 (4) (gb).

25 **SECTION 141.** 20.165 (2) (h) of the statutes is renumbered 20.142 (4) (h).

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1 **SECTION 142.** 20.165 (2) (j) of the statutes is renumbered 20.142 (4) (j) and
2 amended to read:

3 20.142 (4) (j) *Safety and building operations.* The amounts in the schedule for
4 the purposes of chs. 101 and 145 and ss. 167.35, 236.12 (2) (ap), 236.13 (1) (d) and
5 (2m), and 236.335, ~~for the purpose of transferring the amounts in the schedule under~~
6 ~~par. (kg) to the appropriation account under par. (kg), and for the purpose of~~
7 ~~transferring the amounts in the schedule under par. (km) to the appropriation~~
8 ~~account under par. (km).~~ All moneys received under ch. 145, except the amounts
9 specified under ss. 145.19 (6m) and 145.20 (7), ss. 101.178, 101.19, 101.63 (9),
10 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), 167.35 (2) (f), and 236.12
11 (7) and all moneys transferred under 2005 Wisconsin Act 45, section 76 (6), shall be
12 credited to this appropriation account.

13 **SECTION 143.** 20.165 (2) (ka) of the statutes is renumbered 20.142 (4) (ka).

14 **SECTION 144.** 20.165 (2) (kd) of the statutes is renumbered 20.142 (4) (kd).

15 **SECTION 145.** 20.165 (2) (kg) of the statutes is repealed.

16 **SECTION 146.** 20.165 (2) (km) of the statutes is repealed.

17 **SECTION 147.** 20.165 (2) (ks) of the statutes is renumbered 20.142 (4) (ks).

18 **SECTION 148.** 20.165 (2) (L) of the statutes is renumbered 20.142 (4) (L).

19 **SECTION 149.** 20.165 (2) (La) of the statutes is renumbered 20.142 (4) (La).

20 **SECTION 150.** 20.165 (2) (m) of the statutes is renumbered 20.142 (4) (m).

21 **SECTION 151.** 20.165 (2) (ma) of the statutes is renumbered 20.142 (4) (ma).

22 **SECTION 152.** 20.165 (2) (q) of the statutes is renumbered 20.142 (4) (q).

23 **SECTION 153.** 20.292 (1) (gm) of the statutes is amended to read:

24 20.292 (1) (gm) *Fire schools; state operations.* The amounts in the schedule for
25 supervising and conducting schools for instruction in fire protection and prevention

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1 under s. 38.04 (9). All moneys transferred from s. ~~20.165 (2)~~ 20.142 (4) (L) to this
2 appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3)
3 (a), at the end of each fiscal year the unencumbered balance in this appropriation
4 shall revert to the appropriation under s. ~~20.165 (2)~~ 20.142 (4) (L).

5 **SECTION 154.** 20.292 (1) (gr) of the statutes is amended to read:

6 20.292 (1) (gr) *Fire schools; local assistance.* The amounts in the schedule for
7 district fire fighter training programs under s. 38.12 (9). All moneys transferred
8 from s. ~~20.165 (2)~~ 20.142 (4) (L) to this appropriation shall be credited to this
9 appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on
10 June 30 of each year shall revert to the appropriation under s. ~~20.165 (2)~~ 20.142 (4)
11 (L).

12 **SECTION 155.** 20.292 (2) of the statutes is repealed.

13 **SECTION 156.** 20.320 (3) (title) of the statutes is repealed.

14 **SECTION 157.** 20.320 (3) (q) of the statutes is repealed.

15 **SECTION 158.** 20.370 (4) (mq) of the statutes is amended to read:

16 20.370 (4) (mq) *General program operations — environmental fund.* From the
17 environmental fund, the amounts in the schedule for administration of
18 environmental activities under chs. 160, 281, and 283 and for administration of
19 activities related to the regulation of private on-site wastewater treatment systems
20 under ch. 145.

21 **SECTION 159.** 20.435 (1) (gm) of the statutes is amended to read:

22 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
23 *services.* The amounts in the schedule for the purposes specified in ss. ~~252.23, 252.24,~~
24 ~~252.245,~~ 253.12, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39,
25 254.41, 254.47, 254.61 to 254.88, ~~255.08 (2),~~ and 256.15 (8), ch. 69, for the purchase

SENATE BILL 119**SECTION 159**

1 and distribution of medical supplies, and to analyze and provide data under s.
2 250.04. All moneys received under ss. 250.04 (3m), ~~252.23 (4) (a), 252.24 (4) (a),~~
3 ~~252.245 (9),~~ 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41,
4 254.47, 254.61 to 254.88, ~~255.08 (2) (b),~~ and 256.15 (5) (f) and (8) (d) and ch. 69, other
5 than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to
6 this appropriation account.

7 **SECTION 160.** 20.445 (1) (km) of the statutes is amended to read:

8 20.445 (1) (km) *Nursing workforce survey and grants.* All moneys transferred
9 from the appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm) for developing,
10 compiling, processing, evaluating, and reporting on the survey required under s.
11 106.30 (2) and (3) and for awarding grants under s. 106.30 (5) (a).

12 **SECTION 161.** 20.505 (1) (gr) of the statutes is renumbered 20.142 (3) (gr) and
13 amended to read:

14 20.142 (3) (gr) *Disabled veteran-owned, woman-owned, and minority business*
15 *certification fees.* All moneys received from fees collected under s. ~~16.283~~ 203.03 (3)
16 (c) for the costs of certifying disabled veteran-owned businesses under s. ~~16.283~~
17 203.03; all moneys received from fees collected under s. ~~16.285~~ 203.05 (1) (bm), for
18 the costs of certifying woman-owned businesses under s. ~~16.285~~ 203.05; and all
19 moneys received from fees collected under s. ~~16.287~~ 203.07 (2) (dm) for the costs of
20 certifying minority businesses under s. ~~16.287~~ 203.07.

21 **SECTION 162.** 20.575 (1) (g) of the statutes is amended to read:

22 20.575 (1) (g) *Program fees.* The amounts in the schedule for the purpose of
23 carrying out general program operations. Except as provided under par. (ka), all
24 amounts received by the secretary of state, including fees under s. 137.02 and all
25 moneys transferred from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g), shall

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1 be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), any
2 unencumbered balance at the close of a fiscal year exceeding 10% of that fiscal year's
3 expenditures under this appropriation shall lapse to the general fund.

4 **SECTION 163.** 20.912 (4) of the statutes is amended to read:

5 20.912 (4) **INSOLVENT DEPOSITORIES.** When the bank, savings and loan
6 association, savings bank, or credit union on which any check, share draft, or other
7 draft is drawn by the secretary of administration before payment of such check, share
8 draft, or other draft becomes insolvent or is taken over by the ~~division of banking~~
9 department of financial institutions and professional standards, the federal home
10 loan bank board, the U.S. office of thrift supervision, the federal deposit insurance
11 corporation, the resolution trust corporation, the office of credit unions, the
12 administrator of federal credit unions, or the U.S. comptroller of the currency, the
13 secretary of administration shall on the demand of the person in whose favor such
14 check, share draft, or other draft was drawn and upon the return to the secretary of
15 such check, share draft, or other draft issue a replacement for the same amount.

16 **SECTION 164.** 20.923 (4) (c) 2. of the statutes is amended to read:

17 20.923 (4) (c) 2. ~~Administration~~ Financial institutions and professional
18 standards, department of; office of business development: director.

19 **SECTION 165.** 20.923 (4) (f) 3d. of the statutes is created to read:

20 20.923 (4) (f) 3d. Financial institutions and professional standards,
21 department of: secretary.

22 **SECTION 166.** 20.923 (4) (f) 3f. of the statutes is repealed.

23 **SECTION 167.** 20.923 (4) (f) 8m. of the statutes is repealed.

24 **SECTION 168.** 20.923 (8) of the statutes is amended to read:

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1 20.923 (8) DEPUTIES. Salaries for deputies appointed pursuant to ss. 13.94 (3)
2 (b), 15.04 (2), 230.04 (16), and 551.601 (1) shall be set by the appointing authority.
3 The salary shall not exceed the maximum of the salary range one range below the
4 salary range of the executive salary group to which the department or agency head
5 is assigned. The positions of assistant secretary of state, assistant state treasurer
6 and associate director of the historical society shall be treated as unclassified
7 deputies for pay purposes under this subsection. The salary of the deputy director
8 of the office of business development in the department of ~~administration~~ financial
9 institutions and professional standards is assigned to executive salary group 2.

10 **SECTION 169.** 20.923 (12) of the statutes is repealed.

11 **SECTION 170.** 25.185 (1) (a) of the statutes is amended to read:

12 25.185 (1) (a) “Disabled veteran-owned financial adviser” means a financial
13 adviser certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

14 **SECTION 171.** 25.185 (1) (b) of the statutes is amended to read:

15 25.185 (1) (b) “Disabled veteran-owned investment firm” means an
16 investment firm certified ~~by the department of administration~~ under s. ~~16.283~~
17 203.03 (3).

18 **SECTION 172.** 25.185 (1) (c) of the statutes is amended to read:

19 25.185 (1) (c) “Minority financial adviser” means a financial adviser certified
20 ~~by the department of administration~~ under s. ~~16.287~~ 203.07 (2).

21 **SECTION 173.** 25.185 (1) (d) of the statutes is amended to read:

22 25.185 (1) (d) “Minority investment firm” means an investment firm certified
23 ~~by the department of administration~~ under s. ~~16.287~~ 203.07 (2).

24 **SECTION 174.** 25.40 (1) (a) 2. of the statutes is amended to read:

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1 25.40 (1) (a) 2. Other revenues specified in ch. 218 derived from the issuance
2 of licenses under the authority of the ~~division of banking~~ department of financial
3 institutions and professional standards which shall be paid into the general fund.

4 **SECTION 175.** 25.43 (3) of the statutes is amended to read:

5 25.43 (3) Except for the purpose of investment as provided in s. 25.17 (2) (d),
6 the environmental improvement fund may be used only for the purposes authorized
7 under ss. 20.320 (1) (r), (s), (sm), (t), and (x), and (2) (s) and (x) ~~and (3) (q)~~, 20.370 (4)
8 (mt), (mx), and (nz), (8) (mr), and (9) (mt), (mx), and (ny), 20.505 (1) (v), (x), and (y),
9 281.58, 281.59, 281.60, 281.61, and 281.62.

10 **SECTION 176.** 25.46 (5c) of the statutes is amended to read:

11 25.46 (5c) The moneys collected specified under s. ~~ss. 145.19 (6) (6m) and~~
12 145.20 for environmental management.

13 **SECTION 177.** 29.506 (7m) (a) of the statutes is amended to read:

14 29.506 (7m) (a) The department shall issue a taxidermy school permit to a
15 person who applies for the permit; who, on August 15, 1991, holds a valid
16 taxidermist permit issued under this section; and who, on August 15, 1991, operates
17 a taxidermy school approved by the educational approval board under s. ~~38.50~~ 38.51,
18 1989 stats.

19 **SECTION 178.** 29.736 (1) (b) of the statutes is amended to read:

20 29.736 (1) (b) “Qualified inspector” means a veterinarian licensed under ch.
21 ~~453~~ 89 or a person who is qualified to provide evidence of fish health under s. 95.60
22 (4s) (c).

23 **SECTION 179.** 34.01 (2) (a) of the statutes is amended to read:

24 34.01 (2) (a) Any loss of public moneys, which have been deposited in a
25 designated public depository in accordance with this chapter, resulting from the

SENATE BILL 119**SECTION 179**

1 failure of any public depository to repay to any public depositor the full amount of
2 its deposit because the office of credit unions, administrator of federal credit unions,
3 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift
4 supervision, federal deposit insurance corporation, resolution trust corporation, or
5 ~~division of banking~~ department of financial institutions and professional standards
6 has taken possession of the public depository or because the public depository has,
7 with the consent and approval of the office of credit unions, administrator of federal
8 credit unions, U.S. office of thrift supervision, federal deposit insurance corporation,
9 resolution trust corporation, or ~~division of banking~~ department of financial
10 institutions and professional standards, adopted a stabilization and readjustment
11 plan or has sold a part or all of its assets to another credit union, bank, savings bank,
12 or savings and loan association which has agreed to pay a part or all of the deposit
13 liability on a deferred payment basis or because the depository is prevented from
14 paying out old deposits because of rules of the office of credit unions, administrator
15 of federal credit unions, U.S. comptroller of the currency, federal home loan bank
16 board, U.S. office of thrift supervision, federal deposit insurance corporation,
17 resolution trust corporation, or ~~division of banking~~ department of financial
18 institutions and professional standards.

19 **SECTION 180.** 34.03 (3) of the statutes is amended to read:

20 34.03 (3) Take such action as the ~~division~~ department deems necessary or
21 appropriate for the protection, collection, compromise or settlement of any claim
22 against or in favor of the appropriation under s. 20.144 (1) 20.142 (2) (a).

23 **SECTION 181.** 34.03 (4) of the statutes is amended to read:

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1 34.03 (4) Exercise all powers reasonably necessary and proper to the full and
2 complete performance of the division's department's functions under this chapter,
3 including but not limited to ordinary powers granted corporations.

4 **SECTION 182.** 34.08 of the statutes is amended to read:

5 **34.08 Payment of losses.** (1) Except as provided in sub. (2), the
6 appropriation in s. ~~20.144 (1)~~ 20.142 (2) (a) shall be used to repay public depositors
7 for losses until the appropriation is exhausted.

8 (2) Payments under sub. (1) shall be made in the order in which satisfactory
9 proofs of loss are received by the ~~division of banking~~ department of financial
10 institutions and professional standards. The payment made to any public depositor
11 for all losses of the public depositor in any individual public depository may not
12 exceed \$400,000 above the amount of deposit insurance provided by an agency of the
13 United States at the public depository that experienced the loss. Upon a satisfactory
14 proof of loss, the ~~division of banking~~ department of financial institutions and
15 professional standards shall direct the department of administration to draw its
16 warrant payable from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a) and the
17 secretary of administration shall pay the warrant under s. 16.401 (4) in favor of the
18 public depositor that has submitted the proof of loss.

19 (3) Losses become fixed as of the date of loss. A public depositor experiencing
20 a loss shall, within 60 days of the loss, assign its interest in the deposit, to the extent
21 of the amount paid under this section, to the ~~division of banking~~ department of
22 financial institutions and professional standards. Upon failure to make the
23 assignment, the public depositor shall forfeit its right to payment under this section.
24 Any recovery made by the ~~division of banking~~ department of financial institutions

SENATE BILL 119**SECTION 182**

1 and professional standards under the assignment shall be repaid to the
2 appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

3 **SECTION 183.** 34.10 of the statutes is amended to read:

4 **34.10 Reorganization and stabilization of financial institutions.**

5 Whenever the office of credit unions, administrator of federal credit unions, U.S.
6 comptroller of the currency, federal home loan bank board, U.S. office of thrift
7 supervision, federal deposit insurance corporation, resolution trust corporation, or
8 ~~division of banking~~ department of financial institutions and professional standards
9 has taken charge of a credit union, bank, savings bank, or savings and loan
10 association with a view of restoring its solvency, pursuant to law, or with a view of
11 stabilizing and readjusting the structure of any national or state credit union, bank,
12 savings bank, or savings and loan association located in this state, and has approved
13 a reorganization plan or a stabilization and readjustment agreement entered into
14 between the credit union, bank, savings bank, or savings and loan association and
15 depositors and unsecured creditors, or when a credit union, bank, savings bank, or
16 savings and loan association, with the approval of the office of credit unions,
17 administrator of federal credit unions, U.S. comptroller of the currency, federal home
18 loan bank board, U.S. office of thrift supervision, federal deposit insurance
19 corporation, resolution trust corporation, or ~~division of banking~~ department of
20 financial institutions and professional standards proposes to sell its assets to
21 another credit union, bank, savings bank, or savings and loan association which
22 agrees to assume a part or all of the deposit liability of such selling credit union, bank,
23 savings bank, or savings and loan association and to pay the same on a deferred
24 payment basis, the governing board of the public depositor may, on the approval of
25 the ~~division of banking~~ department of financial institutions and professional

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1 standards, join in the execution of any reorganization plan, or any stabilization and
2 readjustment agreement, or any depositor's agreement relative to a proposed sale of
3 assets if, in its judgment and that of the ~~division of banking~~ department of financial
4 institutions and professional standards, the reorganization plan or stabilization and
5 readjustment agreement or proposed sale of assets is in the best interest of all
6 persons concerned. The joining in any reorganization plan, or any stabilization and
7 readjustment agreement, or any proposed sale of assets which meets the approval
8 of the ~~division of banking~~ department of financial institutions and professional
9 standards does not waive any rights under this chapter.

10 **SECTION 184.** 36.34 (1) (a) 3. of the statutes is amended to read:

11 36.34 (1) (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

12 **SECTION 185.** 38.04 (8) (a) of the statutes is amended to read:

13 38.04 (8) (a) In this subsection, "minority group member" has the meaning
14 given in s. ~~16.287~~ 203.07 (1) (f).

15 **SECTION 186.** 38.26 (1) of the statutes is amended to read:

16 38.26 (1) In this section, "minority student" means a student enrolled in a
17 district school who is a minority group member, as defined in s. ~~16.287~~ 203.07 (1) (f).

18 **SECTION 187.** 38.50 (title) of the statutes is repealed.

19 **SECTION 188.** 38.50 (1) (intro.), (b), (c), (d) and (e) of the statutes are
20 renumbered 440.52 (1) (intro.), (b), (c), (d) and (e), and 440.52 (1) (e) 8., as
21 renumbered, is amended to read:

22 440.52 (1) (e) 8. Schools accredited by accrediting agencies recognized by the
23 board department.

24 **SECTION 189.** 38.50 (1) (a) of the statutes is repealed.

25 **SECTION 190.** 38.50 (1) (f) of the statutes is repealed.

SENATE BILL 119**SECTION 191**

1 **SECTION 191.** 38.50 (1) (g) of the statutes is repealed.

2 **SECTION 192.** 38.50 (2) of the statutes is renumbered 440.52 (2) and amended
3 to read:

4 440.52 (2) RESPONSIBILITIES. The ~~board~~ department shall protect the general
5 public by ~~inspecting and approving~~ authorizing any private trade, correspondence,
6 ~~business, and technical schools~~ school seeking funding under 20 USC 1070 to 1099d,
7 ~~doing business within in~~ in this state, whether located within or outside this state,
8 ~~changes of ownership or control of the schools, teaching locations used by the schools,~~
9 ~~and courses of instruction offered by the schools and regulate the soliciting of~~
10 ~~students for correspondence or classroom courses and courses of instruction offered~~
11 ~~by the schools~~ and the department may authorize any other private trade,
12 correspondence, business, or technical school, doing business within or outside this
13 state, that seeks authorization from the state.

14 **SECTION 193.** 38.50 (3) of the statutes is renumbered 440.52 (3) and amended
15 to read:

16 440.52 (3) RULE-MAKING POWER. The ~~board~~ department shall promulgate rules
17 and establish standards necessary to administer this section.

18 **SECTION 194.** 38.50 (5) of the statutes is repealed.

19 **SECTION 195.** 38.50 (7) of the statutes is repealed.

20 **SECTION 196.** 38.50 (8) of the statutes is repealed.

21 **SECTION 197.** 38.50 (10) of the statutes is repealed.

22 **SECTION 198.** 38.50 (11) of the statutes is renumbered 440.52 (11), and 440.52
23 (11) (b) 1., (c) and (d), as renumbered, are amended to read:

24 440.52 (11) (b) 1. If a school operating in this state discontinues its operations,
25 proposes to discontinue its operations, or is in imminent danger of discontinuing its

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1 operations as determined by the ~~board~~ department, if the student records of the
2 school are not taken into possession under subd. 2., and if the ~~board~~ department
3 determines that the student records of the school are in danger of being destroyed,
4 secreted, mislaid, or otherwise made unavailable to the persons who are the subjects
5 of those student records or the authorized representatives of those persons, the ~~board~~
6 department may take possession of those student records.

7 (c) If necessary to protect student records from being destroyed, secreted,
8 mislaid, or otherwise made unavailable to the persons who are the subjects of those
9 student records or the authorized representatives of those persons, the ~~board~~
10 department or association may seek a court order authorizing the ~~board~~ department
11 or association to take possession of those student records.

12 (d) The ~~board~~ department or association shall preserve a student record that
13 comes into the possession of the ~~board~~ department or association under par. (b) ~~1. or~~
14 ~~2. or (bm)~~ and shall keep the student record confidential as provided under 20 USC
15 1232g and 34 CFR part 99. A student record in the possession of the ~~board~~
16 department is not open to public inspection or copying under s. 19.35 (1). Upon
17 request of the person who is the subject of a student record or an authorized
18 representative of that person, the ~~board~~ department or association shall provide a
19 copy of the student record to the requester. The ~~board~~ department or association may
20 charge a fee for providing a copy of a student record. The fee shall be based on the
21 administrative cost of taking possession of, preserving, and providing the copy of the
22 student record. All fees collected by the ~~board~~ department under this paragraph
23 shall be credited to the appropriation account under s. ~~20.292 (2) (i)~~ 20.142 (3) (g).

24 **SECTION 199.** 38.50 (12) of the statutes is renumbered 100.67 (12), and 100.67
25 (12) (a), (b) and (c), as renumbered, are amended to read:

SENATE BILL 119**SECTION 199**

1 100.67 (12) (a) No person that holds itself out to the public in any way as a
2 legitimate institution of higher education may use the term “college” or “university”
3 in the person’s name unless the person provides an educational program for which
4 the person awards an associate or higher degree and the person has accreditation
5 recognized by the U.S. secretary of education, ~~has the foreign equivalent of that~~
6 ~~accreditation, as determined by the board, or has accreditation recognized or~~ by the
7 Council for Higher Education Accreditation. This paragraph does not apply to any
8 of the following:

9 1. A school that was doing business in this state with the approval of the
10 educational approval board under s. 38.50, 2007 stats., prior to May 27, 2010.

11 1m. A person described in ~~sub. s. 440.52~~ (1) (e) 1. whose administrative
12 headquarters and principal place of business is in the village of Union Grove that
13 provides a residential facility located in that village to assist young adults with
14 disabilities in transitioning from home and school to work and independent living.

15 2. A person described in ~~sub. s. 440.52~~ (1) (e) 3. to 7. that was doing business
16 in this state prior to May 27, 2010.

17 (b) No school, including a school described in ~~sub. s. 440.52~~ (1) (e) 1. to 8., may
18 use the term “state” or “Wisconsin” in its name if the use of that term operates to
19 mislead the public into believing that the school is affiliated with the University of
20 Wisconsin System or the technical college system, unless the school actually is so
21 affiliated. This paragraph does not apply to a school described in ~~sub. s. 440.52~~ (1)
22 (e) 1. that has accreditation recognized by the U.S. secretary of education, ~~has the~~
23 ~~foreign equivalent of that accreditation, as determined by the board, or has~~
24 ~~accreditation recognized or~~ by the Council for Higher Education Accreditation.

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1 (c) The department, attorney general, or any district attorney may ~~bring~~
2 commence an action in circuit court for the enforcement of this subsection, including
3 bringing an action to restrain by temporary or permanent injunction any violation
4 of par. (a) or (b).

5 **SECTION 200.** 38.50 (13) (title), (a) (intro.), 1., 2. (intro.), a., c. and d., 3. and 4.,
6 (b) and (c) of the statutes are renumbered 100.67 (13) (title), (a) (intro.), 1., 2. (intro.),
7 a., c. and d., 3. and 4., (b) and (c), and 100.67 (13) (a) 2. a. and c., as renumbered, are
8 amended to read:

9 100.67 (13) (a) 2. a. Has accreditation recognized by the U.S. secretary of
10 education; has the foreign equivalent of that accreditation, ~~as determined by the~~
11 ~~board~~; or has accreditation recognized by the Council for Higher Education
12 Accreditation.

13 c. Operates in this state and is a school described in ~~sub. s. 440.52~~ (1) (e) 1. to
14 8.

15 **SECTION 201.** 38.50 (13) (a) 2. b. of the statutes is repealed.

16 **SECTION 202.** 38.50 (13) (a) 2. e. of the statutes is repealed.

17 **SECTION 203.** 38.50 (13) (d) of the statutes is repealed.

18 **SECTION 204.** 39.40 (1) (c) of the statutes is amended to read:

19 39.40 (1) (c) A Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

20 **SECTION 205.** 39.44 (1) (a) 3. of the statutes is amended to read:

21 39.44 (1) (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

22 **SECTION 206.** 41.53 (1) (h) of the statutes is amended to read:

23 41.53 (1) (h) Annually, award an amount equal to at least 5% of all state and
24 federal funds received by the board in that year for grants to artists and arts
25 organizations to artists who are minority group members and arts groups composed

SENATE BILL 119**SECTION 206**

1 principally of minority group members. In this paragraph, “minority group member”
2 has the meaning specified in s. ~~16.287~~ 203.07 (1) (f).

3 **SECTION 207.** 42.09 (3) (b) of the statutes is amended to read:

4 42.09 (3) (b) The board shall develop policies encouraging each private person
5 entering into an agreement with the board under this subsection to agree that his
6 or her goal shall be to ensure that at least 25% of the employees hired to perform
7 construction work in connection with state fair park facilities or to perform
8 professional services in connection with the construction or development of those
9 facilities will be minority group members, as defined in s. ~~16.287~~ 203.07 (1) (f), and
10 that at least 5% of the employees hired to perform construction work in connection
11 with state fair park facilities or to perform professional services in connection with
12 the construction or development of those facilities will be women.

13 **SECTION 208.** 45.20 (1) (d) of the statutes is amended to read:

14 45.20 (1) (d) “Tuition,” when referring to the University of Wisconsin System,
15 means academic fees and segregated fees; when referring to the technical colleges,
16 means “program fees” and “additional fees” as described in s. 38.24 (1m) and (1s); and
17 when referring to a high school, a school that is approved under s. 45.03 (11), or a
18 proprietary school that is approved authorized under s. ~~38.50~~ 440.52, means the
19 charge for the courses for which a person is enrolled.

20 **SECTION 209.** 45.20 (2) (a) 1. of the statutes is amended to read:

21 45.20 (2) (a) 1. The department shall administer a tuition reimbursement
22 program for eligible veterans enrolling as undergraduates in any institution of
23 higher education in this state, enrolling in a school that is approved under s. 45.03
24 (11), enrolling in a proprietary school that is approved authorized under s. ~~38.50~~
25 440.52, enrolling in a public or private high school, enrolling in a tribal school, as

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1 defined in s. 115.001 (15m), in any grade from 9 to 12, or receiving a waiver of
2 nonresident tuition under s. 39.47.

3 **SECTION 210.** 45.20 (2) (a) 2. (intro.) of the statutes is amended to read:

4 45.20 (2) (a) 2. (intro.) A veteran who is a resident of this state and otherwise
5 qualified to receive benefits under this subsection may receive the benefits under
6 this subsection upon the completion of any correspondence courses or part-time
7 classroom study from an institution of higher education located outside this state,
8 from a school that is approved under s. 45.03 (11), or from a proprietary school that
9 is ~~approved~~ authorized under s. ~~38.50~~ 440.52, if any of the following applies:

10 **SECTION 211.** 45.20 (2) (c) 1. of the statutes is amended to read:

11 45.20 (2) (c) 1. A veteran who meets the eligibility requirements under par. (b)
12 1. may be reimbursed upon satisfactory completion of an undergraduate semester in
13 any institution of higher education in this state, or upon satisfactory completion of
14 a course at any school that is approved under s. 45.03 (11), any proprietary school
15 that is ~~approved~~ authorized under s. ~~38.50~~ 440.52, any public or private high school,
16 any tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to
17 12, or any institution from which the veteran receives a waiver of nonresident tuition
18 under s. 39.47. Except as provided in par. (e), the amount of reimbursement may not
19 exceed the total cost of the veteran's tuition minus any grants or scholarships that
20 the veteran receives specifically for the payment of the tuition, or, if the tuition is for
21 an undergraduate semester in any institution of higher education, the standard cost
22 of tuition for a state resident for an equivalent undergraduate semester at the
23 University of Wisconsin-Madison, whichever is less.

24 **SECTION 212.** 45.20 (2) (d) 1. (intro.) of the statutes is amended to read:

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1 45.20 (2) (d) 1. (intro.) Subject to subd. 1m., a veteran's eligibility for
2 reimbursement under this subsection at any institution of higher education in this
3 state, at a school that is approved under s. 45.03 (11), at a proprietary school that is
4 ~~approved~~ authorized under s. ~~38.50~~ 440.52, at a public or private high school, at a
5 tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or
6 at an institution where he or she is receiving a waiver of nonresident tuition under
7 s. 39.47 is limited to the following:

8 **SECTION 213.** 45.21 (2) (a) of the statutes is amended to read:

9 45.21 (2) (a) The veteran is enrolled in a training course in a technical college
10 under ch. 38 or in a proprietary school in the state ~~approved~~ authorized by the
11 ~~educational approval board under s. 38.50~~ department of financial institutions and
12 professional standards under s. 440.52, other than a proprietary school offering a
13 4-year degree or 4-year program, or is engaged in a structured on-the-job training
14 program that meets program requirements promulgated by the department by rule.

15 **SECTION 214.** 45.44 (1) (a) 5. of the statutes is amended to read:

16 45.44 (1) (a) 5. A license, certification, registration, or permit issued under s.
17 ~~89.06, 89.072, 94.10 (2), (3), or (3g), 94.50 (2), 94.704, 95.60, 97.17 (2), 97.175 (2),~~
18 ~~97.22 (2), 98.145, 98.146, 98.18 (1) (a), or 168.23 (3).~~

19 **SECTION 215.** 45.44 (1) (a) 14. of the statutes is amended to read:

20 45.44 (1) (a) 14. A license, certification, certification card, or permit issued
21 under s. ~~252.23, 252.24, 254.176, 254.178, 254.20, 254.71, and 256.15.~~

22 **SECTION 216.** 45.44 (1) (b) of the statutes is amended to read:

23 45.44 (1) (b) "Licensing agency" means the department of agriculture, trade
24 and consumer protection; the department of children and families; ~~the department~~
25 ~~of financial institutions;~~ the department of health services; the department of

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1 natural resources; the department of public instruction; the department of revenue;
2 the department of ~~safety and professional services~~ financial institutions and
3 professional standards and its examining boards and affiliated credentialing boards;
4 the department of transportation; the department of workforce development; the
5 board of commissioners of public lands; the government accountability board; or the
6 office of the commissioner of insurance.

7 **SECTION 217.** 46.29 (3) (e) of the statutes is amended to read:

8 46.29 (3) (e) The secretary of ~~safety and professional services~~ financial
9 institutions and professional standards.

10 **SECTION 218.** 46.90 (5m) (br) 5. of the statutes is amended to read:

11 46.90 (5m) (br) 5. Refer the case to the department of ~~safety and professional~~
12 ~~services~~ financial institutions and professional standards if the financial
13 exploitation, neglect, self-neglect, or abuse involves an individual who is required
14 to be registered under s. 202.13 or 202.14 or to hold a credential, as defined in s.
15 440.01 (2) (a), under chs. 440 to 460.

16 **SECTION 219.** 46.90 (5m) (br) 5g. of the statutes is repealed.

17 **SECTION 220.** 49.857 (1) (d) 4. of the statutes is amended to read:

18 49.857 (1) (d) 4. A certification, license, training permit, registration, approval
19 or certificate issued under s. 49.45 (2) (a) 11., ~~252.23 (2), 252.24 (2),~~ 254.176 (1) or (3)
20 (a), 254.178 (2) (a), 254.20 (2), (3) or (4), 254.47 (1), 254.64 (1) (a) or (b), 254.71 (2),
21 ~~255.08 (2),~~ or 256.15 (5) (a) or (b), (6g) (a), or (8) (a).

22 **SECTION 221.** 50.92 (3m) of the statutes is created to read:

23 50.92 (3m) The department may conduct plan reviews of all capital
24 construction and remodeling of structures that are owned or leased for operation of

SENATE BILL 119**SECTION 221**

1 a hospice. The department shall promulgate rules that establish a fee schedule for
2 its services in conducting the plan reviews under this subsection.

3 **SECTION 222.** 54.15 (8) (a) 3. of the statutes is amended to read:

4 54.15 (8) (a) 3. Any license, certificate, permit, or registration of the proposed
5 guardian that is required under chs. 89, 202, or 440 to 480 or by the laws of another
6 state for the practice of a profession or occupation has been suspended or revoked.

7 **SECTION 223.** 55.043 (4) (b) 5. of the statutes is amended to read:

8 55.043 (4) (b) 5. Refer the case to the department of ~~safety and professional~~
9 ~~services~~ financial institutions and professional standards if the financial
10 exploitation, neglect, self-neglect, or abuse involves an individual who is required
11 to be registered under s. 202.13 or 202.14 or to hold a credential, as defined in s.
12 440.01 (2) (a), under chs. 440 to 460.

13 **SECTION 224.** 55.043 (4) (b) 5g. of the statutes is repealed.

14 **SECTION 225.** 59.57 (1) (b) of the statutes is amended to read:

15 59.57 (1) (b) If a county with a population of 500,000 750,000 or more
16 appropriates money under par. (a) to fund nonprofit agencies, the county shall have
17 a goal of expending 20% of the money appropriated for this purpose to fund a
18 nonprofit agency that is actively managed by minority group members, as defined
19 in s. ~~16.287~~ 203.07 (1) (f), and that principally serves minority group members.

20 **SECTION 226.** 66.1309 (1) (b) 1. of the statutes is amended to read:

21 66.1309 (1) (b) 1. The ~~division of banking~~ department of financial institutions
22 and professional standards as conservator, liquidator, or rehabilitator of any person,
23 partnership, or corporation, and persons, partnerships, and corporations organized
24 under or subject to the provisions of the banking law.

25 **SECTION 227.** 66.1317 (2) (a) 4. of the statutes is amended to read:

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1 66.1317 (2) (a) 4. The ~~division of banking~~ department of financial institutions
2 and professional standards as conservator, liquidator, or rehabilitator of any person,
3 partnership, or corporation, and persons, partnerships, or corporations organized
4 under or subject to chs. 600 to 646.

5 **SECTION 228.** 67.12 (12) (a) of the statutes is amended to read:

6 67.12 (12) (a) Any municipality may issue promissory notes as evidence of
7 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not
8 limited to paying any general and current municipal expense, and refunding any
9 municipal obligations, including interest on them. Each note, plus interest if any,
10 shall be repaid within 10 years after the original date of the note, except that notes
11 issued under this section for purposes of ss. 119.498, 145.245 (12m), 2013 stats.,
12 281.58, 281.59, 281.60, 281.61, and 292.72, issued to raise funds to pay a portion of
13 the capital costs of a metropolitan sewerage district, or issued by a 1st class city or
14 a county having a population of ~~500,000~~ 750,000 or more, to pay unfunded prior
15 service liability with respect to an employee retirement system, shall be repaid
16 within 20 years after the original date of the note.

17 **SECTION 229.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

18 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses and
19 mandatory student fees for a student who is the claimant or who is the claimant's
20 child and the claimant's dependent who is claimed under section 151 (c) of the
21 Internal Revenue Code, to attend any university, college, technical college or a school
22 approved authorized under s. ~~38.50~~ 440.52, that is located in Wisconsin or to attend
23 a public vocational school or public institution of higher education in Minnesota
24 under the Minnesota-Wisconsin reciprocity agreement under s. 39.47, calculated as
25 follows:

SENATE BILL 119**SECTION 230**

1 **SECTION 230.** 71.07 (5j) (a) 2d. of the statutes is amended to read:

2 71.07 **(5j)** (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and
3 any other fuel derived from a renewable resource that meets all of the applicable
4 requirements of the American Society for Testing and Materials for that fuel and that
5 the department of ~~commerce or the department of safety and professional services~~
6 financial institutions and professional standards designates by rule as a diesel
7 replacement renewable fuel.

8 **SECTION 231.** 71.07 (5j) (a) 2m. of the statutes is amended to read:

9 71.07 **(5j)** (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and
10 any other fuel derived from a renewable resource that meets all of the applicable
11 requirements of the American Society for Testing and Materials for that fuel and that
12 the department of ~~commerce or the department of safety and professional services~~
13 financial institutions and professional standards designates by rule as a gasoline
14 replacement renewable fuel.

15 **SECTION 232.** 71.07 (5j) (c) 3. of the statutes is amended to read:

16 71.07 **(5j)** (c) 3. The department of ~~commerce or the department of safety and~~
17 ~~professional services~~ financial institutions and professional standards shall
18 establish standards to adequately prevent, in the distribution of conventional fuel
19 to an end user, the inadvertent distribution of fuel containing a higher percentage
20 of renewable fuel than the maximum percentage established by the federal
21 environmental protection agency for use in conventionally-fueled engines.

22 **SECTION 233.** 71.07 (5r) (a) 2. of the statutes is amended to read:

23 71.07 **(5r)** (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
24 (1) (c).

25 **SECTION 234.** 71.07 (5r) (a) 6. b. of the statutes is amended to read:

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1 71.07 (5r) (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the
2 delivery of education occurs in this state.

3 **SECTION 235.** 71.26 (1) (d) of the statutes is amended to read:

4 71.26 (1) (d) *Bank in liquidation.* Income of any bank placed in the hands of
5 the ~~division of banking~~ department of financial institutions and professional
6 standards for liquidation under s. 220.08, if the tax levied, assessed or collected
7 under this chapter on account of such bank diminishes the assets thereof so that full
8 payment of all depositors cannot be made. Whenever the ~~division of banking~~
9 department of financial institutions and professional standards certifies to the
10 department of revenue that the tax or any part thereof levied and assessed under this
11 chapter against any such bank will so diminish the assets thereof that full payment
12 of all depositors cannot be made, the department of revenue shall cancel and abate
13 such tax or part thereof, together with any penalty thereon. This paragraph shall
14 apply to unpaid taxes which were levied and assessed subsequent to the time the
15 bank was taken over by the ~~division of banking~~ department of financial institutions
16 and professional standards.

17 **SECTION 236.** 71.28 (5j) (a) 2d. of the statutes is amended to read:

18 71.28 (5j) (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and
19 any other fuel derived from a renewable resource that meets all of the applicable
20 requirements of the American Society for Testing and Materials for that fuel and that
21 the department of ~~commerce or the department of safety and professional services~~
22 financial institutions and professional standards designates by rule as a diesel
23 replacement renewable fuel.

24 **SECTION 237.** 71.28 (5j) (a) 2m. of the statutes is amended to read:

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1 71.28 (5j) (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and
2 any other fuel derived from a renewable resource that meets all of the applicable
3 requirements of the American Society for Testing and Materials for that fuel and that
4 the department of ~~commerce or the department of safety and professional services~~
5 financial institutions and professional standards designates by rule as a gasoline
6 replacement renewable fuel.

7 **SECTION 238.** 71.28 (5j) (c) 3. of the statutes is amended to read:

8 71.28 (5j) (c) 3. The department of ~~commerce or the department of safety and~~
9 ~~professional services~~ financial institutions and professional standards shall
10 establish standards to adequately prevent, in the distribution of conventional fuel
11 to an end user, the inadvertent distribution of fuel containing a higher percentage
12 of renewable fuel than the maximum percentage established by the federal
13 environmental protection agency for use in conventionally-fueled engines.

14 **SECTION 239.** 71.28 (5r) (a) 2. of the statutes is amended to read:

15 71.28 (5r) (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
16 (1) (c).

17 **SECTION 240.** 71.28 (5r) (a) 6. b. of the statutes is amended to read:

18 71.28 (5r) (a) 6. b. A school approved authorized under s. ~~38.50~~ 440.52, if the
19 delivery of education occurs in this state.

20 **SECTION 241.** 71.47 (5r) (a) 2. of the statutes is amended to read:

21 71.47 (5r) (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
22 (1) (c).

23 **SECTION 242.** 71.47 (5r) (a) 6. b. of the statutes is amended to read:

24 71.47 (5r) (a) 6. b. A school approved authorized under s. ~~38.50~~ 440.52, if the
25 delivery of education occurs in this state.

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1 **SECTION 243.** 73.0301 (1) (d) 3. of the statutes is amended to read:

2 73.0301 (1) (d) 3. A license, certificate of approval, provisional license,
3 conditional license, certification, certification card, registration, permit, training
4 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
5 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~
6 254.176, 254.20 (3), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or
7 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

8 **SECTION 244.** 73.0301 (1) (d) 6. of the statutes is amended to read:

9 73.0301 (1) (d) 6. A license or certificate of registration issued by the
10 department of financial institutions, ~~or a division of it,~~ and professional standards
11 under ss. 138.09, 138.12, 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to
12 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, 224.93, or under subch. IV of ch.
13 551.

14 **SECTION 245.** 73.0301 (1) (e) of the statutes is amended to read:

15 73.0301 (1) (e) “Licensing department” means the department of
16 administration; the department of agriculture, trade and consumer protection; the
17 board of commissioners of public lands; the department of children and families; the
18 government accountability board; the department of financial institutions and
19 professional standards; the department of health services; the department of natural
20 resources; the department of public instruction; ~~the department of safety and~~
21 ~~professional services~~; the department of workforce development; the office of the
22 commissioner of insurance; or the department of transportation.

23 **SECTION 246.** 84.075 (1c) (a) of the statutes is amended to read:

24 84.075 (1c) (a) “Disabled veteran-owned business” means a business certified
25 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

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1 **SECTION 247.** 84.075 (1c) (b) of the statutes is amended to read:

2 84.075 **(1c)** (b) “Minority business” means a business certified by the
3 department of administration under s. ~~16.287~~ 203.07 (2).

4 **SECTION 248.** 84.076 (1) (c) of the statutes is amended to read:

5 84.076 **(1)** (c) “Minority business” has the meaning given under s. ~~16.287~~ 203.07
6 (1) (e) 1.

7 **SECTION 249.** 84.076 (1) (d) of the statutes is amended to read:

8 84.076 **(1)** (d) “Minority group member” has the meaning given under s. ~~16.287~~
9 203.07 (1) (f).

10 **SECTION 250.** 85.25 (2) (c) 1m. b. of the statutes is amended to read:

11 85.25 **(2)** (c) 1m. b. It is currently performing a useful business function as
12 defined in s. ~~16.287~~ 203.07 (1) (h).

13 **SECTION 251.** 89.02 (3d) of the statutes is created to read:

14 89.02 **(3d)** “Department” means the department of agriculture, trade and
15 consumer protection.

16 **SECTION 252.** 89.063 of the statutes is created to read:

17 **89.063 Fees.** The department shall determine by rule the fees for each initial
18 license, certification, and permit issued under ss. 89.06 and 89.072, and, if
19 applicable, for renewal of the license, certification, or permit, including late fees,
20 based on the department’s administrative and enforcement costs under this chapter.

21 **SECTION 253.** 89.085 of the statutes is created to read:

22 **89.085 Unauthorized practice.** **(1)** The department may conduct
23 investigations, hold hearings, and make findings as to whether a person has engaged
24 in a practice or used a title without a credential required under this chapter.

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1 **(2)** If, after holding a public hearing, the department determines that a person
2 has engaged in a practice or used a title without a required credential, the
3 department may issue a special order enjoining the person from continuing the
4 practice or use of the title.

5 **(3)** In lieu of holding a public hearing, if the department has reason to believe
6 that a person has engaged in a practice or used a title without a required credential,
7 the department may petition the circuit court for a temporary restraining order or
8 an injunction as provided in ch. 813.

9 **(4)** (a) Any person who violates a special order issued under sub. (2) may be
10 required to forfeit not more than \$10,000 for each offense. Each day of continued
11 violation constitutes a separate offense. The attorney general or any district
12 attorney may commence an action in the name of the state to recover a forfeiture
13 under this paragraph.

14 (b) Any person who violates a temporary restraining order or an injunction
15 issued by a court upon a petition under sub. (3) may be fined not less than \$25 nor
16 more than \$5,000 or imprisoned for not more than one year in the county jail or both.

17 **SECTION 254.** 93.135 (1) (a) of the statutes is renumbered 93.135 (1) (ag).

18 **SECTION 255.** 93.135 (1) (ab) of the statutes is created to read:

19 93.135 (1) (ab) A license, certification, or permit under ch. 89.

20 **SECTION 256.** 93.20 (1) of the statutes is amended to read:

21 93.20 (1) **DEFINITION.** In this section, “action” means an action that is
22 commenced in court by, or on behalf of, the department of agriculture, trade and
23 consumer protection to enforce chs. 88, ~~89~~, 91 to 100, or 126.

24 **SECTION 257.** 93.22 (1) of the statutes is amended to read:

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1 93.22 (1) In cases arising under chs. 88, 89, and 93 to 100, the department may
2 be represented by its attorney.

3 **SECTION 258.** 93.22 (2) of the statutes is amended to read:

4 93.22 (2) The department may, with the approval of the governor, appoint
5 special counsel to prosecute or assist in the prosecution of any case arising under chs.
6 88, 89, and 93 to 100. The cost of such special counsel shall be charged to the
7 appropriation for the department.

8 **SECTION 259.** 93.22 (3) of the statutes is amended to read:

9 93.22 (3) In any criminal or civil action under chs. 88, 89, and 93 to 100, any
10 exception, exemption, proviso, excuse, or qualification contained in any of said
11 chapters, or in any order, standard, or regulation thereunder, may be proved by the
12 defendant, but need not be specified or negated in the information or complaint,
13 and, if so specified or negated, no proof in relation to the matters so specified or
14 negated, shall be required of the plaintiff.

15 **SECTION 260.** 94.67 (33m) of the statutes is amended to read:

16 94.67 (33m) "Veterinarian" means an individual who is licensed as a
17 veterinarian under ch. ~~453~~ 89.

18 **SECTION 261.** 94.67 (33t) of the statutes is amended to read:

19 94.67 (33t) "Veterinary technician" means an individual who is certified as a
20 veterinary technician under ch. ~~453~~ 89.

21 **SECTION 262.** 95.21 (1) (e) of the statutes is amended to read:

22 95.21 (1) (e) "Veterinarian" has the meaning designated under s. ~~453.02~~ 89.02
23 (7).

24 **SECTION 263.** 95.21 (1) (em) of the statutes is amended to read:

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1 95.21 (1) (em) “Veterinary technician” has the meaning designated under s.
2 ~~453.02~~ 89.02 (12).

3 **SECTION 264.** 95.21 (2) (a) of the statutes is amended to read:

4 95.21 (2) (a) *Requirement for vaccination.* Except as provided in s. 174.054 or
5 sub. (9) (d), the owner of a dog shall have the dog vaccinated against rabies by a
6 veterinarian or, if a veterinarian is physically present at the location the vaccine is
7 administered, by a veterinary technician, pursuant to s. ~~453.05~~ 89.05 (2) (d), at no
8 later than 5 months of age and revaccinated within one year after the initial
9 vaccination. If the owner obtains the dog or brings the dog into this state after the
10 dog has reached 5 months of age, the owner shall have the dog vaccinated against
11 rabies within 30 days after the dog is obtained or brought into the state unless the
12 dog has been vaccinated as evidenced by a current certificate of rabies vaccination
13 from this state or another state. The owner of a dog shall have the dog revaccinated
14 against rabies by a veterinarian or, if a veterinarian is physically present at the
15 location the vaccine is administered, by a veterinary technician, pursuant to s.
16 ~~453.05~~ 89.05 (2) (d), before the date that the immunization expires as stated on the
17 certificate of vaccination or, if no date is specified, within 3 years after the previous
18 vaccination.

19 **SECTION 265.** 100.67 of the statutes is created to read:

20 **100.67 Private trade, business, technical, and other schools. (1)**

21 DEFINITIONS. In this section, unless the context clearly requires otherwise:

22 (b) “Course” has the meaning given in s. 440.52 (1) (b).

23 (c) “Course of instruction” has the meaning given in s. 440.52 (1) (c).

24 (d) “Person” has the meaning given in s. 440.52 (1) (d).

25 (e) “School” has the meaning given in s. 440.52 (1) (e).

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1 **(2) RESPONSIBILITIES.** The department shall protect the general public by
2 investigating complaints and potential violations related to this section.

3 **(3) RULE-MAKING POWER.** The department may promulgate rules necessary to
4 administer this section.

5 **SECTION 266.** 101.02 (20) (b) of the statutes is amended to read:

6 101.02 **(20)** (b) Except as provided in par. (e), the department of safety and
7 professional services may not issue or renew a license unless each applicant who is
8 an individual provides the department of safety and professional services with his
9 or her social security number and each applicant that is not an individual provides
10 the department of safety and professional services with its federal employer
11 identification number. The department of safety and professional services may not
12 disclose the social security number or the federal employer identification number of
13 an applicant for a license or license renewal except to the department of revenue for
14 the sole purpose of requesting certifications under s. 73.0301 and to the department
15 of workforce development for the sole purpose of requesting certifications under s.
16 108.227.

17 **SECTION 267.** 101.02 (20) (c) of the statutes is amended to read:

18 101.02 **(20)** (c) The department of safety and professional services may not
19 issue or renew a license if the department of revenue certifies under s. 73.0301 that
20 the applicant or licensee is liable for delinquent taxes or if the department of
21 workforce development certifies under s. 108.227 that the applicant or licensee is
22 liable for delinquent unemployment insurance contributions.

23 **SECTION 268.** 101.02 (20) (d) of the statutes is amended to read:

24 101.02 **(20)** (d) The department of safety and professional services shall revoke
25 a license if the department of revenue certifies under s. 73.0301 that the licensee is

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1 liable for delinquent taxes or if the department of workforce development certifies
2 under s. 108.227 that the licensee is liable for delinquent unemployment insurance
3 contributions.

4 **SECTION 269.** 101.02 (20) (e) 1. of the statutes is amended to read:

5 101.02 (20) (e) 1. If an applicant who is an individual does not have a social
6 security number, the applicant, as a condition of applying for or applying to renew
7 a license shall submit a statement made or subscribed under oath or affirmation to
8 the department of safety and professional services that the applicant does not have
9 a social security number. The form of the statement shall be prescribed by the
10 department of children and families.

11 **SECTION 270.** 101.02 (21) (b) of the statutes is amended to read:

12 101.02 (21) (b) As provided in the memorandum of understanding under s.
13 49.857 and except as provided in par. (e), the department of safety and professional
14 services may not issue or renew a license unless the applicant provides the
15 department of safety and professional services with his or her social security number.
16 The department of safety and professional services may not disclose the social
17 security number except that the department of safety and professional services may
18 disclose the social security number of an applicant for a license under par. (a) or a
19 renewal of a license under par. (a) to the department of children and families for the
20 sole purpose of administering s. 49.22.

21 **SECTION 271.** 101.02 (21) (e) 1. of the statutes is amended to read:

22 101.02 (21) (e) 1. If an applicant who is an individual does not have a social
23 security number, the applicant, as a condition of applying for or applying to renew
24 a license shall submit a statement made or subscribed under oath or affirmation to
25 the department of safety and professional services that the applicant does not have

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1 a social security number. The form of the statement shall be prescribed by the
2 department of children and families.

3 **SECTION 272.** 101.12 (1) (intro.) of the statutes is amended to read:

4 101.12 (1) (intro.) Except for plans that are reviewed by the department of
5 health services under ss. 50.02 (2) (b) ~~and, 50.025, 50.36 (2), or 50.92 (3m)~~, the
6 department shall require the submission of essential drawings, calculations and
7 specifications for public buildings, public structures and places of employment
8 including the following components:

9 **SECTION 273.** 101.149 (6) (b) of the statutes is amended to read:

10 101.149 (6) (b) The department shall promulgate rules, in consultation with
11 the department of health services, under which the department of ~~safety and~~
12 ~~professional services~~ shall authorize certified heating, ventilating, and air
13 conditioning inspectors to conduct regular inspections of sealed combustion units, as
14 required under sub. (5) (c), for carbon monoxide emissions in residential buildings
15 other than hotels, tourist rooming houses, and bed and breakfast establishments.
16 The rules shall specify conditions under which it may issue orders as specified under
17 sub. (8) (a). The rules may not require the department of ~~safety and professional~~
18 ~~services~~ to authorize inspection of sealed combustion units during the period in
19 which the sealed combustion units are covered by a manufacturer's warranty against
20 defects.

21 **SECTION 274.** 101.149 (8) (a) of the statutes is amended to read:

22 101.149 (8) (a) If the department of ~~safety and professional services~~ or the
23 department of health services determines after an inspection of a building under this
24 section or s. 254.74 (1g) that the owner of the building has violated sub. (2) or (3), the
25 respective department shall issue an order requiring the person to correct the

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1 violation within 5 days or within such shorter period as the respective department
2 determines is necessary to protect public health and safety. If the person does not
3 correct the violation within the time required, he or she shall forfeit \$50 for each day
4 of violation occurring after the date on which the respective department finds that
5 the violation was not corrected.

6 **SECTION 275.** 101.31 of the statutes is repealed.

7 **SECTION 276.** 101.573 (3) (a) of the statutes is amended to read:

8 101.573 (3) (a) On or before May 1 in each year, the department shall compile
9 the fire department dues paid by all insurers under s. 601.93 and the dues paid by
10 the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5%
11 and certify to the secretary of administration the proper amount to be paid from the
12 appropriation under s. ~~20.165 (2)~~ 20.142 (4) (L) to each city, village, or town entitled
13 to fire department dues under s. 101.575. Annually, on or before August 1, the
14 secretary of administration shall pay the amounts certified by the department to the
15 cities, villages and towns eligible under s. 101.575.

16 **SECTION 277.** 101.573 (5) of the statutes is amended to read:

17 101.573 (5) The department shall promulgate a rule defining “administrative
18 expenses” for purposes of s. ~~20.165 (2)~~ 20.142 (4) (La).

19 **SECTION 278.** 101.654 (1m) (e) of the statutes is amended to read:

20 101.654 (1m) (e) ~~The continuing education approved by the department under~~
21 ~~par. (b) 1. shall include courses offered by private organizations with whom the~~
22 ~~department contracts under s. 101.657. The department may approve continuing~~
23 ~~education courses that are offered by other states.~~

24 **SECTION 279.** 101.657 of the statutes is repealed.

25 **SECTION 280.** 101.935 (2) (e) of the statutes is amended to read:

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1 101.935 (2) (e) Section 254.69 (2), as it applies to an agent for the department
2 of health services in the administration of s. 254.47, applies to an agent for the
3 department of safety and professional services in the administration of this section.

4 **SECTION 281.** 101.951 (7) (a) of the statutes is amended to read:

5 101.951 (7) (a) The department of safety and professional services may, without
6 notice, deny the application for a license within 60 days after receipt thereof by
7 written notice to the applicant, stating the grounds for the denial. Within 30 days
8 after such notice, the applicant may petition the department of administration to
9 conduct a hearing to review the denial, and a hearing shall be scheduled with
10 reasonable promptness. The division of hearings and appeals shall conduct the
11 hearing. This paragraph does not apply to denials of applications for licenses under
12 s. 101.02 (21).

13 **SECTION 282.** 101.951 (7) (b) of the statutes is amended to read:

14 101.951 (7) (b) No license may be suspended or revoked except after a hearing
15 thereon. The department of safety and professional services shall give the licensee
16 at least 5 days' notice of the time and place of the hearing. The order suspending or
17 revoking such license shall not be effective until after 10 days' written notice thereof
18 to the licensee, after such hearing has been had; except that the department of safety
19 and professional services, when in its opinion the best interest of the public or the
20 trade demands it, may suspend a license upon not less than 24 hours' notice of
21 hearing and with not less than 24 hours' notice of the suspension of the license.
22 Matters involving suspensions and revocations brought before the department of
23 safety and professional services shall be heard and decided upon by the department
24 of administration. The division of hearings and appeals shall conduct the hearing.

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1 This paragraph does not apply to licenses that are suspended or revoked under s.
2 101.02 (21).

3 **SECTION 283.** 101.951 (7) (c) of the statutes is amended to read:

4 101.951 (7) (c) The department of safety and professional services may inspect
5 the pertinent books, records, letters and contracts of a licensee. The actual cost of
6 each such examination shall be paid by such licensee so examined within 30 days
7 after demand therefor by the department, and the department may maintain an
8 action for the recovery of such costs in any court of competent jurisdiction.

9 **SECTION 284.** 101.953 (1) (a) of the statutes is amended to read:

10 101.953 (1) (a) A statement that the manufactured home meets those
11 standards prescribed by law or administrative rule of the department of
12 administration or of the department of safety and professional services that are in
13 effect at the time of the manufacture of the manufactured home.

14 **SECTION 285.** 101.973 (8) of the statutes is amended to read:

15 101.973 (8) Deposit the moneys received from the fees under sub. (7) in the
16 appropriation under s. ~~20.165 (2)~~ 20.142 (4) (j).

17 **SECTION 286.** 107.30 (10) of the statutes is amended to read:

18 107.30 (10) "Mining damage appropriation" means the appropriation under s.
19 ~~20.165 (2)~~ 20.142 (4) (a).

20 **SECTION 287.** 107.31 (5) (a) (intro.) of the statutes is amended to read:

21 107.31 (5) (a) *Calculation.* (intro.) The mining damage reserve accumulation
22 is calculated by subtracting the total amount of all mining damages awards paid
23 from the appropriation under s. 20.445 (4) (a), 2001 stats., beginning on May 22, 1980
24 or paid from the appropriation under s. ~~20.165 (2)~~ 20.142 (4) (a) from the sum of:

25 **SECTION 288.** 108.227 (1) (e) 3. of the statutes is amended to read:

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1 108.227 (1) (e) 3. A license, certificate of approval, provisional license,
2 conditional license, certification, certification card, registration, permit, training
3 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
4 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~
5 254.176, 254.20 (3), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or
6 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

7 **SECTION 289.** 108.227 (1) (e) 6. of the statutes is amended to read:

8 108.227 (1) (e) 6. A license or certificate of registration issued by the
9 ~~department of financial institutions, or a division of it,~~ under ss. 138.09, 138.12,
10 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to 218.0163, 218.02, 218.04,
11 218.05, 224.72, 224.725, 224.93 or under subch. IV of ch. 551.

12 **SECTION 290.** 108.227 (1) (f) of the statutes is amended to read:

13 108.227 (1) (f) “Licensing department” means the department of
14 administration; the department of agriculture, trade and consumer protection; the
15 board of commissioners of public lands; the department of children and families; the
16 government accountability board; the department of financial institutions and
17 professional standards; the department of health services; the department of natural
18 resources; the department of public instruction; the department of revenue; the
19 ~~department of safety and professional services;~~ the office of the commissioner of
20 insurance; or the department of transportation.

21 **SECTION 291.** 111.335 (1) (cx) of the statutes is amended to read:

22 111.335 (1) (cx) Notwithstanding s. 111.322, it is not employment
23 discrimination because of conviction record to refuse to employ or license, or to bar
24 or terminate from employment or licensure, any individual who has been convicted
25 of any offense under s. ~~38.50~~ 100.67 (13) (c).

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1 **SECTION 292.** 112.07 (1) of the statutes is amended to read:

2 112.07 (1) Notwithstanding any other provision of the statutes, any fiduciary,

3 as defined in s. 112.01 (1) (b), who is holding securities in a fiduciary capacity, any

4 bank or trust company holding securities as a custodian or managing agent, and any

5 bank or trust company holding securities as custodian for a fiduciary may deposit or

6 arrange for the deposit of such securities in a clearing corporation as defined in s.

7 408.102 (1) (e). When the securities are so deposited, certificates representing

8 securities of the same class of the same issuer may be merged and held in bulk in the

9 name of the nominee of the clearing corporation with any other such securities

10 deposited in that clearing corporation by any person regardless of the ownership of

11 the securities, and certificates of small denomination may be merged into one or more

12 certificates of larger denomination. The records of the fiduciary and the records of

13 the bank or trust company acting as custodian, as managing agent or as custodian

14 for a fiduciary shall at all times show the name of the party for whose account the

15 securities are so deposited. Ownership of, and other interests in, the securities may

16 be transferred by bookkeeping entry on the books of the clearing corporation without

17 physical delivery of certificates representing the securities. A bank or trust company

18 which deposits securities pursuant to this section shall be subject to such rules and

19 regulations as, in the case of state chartered institutions, the ~~division of banking~~

20 department of financial institutions and professional standards and, in the case of

21 national banking associations, the comptroller of the currency may from time to time

22 issue. A bank or trust company acting as custodian for a fiduciary shall, on demand

23 by the fiduciary, certify in writing to the fiduciary the securities deposited by the

24 bank or trust company in a clearing corporation pursuant to this section for the

25 account of the fiduciary. A fiduciary shall, on demand by any party to a judicial

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1 proceeding for the settlement of the fiduciary's account or on demand by the attorney
2 for such a party, certify in writing to the party the securities deposited by the
3 fiduciary in the clearing corporation for its account as such fiduciary.

4 **SECTION 293.** 119.495 (2) of the statutes is amended to read:

5 119.495 (2) The board shall include in its budget transmitted to the common
6 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
7 to be authorized in the budget for the ensuing year. The common council shall issue
8 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
9 interest on the notes as they become due. The common council may issue the notes
10 by private sale. The common council shall make every effort to involve a minority
11 investment firm certified under s. ~~16.287~~ 203.07 as managing underwriter of the
12 notes or to engage a minority financial adviser certified under s. ~~16.287~~ 203.07 to
13 advise the city regarding any public sale of the notes.

14 **SECTION 294.** 119.496 (2) of the statutes is amended to read:

15 119.496 (2) The board shall include in its budget transmitted to the common
16 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
17 to be authorized in the budget for the ensuing year. The common council shall issue
18 the notes and levy a direct annual irrevocable tax sufficient to pay the principal and
19 interest on the notes as they become due. The common council may issue the notes
20 by private sale. The common council shall establish goals of involving minority
21 investment firms certified under s. ~~16.287~~ 203.07 as managing underwriters for at
22 least 50% of the total amount financed by the notes and of engaging a minority
23 financial adviser certified under s. ~~16.287~~ 203.07 to advise the city regarding any
24 public sale of the notes.

25 **SECTION 295.** 125.04 (5) (a) 5. of the statutes is amended to read:

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1 125.04 (5) (a) 5. Have successfully completed within the 2 years prior to the
2 date of application a responsible beverage server training course at any location that
3 is offered by a technical college district and that conforms to curriculum guidelines
4 specified by the technical college system board or a comparable training course that
5 is approved by the department ~~or the educational approval board~~. This subdivision
6 does not apply to an applicant who held, or who was an agent appointed and approved
7 under sub. (6) of a corporation or limited liability company that held, within the past
8 2 years, a Class “A”, “Class A” or “Class C” license or a Class “B” or “Class B” license
9 or permit or a manager’s or operator’s license.

10 **SECTION 296.** 125.17 (6) (a) (intro.) of the statutes is amended to read:

11 125.17 (6) (a) (intro.) Except as provided in par. (b), no municipal governing
12 body may issue an operator’s license unless the applicant has successfully completed
13 a responsible beverage server training course at any location that is offered by a
14 technical college district and that conforms to curriculum guidelines specified by the
15 technical college system board or a comparable training course, which may include
16 computer-based training and testing, that is approved by the department ~~or the~~
17 ~~educational approval board~~, or unless the applicant fulfills one of the following
18 requirements:

19 **SECTION 297.** 134.66 (2m) (b) of the statutes is amended to read:

20 134.66 (2m) (b) Paragraph (a) does not apply to an agent, employee, or
21 independent contractor who has received the training described in par. (a) as part of
22 a responsible beverage server training course or a comparable training course, as
23 described in s. 125.04 (5) (a) 5., that was successfully completed by the agent,
24 employee, or independent contractor. The department of health services shall make
25 the training program developed or approved by that department under par. (a)

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1 available to the technical college system board, and that board shall include that
2 training program or a comparable training program approved by that department
3 in the curriculum guidelines specified by that board under s. 125.04 (5) (a) 5. The
4 department of health services shall also make the training program developed or
5 approved by that department under par. (a) available to any provider of a comparable
6 training course, as described in s. 125.04 (5) (a) 5., on request, and the department
7 of revenue ~~or the educational approval board~~ may approve a comparable training
8 course under s. 125.04 (5) (a) 5. only if that training course includes the training
9 program developed or approved by the department of health services under par. (a)
10 or a comparable training program approved by that department.

11 **SECTION 298.** 138.055 (4) (d) of the statutes is amended to read:

12 138.055 (4) (d) ~~The division of banking~~ department of financial institutions and
13 professional standards for all other lenders.

14 **SECTION 299.** 138.056 (1) (a) 4. d. of the statutes is amended to read:

15 138.056 (1) (a) 4. d. ~~The division of banking~~ department of financial
16 institutions and professional standards for all other lenders.

17 **SECTION 300.** 138.09 (1d) of the statutes is amended to read:

18 138.09 (1d) In this section, “~~division~~” “department” means the ~~division of~~
19 ~~banking~~ department of financial institutions and professional standards.

20 **SECTION 301.** 138.12 (1) (a) of the statutes is repealed.

21 **SECTION 302.** 138.12 (1) (am) of the statutes is created to read:

22 138.12 (1) (am) “Department” means the department of financial institutions
23 and professional standards.

24 **SECTION 303.** 138.14 (1) (f) of the statutes is repealed.

25 **SECTION 304.** 138.14 (9r) (f) of the statutes is amended to read:

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1 138.14 **(9r)** (f) The ~~division~~ department shall make copies of the informational
2 materials under par. (a) available, upon request, to licensees and to the public,
3 including making these informational materials available on the department's
4 Internet site of the ~~department of financial institutions~~. The ~~division~~ department
5 may charge licensees a reasonable fee for printed copies of informational materials
6 supplied under this paragraph.

7 **SECTION 305.** 138.16 (1) (a) of the statutes is amended to read:

8 138.16 **(1)** (a) “~~Division~~” Department means the ~~division of banking attached~~
9 ~~to the~~ department of financial institutions and professional standards.

10 **SECTION 306.** 145.01 (4m) of the statutes is renumbered 145.01 (4m) (intro.)
11 and amended to read:

12 145.01 **(4m)** FAILING PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. (intro.)
13 “Failing private on-site wastewater treatment system” ~~has the meaning specified~~
14 ~~under s. 145.245 (4).~~ means a private on-site wastewater treatment system that
15 causes or results in any of the following conditions:

16 **SECTION 307.** 145.01 (4m) (a) of the statutes is created to read:

17 145.01 **(4m)** (a) The discharge of sewage into surface water or groundwater.

18 **SECTION 308.** 145.01 (4m) (b) of the statutes is created to read:

19 145.01 **(4m)** (b) The introduction of sewage into zones of saturation which
20 adversely affects the operation of a private on-site wastewater treatment system.

21 **SECTION 309.** 145.01 (4m) (c) of the statutes is created to read:

22 145.01 **(4m)** (c) The discharge of sewage to a drain tile or into zones of bedrock.

23 **SECTION 310.** 145.01 (4m) (d) of the statutes is created to read:

24 145.01 **(4m)** (d) The discharge of sewage to the surface of the ground.

25 **SECTION 311.** 145.01 (4m) (e) of the statutes is created to read:

SENATE BILL 119**SECTION 311**

1 145.01 (4m) (e) The failure to accept sewage discharges and backup of sewage
2 into the structure served by the private on-site wastewater treatment system.

3 **SECTION 312.** 145.01 (12) of the statutes is amended to read:

4 145.01 (12) PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. “Private on-site
5 wastewater treatment system” means a sewage treatment and disposal system
6 serving a single structure with a septic tank and soil absorption field located on the
7 same parcel as the structure. This term also means an alternative sewage system
8 approved by the department of natural resources including a substitute for the septic
9 tank or soil absorption field, a holding tank, a system serving more than one
10 structure or a system located on a different parcel than the structure. A private
11 on-site wastewater treatment system may be owned by the property owner or by a
12 special purpose district.

13 **SECTION 313.** 145.02 (title) of the statutes is amended to read:

14 **145.02 (title) Powers of the department of financial institutions and**
15 **professional standards and the department of natural resources.**

16 **SECTION 314.** 145.02 (2) of the statutes is amended to read:

17 145.02 (2) The Except as provided in sub. (2m), the department shall have
18 general supervision of all such plumbing and shall after public hearing prescribe and
19 publish and enforce reasonable standards therefor which shall be uniform and of
20 statewide concern so far as practicable. Any employee designated by the department
21 may act for the department in holding such public hearing. To the extent that the
22 historic building code applies to the subject matter of these standards, the standards
23 do not apply to a qualified historic building if the owner elects to be subject to s.
24 101.121.

25 **SECTION 315.** 145.02 (2m) of the statutes is created to read:

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1 145.02 (2m) The department of natural resources shall have general
2 supervision of private on-site wastewater treatment systems and shall have the
3 powers described under s. 281.48 with respect to those systems. The department
4 shall promulgate rules establishing standards for private on-site wastewater
5 treatment systems.

6 **SECTION 316.** 145.02 (4) (a) of the statutes is amended to read:

7 145.02 (4) (a) The department shall prescribe rules as to the qualifications,
8 examination and licensing of master and journeyman plumbers and restricted
9 plumber licensees, for the licensing of utility contractors, for the registration of
10 plumbing apprentices and pipe layers and for the registration and training of
11 registered learners. The plumbers council, created under s. ~~15.407~~ 15.177 (16), shall
12 advise the department in formulating the rules.

13 **SECTION 317.** 145.045 (1) of the statutes is amended to read:

14 145.045 (1) POWERS AND DUTIES. The department shall by rule establish an
15 examining program for the certification of soil testers, setting such standards as the
16 department finds necessary to accomplish the purposes of this chapter. Such
17 standards shall include formal written examinations for all applicants. The
18 department shall charge applicants for the cost of examination and certification.
19 After July 1, 1974, no person may construct soil bore holes or conduct soil percolation
20 tests or other similar tests specified by the department of natural resources that
21 relate to private on-site wastewater treatment systems unless the person holds a
22 valid certificate issued under this section.

23 **SECTION 318.** 145.045 (3) of the statutes is amended to read:

24 145.045 (3) PLUMBERS AND SEPTIC TANK INSTALLERS. A plumber or septic tank
25 installer may also be a soil tester and install any system after approval of the site or

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1 project by the department of financial institutions and professional standards, the
2 department of natural resources, or the governmental unit responsible for the
3 regulation of private on-site wastewater treatment systems.

4 **SECTION 319.** 145.17 (2) of the statutes is amended to read:

5 145.17 (2) The department shall prescribe rules as to the qualifications,
6 examination and licensing of journeymen automatic fire sprinkler system fitters and
7 automatic fire sprinkler contractors and for the registration and training of
8 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
9 contractors and journeymen council, created under s. ~~15.407~~ 15.177 (17), shall advise
10 the department in formulating the rules.

11 **SECTION 320.** 145.19 (1b) of the statutes is amended to read:

12 145.19 (1b) DEFINITION. In this section, “sanitary permit” means a permit
13 authorizing the installation of a private on-site wastewater treatment system that
14 is issued by the department of natural resources or any governmental unit
15 responsible for the regulation of private on-site wastewater treatment systems.

16 **SECTION 321.** 145.19 (1m) of the statutes is amended to read:

17 145.19 (1m) APPLICATION PROCESS. The department of natural resources shall
18 prescribe the information to be included in an application for a sanitary permit. The
19 applicant shall submit the completed application for a sanitary permit to the
20 governmental unit. The governmental unit shall approve or disapprove the sanitary
21 permit according to the rules promulgated by the department of natural resources
22 under this chapter.

23 **SECTION 322.** 145.19 (2) of the statutes is amended to read:

24 145.19 (2) FEE. No fee for a sanitary permit may be less than the amount
25 determined ~~under~~ by the department of natural resources by rule. The governing

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1 body for the governmental unit responsible for the regulation of private on-site
2 wastewater treatment systems may establish a fee for a sanitary permit which is
3 more than the amount determined ~~under~~ by the department of natural resources by
4 rule. A governmental unit may not charge more than one fee for a sanitary permit
5 or the renewal of a sanitary permit in any 12-month period.

6 **SECTION 323.** 145.19 (3) of the statutes is amended to read:

7 145.19 (3) FEES AND RECORDS OF PERMITS FORWARDED TO THE DEPARTMENT OF
8 NATURAL RESOURCES. The governmental unit responsible for the regulation of private
9 on-site wastewater treatment systems shall forward to the department of natural
10 resources within 90 days after each valid permit is issued a portion of the fee, as
11 determined ~~under~~ by the department of natural resources by rule. The
12 governmental unit shall also compile a periodic summary of the permits that it has
13 issued. The summary shall contain the information required by the department of
14 natural resources by rule, and shall be submitted by the governmental unit to the
15 department of natural resources at intervals to be determined by the department of
16 natural resources by rule.

17 **SECTION 324.** 145.19 (6) of the statutes is amended to read:

18 145.19 (6) GROUNDWATER FEE. In addition to the fee under sub. (2), the
19 governmental unit responsible for the regulation of private on-site wastewater
20 treatment systems shall collect a groundwater fee of \$25 for each sanitary permit.
21 The governmental unit shall forward this fee to the department of natural resources
22 together with the fee under sub. (3). ~~The moneys collected under this subsection~~
23 ~~shall be credited to the environmental fund for environmental management.~~

24 **SECTION 325.** 145.19 (6m) of the statutes is created to read:

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1 145.19 **(6m)** AMOUNTS DEPOSITED IN THE ENVIRONMENTAL FUND. All moneys
2 collected by the department under this section shall be deposited in the
3 environmental fund for environmental management.

4 **SECTION 326.** 145.20 (2) (e) of the statutes is amended to read:

5 145.20 **(2)** (e) File reports and conduct surveys and inspections as required by
6 the governmental unit responsible for the regulation of private on-site wastewater
7 treatment systems or the department of natural resources.

8 **SECTION 327.** 145.20 (2) (g) of the statutes is amended to read:

9 145.20 **(2)** (g) Perform other duties regarding private on-site wastewater
10 treatment systems as considered appropriate by the governmental unit responsible
11 for the regulation of private on-site wastewater treatment systems or as required by
12 the rules of the department of natural resources.

13 **SECTION 328.** 145.20 (3) (title) of the statutes is amended to read:

14 145.20 **(3)** (title) DEPARTMENT OF NATURAL RESOURCES RESPONSIBILITIES.

15 **SECTION 329.** 145.20 (3) (a) 1. of the statutes is amended to read:

16 145.20 **(3)** (a) 1. The department of natural resources may specify categories
17 of private on-site wastewater treatment systems for which approval by the
18 department of natural resources is required prior to issuance of sanitary permits by
19 the governmental unit responsible for the regulation of private on-site wastewater
20 treatment systems.

21 **SECTION 330.** 145.20 (3) (a) 2. of the statutes is amended to read:

22 145.20 **(3)** (a) 2. The department of natural resources may exempt a
23 governmental unit from any category of private on-site wastewater treatment
24 systems for which departmental approval by the department of natural resources is
25 required prior to sanitary permit issuance under subd. 1., upon a determination, in

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1 accordance with rules promulgated by the department of natural resources, that past
2 performance of the governmental unit on reviews and audits under par. (b) has been
3 satisfactory and that the governmental unit has the capacity to give the same level
4 of application and plan review as that provided by the department of natural
5 resources. The department of natural resources may revoke an exemption upon a
6 finding that performance of the governmental unit on a review or audit conducted
7 subsequent to the granting of the exemption is unsatisfactory or that the
8 governmental unit is not giving the same level of application and plan review as that
9 provided by the department of natural resources. Findings in a revocation action
10 may be made only after a public hearing upon 30 days' advance notice to the clerk
11 of the governmental unit. The department of natural resources shall submit a report
12 under s.13.172 (2) to the chief clerk of each house of the legislature, at the beginning
13 of each legislative session, describing the exemptions under this subdivision.

14 **SECTION 331.** 145.20 (3) (b) of the statutes is amended to read:

15 145.20 (3) (b) The department of natural resources shall review the private
16 on-site wastewater treatment system program in each governmental unit
17 responsible for the regulation of private on-site wastewater treatment systems to
18 ascertain compliance with sub. (2) and with regulations issued by the department of
19 natural resources. This review shall include a random audit of sanitary permits,
20 including verification by on-site inspection.

21 **SECTION 332.** 145.20 (3) (c) of the statutes is amended to read:

22 145.20 (3) (c) If the governing body for a governmental unit responsible for the
23 regulation of private on-site wastewater treatment systems does not adopt a private
24 on-site wastewater treatment system ordinance meeting the requirements of s.
25 59.70 (5) or if the governmental unit does not appoint personnel meeting the

SENATE BILL 119**SECTION 332**

1 requirements of sub. (1) or if the governmental unit does not comply with the
2 requirements of sub. (2) or s. 145.19 (3), the department of natural resources may
3 conduct hearings in the county seat upon 30 days' notice to the county clerk. As soon
4 as practicable after the public hearing, the department of natural resources shall
5 issue a written decision regarding compliance with s. 59.70 (5) or 145.19 (3) or sub.
6 (1) or (2). If the department of natural resources determines that there is a violation
7 of these provisions, the governmental unit may not issue a sanitary permit for the
8 installation of a private on-site wastewater treatment system until the violation is
9 corrected.

10 **SECTION 333.** 145.20 (3) (d) of the statutes is amended to read:

11 145.20 (3) (d) The department of natural resources shall conduct training and
12 informational programs for officials of the governmental unit responsible for the
13 regulation of private on-site wastewater treatment systems and employees and
14 persons licensed under this chapter and s. 281.48 and certified as operators of
15 septage servicing vehicles under s. 281.17 (3) to improve the delivery of service under
16 the private on-site wastewater treatment system program. The department of
17 natural resources shall obtain the assistance of the Wisconsin counties association,
18 and may consult with the department of financial institutions and professional
19 standards, in planning and conducting the training and informational programs.

20 **SECTION 334.** 145.20 (5) (a) of the statutes is amended to read:

21 145.20 (5) (a) The department of natural resources shall establish a
22 maintenance program to be administered by governmental units responsible for the
23 regulation of private on-site wastewater treatment systems. The department of
24 natural resources shall determine the private on-site wastewater treatment
25 systems to which the maintenance program applies. At a minimum the maintenance

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1 program is applicable to all new or replacement private on-site wastewater
2 treatment systems constructed in a governmental unit after the date on which the
3 governmental unit adopts this program. The department of natural resources may
4 apply the maintenance program by rule to private on-site wastewater treatment
5 systems constructed in a governmental unit responsible for the regulation of private
6 on-site wastewater treatment systems on or before the date on which the
7 governmental unit adopts the program. ~~The department shall determine the private
8 on-site wastewater treatment systems to which the maintenance program applies
9 in governmental units that do not meet the conditions for eligibility under s. 145.245
10 (9).~~

11 **SECTION 335.** 145.20 (5) (am) of the statutes is amended to read:

12 145.20 (5) (am) Each governmental unit responsible for the regulation of
13 private on-site wastewater treatment systems shall adopt and begin the
14 administration of the program established under par. (a) before October 1, 2019. As
15 part of adopting and administering the program, the governmental unit shall
16 conduct and maintain an inventory of all the private on-site wastewater treatment
17 systems located in the governmental unit and shall complete the initial inventory
18 before October 1, 2017. ~~In order to be eligible for grant funding under s. 145.245, a
19 governmental unit must comply with these deadlines.~~

20 **SECTION 336.** 145.20 (5) (b) of the statutes is amended to read:

21 145.20 (5) (b) The maintenance program shall include a requirement of
22 inspection or pumping of the private on-site wastewater treatment system at least
23 once every 3 years if the private on-site wastewater treatment system does not have
24 a maintenance plan as prescribed by rule by the department of natural resources.
25 Inspections may be conducted by a master plumber, journeyman plumber or

SENATE BILL 119**SECTION 336**

1 restricted plumber licensed under this chapter, a person licensed under s. 281.48 or
2 by an employee of the state or governmental unit designated by the department of of
3 natural resources, and the department of of natural resources may determine by rule
4 other persons who are qualified to undertake required inspection, maintenance, or
5 repairs. The department of of natural resources shall specify the methods to establish
6 the required frequency of inspection, maintenance, and pumping for each type of
7 private on-site wastewater treatment system that does not have a maintenance plan
8 and shall periodically update the methods.

9 **SECTION 337.** 145.20 (5) (c) of the statutes is amended to read:

10 145.20 (5) (c) The department of natural resources may suspend or revoke a
11 license issued under s. 281.48 or a certificate issued under s. 281.17 (3) to the
12 operator of a seepage servicing vehicle if the department of natural resources finds
13 that the licensee or operator falsified information on inspection forms. The
14 department of ~~safety and professional services~~ may suspend or revoke the license of
15 a plumber licensed under this chapter if the department finds that the plumber
16 falsified information on inspection forms.

17 **SECTION 338.** 145.20 (7) of the statutes is created to read:

18 145.20 (7) AMOUNTS DEPOSITED IN THE ENVIRONMENTAL FUND. All moneys
19 collected by the department under rules promulgated under this section shall be
20 deposited in the environmental fund for environmental management.

21 **SECTION 339.** 145.23 of the statutes is amended to read:

22 **145.23 Rules.** The department of of natural resources may make and enforce
23 rules relating to lot size and lot elevation necessary for proper sanitary conditions
24 in the development and maintenance of subdivisions not served by a public sewer,
25 where provision for such service has not been made. The department of natural

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1 resources may consult with the department of financial institutions and professional
2 standards in promulgating rules under this section.

3 **SECTION 340.** 145.24 (1) of the statutes is amended to read:

4 145.24 (1) If an existing private on-site wastewater treatment system either
5 is not located in soil meeting the siting standards or is not constructed in accordance
6 with design standards promulgated under s. 145.02 or 145.13, the owner of the
7 private on-site wastewater treatment system may petition the department of of
8 natural resources for a variance to the siting or design standards.

9 **SECTION 341.** 145.24 (2) of the statutes is amended to read:

10 145.24 (2) The department of natural resources shall establish procedures for
11 the review and evaluation of existing private on-site wastewater treatment systems
12 which do not comply with siting or design standards.

13 **SECTION 342.** 145.24 (3) of the statutes is amended to read:

14 145.24 (3) Upon receipt of a petition for a variance, the department of natural
15 resources shall require the owner of the private on-site wastewater treatment
16 system to submit information necessary to evaluate the request for a variance. If the
17 department of natural resources determines that the existing private on-site
18 wastewater treatment system is not a failing private on-site wastewater treatment
19 system, and continued use of the existing private on-site wastewater treatment
20 system will not pose a threat of contamination of waters of the state, then the
21 department of natural resources may issue a variance to allow continued use of the
22 existing private on-site wastewater treatment system. The department of natural
23 resources shall rescind the variance if the existing private on-site wastewater
24 treatment system becomes a failing private on-site wastewater treatment system or
25 contaminates waters of the state.

SENATE BILL 119**SECTION 343**

1 **SECTION 343.** 145.245 of the statutes is repealed.

2 **SECTION 344.** 157.061 (2g) of the statutes is amended to read:

3 157.061 (**2g**) “Cemetery board” means the board created in s. ~~15.405~~ 15.175
4 (3m).

5 **SECTION 345.** 157.062 (1) of the statutes is amended to read:

6 157.062 (**1**) ORGANIZATION. Seven or more residents of the same county may
7 form a cemetery association. They shall meet, select a chairperson and secretary,
8 choose a name, fix the annual meeting date, and elect by ballot not less than 3 nor
9 more than 9 trustees whom the chairperson and secretary shall immediately divide
10 by lot into 3 classes, who shall hold their offices for 1, 2, and 3 years, respectively.
11 Within 3 days, the chairperson and secretary shall certify the corporate name, the
12 names, home addresses and business addresses of the organizers and of the trustees,
13 and their classification, and the annual meeting date acknowledged by them, and,
14 except as provided in sub. (9), deliver the certification to the department of financial
15 institutions. The association then has the powers of a corporation.

16 **SECTION 346.** 157.062 (2) of the statutes is amended to read:

17 157.062 (**2**) AMENDMENTS. The association may change its name, the number
18 of trustees or the annual meeting date by resolution at an annual meeting, or special
19 meeting called for such purpose, by a majority vote of the members present, and,
20 except as provided in sub. (9), by delivering to the department of ~~financial~~
21 ~~institutions~~ a copy of the resolution, with the date of adoption, certified by the
22 president and secretary or corresponding officers.

23 **SECTION 347.** 157.062 (6) (b) of the statutes is amended to read:

24 157.062 (**6**) (b) If an association that has been dissolved under par. (a), or any
25 group that was never properly organized as a cemetery association, has cemetery

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1 grounds and human remains are buried in the cemetery grounds, 5 or more
2 members, or persons interested as determined by order of the circuit judge under par.
3 (c), may publish a class 3 notice, under ch. 985, in the municipality in which the
4 cemetery is located, of the time, place, and object of the meeting, assemble and
5 reorganize by the election of trustees and divide them into classes as provided in sub.
6 (1), the commencement of the terms to be computed from the next annual meeting
7 date. The secretary shall enter the proceedings of the meeting on the records. The
8 association is reorganized upon delivery of a copy of the proceedings to the
9 department of ~~financial institutions~~, except as provided in sub. (9). Upon
10 reorganization, the title to the cemetery grounds, trust funds, and all other property
11 of the association or group vests in the reorganized association, under the control of
12 the trustees. The reorganized association may continue the name of the dissolved
13 association or may adopt a new name.

14 **SECTION 348.** 157.062 (6m) of the statutes is amended to read:

15 157.062 (6m) FORMS. The department of ~~financial institutions~~ may prescribe
16 and furnish forms for providing the information required under subs. (1) to (6).

17 **SECTION 349.** 157.062 (9) of the statutes is amended to read:

18 157.062 (9) EXEMPTIONS FOR CERTAIN CEMETERIES. In lieu of delivering a
19 certification, resolution, or copy of proceedings to the department of ~~financial~~
20 ~~institutions~~ under sub. (1), (2), or (6) (b), a cemetery association that is not required
21 to be licensed under s. 440.91 (1) or registered under s. 440.91 (1m) shall deliver the
22 certification, resolution, or copy of proceedings to the office of the register of deeds
23 of the county in which the cemetery is located.

24 **SECTION 350.** 157.064 (7) of the statutes is amended to read:

SENATE BILL 119**SECTION 350**

1 157.064 (7) Not more than 30 days after a transfer under sub. (6), the
2 transferring association shall notify the department of financial institutions in
3 writing of the transfer, including the name and address of the accepting association
4 or its treasurer. The department of financial institutions may prescribe and furnish
5 forms for providing the information required under this subsection.

6 **SECTION 351.** 157.11 (9m) of the statutes is amended to read:

7 157.11 (9m) ACTION BY DISTRICT ATTORNEY. If any money or property is not
8 turned over when required by this section, or default occurs under a bond, the district
9 attorney, upon the request of the department of safety and professional services,
10 shall bring action to recover.

11 **SECTION 352.** 157.12 (3) (b) of the statutes is amended to read:

12 157.12 (3) (b) The cemetery's treasurer is the custodian of the fund. The
13 treasurer shall file with the cemetery, at the cemetery's expense, a bond with sureties
14 approved by the department of safety and professional services to indemnify the
15 cemetery against loss if the treasurer fails to maintain the fund. No indemnity is
16 required if the terms of sale of a mausoleum space require the purchaser to pay
17 directly to a trust company in the state, designated by the cemetery as custodian of
18 the fund. The fund shall be invested as provided in s. 157.19. Income from
19 investment may be used only to maintain the mausoleum, except that if the amount
20 of income exceeds the amount necessary to properly maintain the mausoleum the
21 excess amount may be used to maintain any portion of the cemetery.

22 **SECTION 353.** 157.62 (1) (a) (intro.) of the statutes is amended to read:

23 157.62 (1) (a) (intro.) Except as provided in par. (b) and s. 157.625, every
24 cemetery association shall file an annual report with the department of financial
25 institutions. The report shall be made on a calendar-year basis unless the

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1 department of ~~financial institutions~~, by rule, provides for other reporting periods.
2 The report is due on the 60th day after the last day of the reporting period. The
3 annual report shall include all of the following:

4 **SECTION 354.** 157.62 (1) (c) of the statutes is amended to read:

5 157.62 (1) (c) The department of ~~financial institutions~~ may prescribe and
6 furnish forms for reports required under this subsection. If the department of
7 ~~financial institutions~~ prescribes forms under this paragraph, the department of
8 ~~financial institutions~~ shall mail the forms to cemetery associations required to file
9 under par. (a) no later than 60 days before the reports are due.

10 **SECTION 355.** 157.65 (1) (a) of the statutes is amended to read:

11 157.65 (1) (a) If the department of ~~safety and professional services~~ has reason
12 to believe that any person is violating or has violated this subchapter or any rule
13 promulgated under this subchapter and that the continuation of that activity might
14 cause injury to the public interest, the department of ~~safety and professional services~~
15 may investigate.

16 **SECTION 356.** 157.65 (1) (b) of the statutes is amended to read:

17 157.65 (1) (b) If the department of ~~safety and professional services~~ has reason
18 to believe that any person is violating s. 157.12 or any rule promulgated under s.
19 157.12 and that the continuation of that activity might cause injury to the public
20 interest, the department of ~~safety and professional services~~ may investigate.

21 **SECTION 357.** 157.65 (2) of the statutes is amended to read:

22 157.65 (2) The department of justice or any district attorney, upon informing
23 the department of justice, may commence an action in circuit court in the name of
24 the state to restrain by temporary or permanent injunction any violation of this
25 subchapter. The court may, prior to entry of final judgment, make such orders or

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1 judgments as may be necessary to restore to any person any pecuniary loss suffered
2 because of the acts or practices involved in the action, if proof of such loss is submitted
3 to the satisfaction of the court. The department of justice may subpoena persons and
4 require the production of books and other documents, and may request the board
5 described in s. ~~15.405~~ 15.175 (3m) or the department of ~~safety and professional~~
6 ~~services~~ to exercise its authority under sub. (1) to aid in the investigation of alleged
7 violations of this subchapter.

8 **SECTION 358.** 165.825 of the statutes is amended to read:

9 **165.825 Information link.** The department of justice shall cooperate with the
10 departments of ~~safety and professional services~~, health services, and financial
11 institutions and professional standards in developing and maintaining a computer
12 linkup to provide access to the information obtained from a criminal history search.

13 **SECTION 359.** 167.35 (7) (b) of the statutes is amended to read:

14 167.35 (7) (b) The department of revenue, in the course of conducting any
15 inspection or examination authorized under s. 139.39, may inspect cigarettes to
16 determine if the cigarettes are marked as provided under sub. (4), and the
17 department of revenue shall notify the department of ~~safety and professional~~
18 ~~services~~ of any unmarked cigarettes.

19 **SECTION 360.** 167.35 (7) (c) of the statutes is amended to read:

20 167.35 (7) (c) Authorized personnel from the department of justice, from the
21 department of ~~safety and professional services~~, and from the department of revenue,
22 and any sheriff, police officer, or other law enforcement personnel, within their
23 respective jurisdictions, may enter and inspect any premises where cigarettes are
24 made, sold, offered for sale, or stored to determine if the cigarettes comply with this
25 section. An inspection under this paragraph includes examining the books, papers,

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1 invoices, and other records of any person who is subject to this section and who is in
2 control, possession, or occupancy of the premises.

3 **SECTION 361.** 169.01 (35) (a) of the statutes is amended to read:

4 169.01 **(35)** (a) A veterinarian who is licensed in this state to practice
5 veterinary medicine under ch. 453 89 and who is certified under rules promulgated
6 by the department of agriculture, trade and consumer protection.

7 **SECTION 362.** 173.05 (1) (b) of the statutes is amended to read:

8 173.05 **(1)** (b) A person to whom par. (a) applies who is a veterinarian licensed
9 under ch. 453 89 is not required to complete a course of training approved by the
10 department if he or she takes an examination given by the department and passes
11 the examination on the first attempt.

12 **SECTION 363.** 173.41 (2) (e) of the statutes is amended to read:

13 173.41 **(2)** (e) A veterinarian licensed under ch. 453 89 practicing in the normal
14 course of veterinary business within the scope of the license is not required to obtain
15 a license under this subsection.

16 **SECTION 364.** 173.41 (12) (a) 4. of the statutes is amended to read:

17 173.41 **(12)** (a) 4. If persons sell or offer to sell dogs at the temporary dog market
18 for 2 or more consecutive days, employ or contract with a veterinarian licensed under
19 ch. 453 89 to conduct an examination of the dogs offered for sale at the temporary dog
20 market on each day on which dogs are offered for sale and to review the information
21 provided under par. (b).

22 **SECTION 365.** 177.30 (2) of the statutes is amended to read:

23 177.30 **(2)** The administrator, at reasonable times and upon reasonable notice,
24 may examine the records of any person to determine whether the person has
25 complied with this chapter. The administrator may designate the ~~division of banking~~

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1 department of financial institutions and professional standards or other appropriate
2 regulatory authority to examine the records of regulated institutions to determine
3 if the institutions have complied with this chapter. The administrator may conduct
4 the examination even if the person believes it is not in possession of any property
5 reportable or deliverable under this chapter.

6 **SECTION 366.** 182.028 of the statutes is amended to read:

7 **182.028 School corporations.** Any corporation formed for the establishment
8 and maintenance of schools, academies, seminaries, colleges or universities or for the
9 cultivation and practice of music shall have power to enact bylaws for the protection
10 of its property, and provide fines as liquidated damages upon its members and
11 patrons for violating the bylaws, and may collect the same in tort actions, and to
12 prescribe and regulate the courses of instruction therein, and to confer such degrees
13 and grant such diplomas as are usually conferred by similar institutions or as shall
14 be appropriate to the courses of instruction prescribed, ~~except that no corporation~~
15 ~~shall operate or advertise a school that is subject to s. 38.50 (10) without complying~~
16 ~~with the requirements of s. 38.50.~~ Any stockholder may transfer his or her stock to
17 the corporation for its use; and if the written transfer so provides the stock shall be
18 perpetually held by the board of directors with all the rights of a stockholder,
19 including the right to vote.

20 **SECTION 367.** 186.098 (12) of the statutes is amended to read:

21 186.098 (12) LOANS TO MEMBERS. A credit union may make loans to members
22 secured by assignment or transfer of stock certificates or other evidence of the
23 borrower's ownership interest in a corporation formed for the cooperative ownership
24 of real estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a
25 mortgage involving a one-family residence, apply to a proceeding to enforce the

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1 lender's rights in security given for a loan under this subsection. The office of credit
2 unions shall promulgate joint rules with the ~~division of banking~~ department of
3 financial institutions and professional standards that establish procedures for
4 enforcing a lender's rights in security given for a loan under this subsection.

5 **SECTION 368.** 186.235 (15) (b) of the statutes is amended to read:

6 186.235 (15) (b) Witness fees shall be the same as fees under s. 814.67 (1) (b)
7 and (c). The fees of witnesses who are called by the office in the interests of the state
8 shall be paid by the state upon presentation of proper vouchers approved by the office
9 of credit unions and charged to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).
10 A witness subpoenaed by the office at the instance of a party other than the office
11 shall not be entitled to payment of fees by the state unless the office certifies that the
12 testimony was material to the purpose for which the subpoena was issued.

13 **SECTION 369.** 186.314 (2m) (e) of the statutes is amended to read:

14 186.314 (2m) (e) Upon approval by the credit union members of the proposition
15 for conversion under par. (c), the credit union shall take all necessary action under
16 ch. 214 or 221 to complete the conversion to a savings bank or state bank. Within
17 90 days after receipt from the ~~division of banking~~ department of financial
18 institutions and professional standards of a certificate of incorporation as a savings
19 bank or state bank, the credit union shall file a copy of the certificate with the office
20 of credit unions and the office of credit unions shall issue to a converting credit union
21 a certificate of conversion to a savings bank or state bank.

22 **SECTION 370.** 200.49 (1) (b) of the statutes is amended to read:

23 200.49 (1) (b) "Minority group member" has the meaning given under s. ~~16.287~~
24 203.07 (1) (f).

25 **SECTION 371.** 200.57 (1) (a) of the statutes is amended to read:

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1 by any other state or federal savings bank obtaining the consent of a state or federal
2 savings bank that has its principal place of business in this state and is using the
3 terminal and by all customers designated by a savings bank using the unit. This
4 paragraph does not authorize a savings bank which has its principal place of
5 business outside this state to conduct business as a savings bank in this state. A
6 remote service unit shall be available for use, on a nondiscriminatory basis, by any
7 credit union, state or national bank or state or federal savings and loan association,
8 whose home office is located in this state, if the credit union, bank or savings and loan
9 association requests to share its use, subject to joint rules established by ~~the division~~
10 ~~of banking~~, the office of credit unions and the ~~division~~ department. The ~~division~~
11 department by order may authorize the installation and operation of a remote service
12 unit in a mobile facility, after notice and hearing upon the proposed service stops of
13 the mobile facility.

14 **SECTION 378.** 214.48 (4) (a) of the statutes is amended to read:

15 214.48 (4) (a) An independent qualified appraiser, designated by the board of
16 directors, who is properly licensed and certified by the department of ~~safety and~~
17 ~~professional services~~ or by another entity authorized to govern appraisal licensure
18 and certification and who meets the requirements of title XI of the financial
19 institutions reform, recovery and enforcement act of 1989, 12 USC 3331 to 3351 and
20 regulations adopted pursuant to those sections.

21 **SECTION 379.** 214.715 (2) of the statutes is amended to read:

22 214.715 (2) Employees of the ~~division~~ department may not be subject to any
23 civil liability or penalty, or to any criminal prosecution, for any error in judgment or
24 discretion made in good faith and upon reasonable grounds in any action taken or
25 omitted under this chapter by the employee in an official capacity.

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1 **SECTION 380.** 214.72 (1) (am) of the statutes is repealed.

2 **SECTION 381.** 214.72 (1) (b) of the statutes is amended to read:

3 214.72 (1) (b) “Financial regulator” means the department secretary and
4 deputy secretary, and an administrator having duties related to financial
5 institutions, a supervisor of data processing, legal counsel, and a financial
6 institution examiner employed by the department and includes any member of a
7 financial regulator’s immediate family, as defined in s. 19.42 (7).

8 **SECTION 382.** 214.725 (5) of the statutes is amended to read:

9 214.725 (5) Employees of the ~~division~~ department or other designated agents
10 may administer oaths and examine and take and preserve testimony under oath as
11 to anything in the affairs or ownership of the savings bank or the entity examined.

12 **SECTION 383.** 214.78 (3) of the statutes is amended to read:

13 214.78 (3) A person who subpoenas a witness shall advance the fees and
14 mileage of the witness. Witness fees shall be the same as fees under s. 814.67 (1) (b)
15 and (c). The fees of witnesses who are called by the review board in the interests of
16 the state shall be paid by the state upon presentation of proper vouchers approved
17 by the chairperson of the review board and charged to the appropriation under s.
18 ~~20.144 (1)~~ 20.142 (2) (g).

19 **SECTION 384.** 215.01 (6) of the statutes is repealed.

20 **SECTION 385.** 215.01 (6f) of the statutes is created to read:

21 215.01 (6f) “Department” means the department of financial institutions and
22 professional standards.

23 **SECTION 386.** 215.02 (4) of the statutes is amended to read:

24 215.02 (4) IMMUNITY. Employees of the ~~division~~ department shall not be subject
25 to any civil liability or penalty, nor to any criminal prosecution, for any error in

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1 judgment or discretion made in good faith and upon reasonable grounds in any action
2 taken or omitted under this chapter by the employee in the employee's official
3 capacity.

4 **SECTION 387.** 215.04 (1) (b) of the statutes is amended to read:

5 215.04 (1) (b) Review the acts, orders, and determinations of the ~~division~~
6 department under this chapter.

7 **SECTION 388.** 215.04 (3) of the statutes is amended to read:

8 215.04 (3) WITNESS FEES. A person who causes a witness to be subpoenaed shall
9 advance the fees and mileage expense of the witness. Witness fees shall be the same
10 as fees under s. 814.67 (1) (b) and (c). The fees of witnesses who are called by the
11 review board in the interests of the state shall be paid by the state upon presentation
12 of proper vouchers approved by the chairperson of the review board and charged to
13 the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).

14 **SECTION 389.** 217.02 (2k) of the statutes is created to read:

15 217.02 (2k) "Department" means the department of financial institutions and
16 professional standards.

17 **SECTION 390.** 217.02 (2m) of the statutes is repealed.

18 **SECTION 391.** 218.02 (1) (d) of the statutes is repealed.

19 **SECTION 392.** 218.02 (1) (dm) of the statutes is created to read:

20 218.02 (1) (dm) "Department" means the department of financial institutions
21 and professional standards.

22 **SECTION 393.** 218.04 (1) (bm) of the statutes is created to read:

23 218.04 (1) (bm) "Department" means the department of financial institutions
24 and professional standards.

25 **SECTION 394.** 218.04 (1) (c) of the statutes is repealed.

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1 **SECTION 395.** 218.05 (1) (cm) of the statutes is created to read:

2 218.05 (1) (cm) "Department" means the department of financial institutions
3 and professional standards.

4 **SECTION 396.** 218.05 (1) (d) of the statutes is repealed.

5 **SECTION 397.** 220.01 (1m) of the statutes is repealed.

6 **SECTION 398.** 221.0303 (2) of the statutes is amended to read:

7 221.0303 (2) OPERATION AND ACQUISITION OF CUSTOMER BANK COMMUNICATIONS
8 TERMINALS. A bank may, directly or indirectly, acquire, place, and operate, or
9 participate in the acquisition, placement, and operation of, at locations other than
10 its main or branch offices, customer bank communications terminals, in accordance
11 with rules established by the ~~division~~ department. The rules of the ~~division~~
12 department shall provide that any such customer bank communications terminal
13 shall be available for use, on a nondiscriminatory basis, by any state or national bank
14 and by all customers designated by a bank using the terminal. This subsection does
15 not authorize a bank which has its principal place of business outside this state to
16 conduct banking business in this state. The customer bank communications
17 terminals also shall be available for use, on a nondiscriminatory basis, by any credit
18 union, savings and loan association, or savings bank, if the credit union, savings and
19 loan association, or savings bank requests to share its use, subject to rules jointly
20 established by the ~~division of banking~~ department and the office of credit unions.
21 The ~~division~~ department by order may authorize the installation and operation of a
22 customer bank communications terminal in a mobile facility, after notice and
23 hearing upon the proposed service stops of the mobile facility.

24 **SECTION 399.** 221.0802 of the statutes is amended to read:

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1 **221.0802 Banks may be placed in hands of ~~division~~ department.** A bank
2 doing business under this chapter may place its affairs and assets under the control
3 of the ~~division~~ department by posting a notice on its front door, as follows: “This bank
4 is in the hands of the ~~Division of Banking of the Department of Financial Institutions~~
5 and Professional Standards”. Immediately upon posting such notice, the bank shall
6 notify the ~~division~~ department of this action. The posting of the notice, or the taking
7 possession of a bank by the ~~division~~ department, places the bank’s assets and
8 property in the possession of the ~~division~~ department, and bars any attachment
9 proceedings. For each day the ~~division~~ department is placed in possession of the
10 bank, and until such time as a special deputy is appointed under s. 220.08 (4), the
11 bank shall pay to the ~~division~~ department the actual cost of such liquidation
12 proceedings. The ~~division~~ department shall pay the amounts to the state treasurer
13 and the percentage specified in s. ~~20.144 (1)~~ 20.142 (2) (g) shall be credited to the
14 appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

15 **SECTION 400.** 222.0102 (3) of the statutes is repealed.

16 **SECTION 401.** 224.71 (1e) of the statutes is repealed.

17 **SECTION 402.** 224.90 (1) of the statutes is repealed.

18 **SECTION 403.** 227.01 (13) (zy) of the statutes is amended to read:

19 227.01 **(13)** (zy) Relates to any form prescribed by ~~the division of banking in~~
20 the department of financial institutions and professional standards in connection
21 with the licensing of mortgage bankers or mortgage brokers under s. 224.72 or the
22 licensing of mortgage loan originators under s. 224.725.

23 **SECTION 404.** 227.52 (3) of the statutes is amended to read:

24 227.52 **(3)** Those decisions of the ~~division of banking~~ department of financial
25 institutions and professional standards that are subject to review, prior to any

SENATE BILL 119**SECTION 404**

1 judicial review, by the banking review board, and decisions of the ~~division of banking~~
2 department of financial institutions and professional standards relating to savings
3 banks or savings and loan associations, ~~but no other institutions subject to the~~
4 ~~jurisdiction of the division of banking.~~

5 **SECTION 405.** 227.59 of the statutes is amended to read:

6 **227.59 Certification of certain cases from the circuit court of Dane**
7 **County to other circuits.** Any action or proceeding for the review of any order of
8 an administrative officer, commission, department, or other administrative tribunal
9 of the state required by law to be instituted in or taken to the circuit court of Dane
10 County, except an action or appeal for the review of any order of the department of
11 workforce development or the department of ~~safety and professional services~~
12 financial institutions and professional standards under chs. 101, 107, 145, 157, 167,
13 or 440 to 480 or findings and orders of the labor and industry review commission,
14 which is instituted or taken and is not called for trial or hearing within 6 months after
15 the proceeding or action is instituted, and the trial or hearing of which is not
16 continued by stipulation of the parties or by order of the court for cause shown, shall
17 on the application of either party on 5 days' written notice to the other be certified
18 and transmitted for trial to the circuit court of the county of the residence or principal
19 place of business of the plaintiff or petitioner, where the action or proceeding shall
20 be given preference. Unless written objection is filed within the 5-day period, the
21 order certifying and transmitting the proceeding shall be entered without hearing.
22 The plaintiff or petitioner shall pay to the clerk of the circuit court of Dane County
23 a fee of \$2 for transmitting the record.

24 **SECTION 406.** 229.46 (1) (ag) of the statutes is amended to read:

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1 229.46 (1) (ag) “Disabled veteran–owned business” means a business certified
2 by the department of administration under s. ~~16.283~~ 203.03 (3).

3 **SECTION 407.** 229.46 (1) (b) of the statutes is amended to read:

4 229.46 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
5 203.07 (1) (f).

6 **SECTION 408.** 229.70 (1) (ag) of the statutes is amended to read:

7 229.70 (1) (ag) “Disabled veteran–owned business” means a business certified
8 by the department of administration under s. ~~16.283~~ 203.03 (3).

9 **SECTION 409.** 229.70 (1) (am) of the statutes is amended to read:

10 229.70 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
11 (1) (e).

12 **SECTION 410.** 229.70 (1) (b) of the statutes is amended to read:

13 229.70 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
14 203.07 (1) (f).

15 **SECTION 411.** 229.8273 (1) (am) of the statutes is amended to read:

16 229.8273 (1) (am) “Disabled veteran–owned business” means a business
17 certified by the department of administration under s. ~~16.283~~ 203.03 (3).

18 **SECTION 412.** 229.8273 (1) (b) of the statutes is amended to read:

19 229.8273 (1) (b) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
20 (1) (e).

21 **SECTION 413.** 229.8273 (1) (c) of the statutes is amended to read:

22 229.8273 (1) (c) “Minority group member” has the meaning given in s. ~~16.287~~
23 203.07 (1) (f).

24 **SECTION 414.** 229.845 (1) (ag) of the statutes is amended to read:

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1 229.845 (1) (ag) “Disabled veteran–owned business” means a business certified
2 by the department of administration under s. ~~16.283~~ 203.03 (3).

3 **SECTION 415.** 229.845 (1) (am) of the statutes is amended to read:

4 229.845 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
5 (1) (e).

6 **SECTION 416.** 230.08 (2) (e) 4f. of the statutes is repealed.

7 **SECTION 417.** 230.08 (2) (e) 4g. of the statutes is created to read:

8 230.08 (2) (e) 4g. Financial institutions and professional standards – 21.

9 **SECTION 418.** 230.08 (2) (e) 11m. of the statutes is repealed.

10 **SECTION 419.** 230.08 (2) (v) of the statutes is repealed.

11 **SECTION 420.** 230.08 (2) (yb) of the statutes is amended to read:

12 230.08 (2) (yb) The director and the deputy director of, and legal counsel to, the
13 office of business development in the department of ~~administration~~ financial
14 institutions and professional standards.

15 **SECTION 421.** 230.339 of the statutes is repealed.

16 **SECTION 422.** 231.27 (1) of the statutes is amended to read:

17 231.27 (1) In this section, “minority business”, “minority financial adviser” and
18 “minority investment firm” mean a business, financial adviser and investment firm,
19 respectively, certified by the department of ~~administration~~ under s. ~~16.287~~ 203.07
20 (2).

21 **SECTION 423.** 231.29 (1) of the statutes is amended to read:

22 231.29 (1) In this section, “business,” “financial adviser,” and “investment firm”
23 mean a business, financial adviser, and investment firm certified by the department
24 of ~~administration~~ under s. ~~16.283~~ 203.03 (3).

25 **SECTION 424.** 234.35 (1) of the statutes is amended to read:

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1 234.35 (1) In this section, “minority business”, “minority financial adviser” and
2 “minority investment firm” mean a business, financial adviser and investment firm,
3 respectively, certified by the department of administration under s. ~~16.287~~ 203.07
4 (2).

5 **SECTION 425.** 234.36 (1) of the statutes is amended to read:

6 234.36 (1) In this section, “business,” “financial adviser,” and “investment firm”
7 mean a business, financial adviser, and investment firm certified by the department
8 of administration under s. ~~16.283~~ 203.03 (3).

9 **SECTION 426.** 236.13 (2m) of the statutes is amended to read:

10 236.13 (2m) As a further condition of approval when lands included in the plat
11 lie within 500 feet of the ordinary high-water mark of any lake, any navigable
12 stream, or any other body of navigable water or if land in the proposed plat involves
13 lake or navigable stream shorelands referred to in s. 236.16, the department of
14 natural resources, to prevent pollution of navigable waters, ~~or the department of~~
15 ~~safety and professional services,~~ and to protect the public health and safety, may
16 require assurance of adequate drainage areas for private on-site wastewater
17 treatment systems and building setback restrictions, or provisions by the owner for
18 public sewage disposal facilities for waters of the state, as defined in s. 281.01 (18),
19 industrial wastes, as defined in s. 281.01 (5), and other wastes, as defined in s. 281.01
20 (7). The public sewage disposal facilities may consist of one or more systems as the
21 department of natural resources ~~or the department of safety and professional~~
22 ~~services~~ determines on the basis of need for prevention of pollution of the waters of
23 the state or protection of public health and safety.

24 **SECTION 427.** 250.041 (1) (b) of the statutes is repealed.

25 **SECTION 428.** 250.041 (1) (e) of the statutes is amended to read:

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1 250.041 (1) (e) A permit under s. 254.47 (1), or 254.64 (1) (a) or (b) ~~or 255.08~~
2 (2).

3 **SECTION 429.** 252.12 (2) (a) 9. of the statutes is amended to read:

4 252.12 (2) (a) 9. 'Grant for family resource center.' The department shall award
5 a grant to develop and implement an African-American family resource center in the
6 city of Milwaukee that targets activities toward the prevention and treatment of HIV
7 infection and related infections, including hepatitis C virus infection, of minority
8 group members, as defined in s. ~~16.287~~ 203.07 (1) (f).

9 **SECTION 430.** 252.12 (2) (c) 2. of the statutes is amended to read:

10 252.12 (2) (c) 2. From the appropriation account under s. 20.435 (1) (am), the
11 department shall award \$75,000 in each fiscal year as grants for services to prevent
12 HIV infection and related infections, including hepatitis C virus infection. Criteria
13 for award of the grants shall include the criteria specified under subd. 1. The
14 department shall award 60% of the funding to applying organizations that receive
15 funding under par. (a) 8. and 40% of the funding to applying community-based
16 organizations that are operated by minority group members, as defined in s. ~~16.287~~
17 203.07 (1) (f).

18 **SECTION 431.** 252.23 of the statutes is renumbered 463.10, and 463.10 (title),
19 (2), (3) and (4) (a), as renumbered, are amended to read:

20 **463.10 (title) Regulation of tattooists and tattooing establishments.**

21 (2) DEPARTMENT; DUTY. Except as provided in ss. ~~250.041 and 252.241~~ 463.14,
22 the department shall provide uniform, statewide licensing and regulation of
23 tattooists and uniform, statewide licensing and regulation of tattoo establishments
24 under this section. The department shall inspect a tattoo establishment once before

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1 issuing a license for the tattoo establishment under this section and may make
2 additional inspections that the department determines are necessary.

3 **(3) LICENSE REQUIRED.** Except as provided in sub. (5), no person may tattoo or
4 attempt to tattoo another, designate or represent himself or herself as a tattooist or
5 use or assume the title “tattooist” and no tattoo establishment may be operated
6 unless the person and the establishment are licensed by the department under this
7 section or by a local health department that is designated as the department’s agent
8 under s. ~~252.245~~ 463.16. Except as provided in s. 463.16, fees for licenses issued
9 under this section shall be as determined under s. 440.03 (9).

10 **(4) (a)** Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14 and subject to
11 sub. (4m), standards and procedures, including fee payment to offset the cost of
12 licensing tattooists and tattoo establishments, for the annual issuance of licenses as
13 tattooists or as tattoo establishments to applicants under this section. The
14 department may not promulgate a rule that imposes a fee for a license under sub. (3)
15 on an individual who is eligible for the veterans fee waiver program under s. 45.44.

16 **SECTION 432.** 252.24 of the statutes is renumbered 463.12, and 463.12 (2), (3)
17 and (4) (a), as renumbered, are amended to read:

18 463.12 **(2) DEPARTMENT; DUTY.** Except as provided in ~~ss. 250.041 and 252.241~~
19 s. 463.14, the department shall provide uniform, statewide licensing and regulation
20 of body piercers and uniform, statewide licensing and regulation of body-piercing
21 establishments under this section. The department shall inspect a body-piercing
22 establishment once before issuing a license for the body-piercing establishment
23 under this section and may make additional inspections that the department
24 determines are necessary.

SENATE BILL 119**SECTION 432**

1 **(3) LICENSE REQUIRED.** Except as provided in sub. (5), no person may pierce the
2 body of or attempt to pierce the body of another, designate or represent himself or
3 herself as a body piercer or use or assume the title “body piercer” unless the person
4 is licensed by the department under this section or by a local health department that
5 is designated as the department’s agent under s. 463.16. Except as provided in s.
6 463.16, fees for licenses issued under this section shall be as determined under s.
7 440.03 (9).

8 **(4) (a)** Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14 and subject to
9 sub. (4m), standards and procedures, including fee payment to offset the cost of
10 licensing body piercers and body-piercing establishments, for the annual issuance
11 of licenses as body piercers or as body-piercing establishments to applicants under
12 this section. The department may not promulgate a rule under which the
13 department may charge an individual who is eligible for the veterans fee waiver
14 program under s. 45.44 a fee to obtain a license under sub. (3).

15 **SECTION 433.** 252.241 of the statutes is renumbered 463.14, and 463.14 (title),
16 (1), (1m), (3), (4) and (5), as renumbered, are amended to read:

17 **463.14 (title) Denial, nonrenewal and revocation of license or permit**
18 **based on delinquent taxes or unemployment insurance contributions. (1)**
19 Except as provided in sub. (1m), the department shall require each applicant to
20 provide the department with the applicant’s social security number, if the applicant
21 is an individual, or the applicant’s federal employer identification number, if the
22 applicant is not an individual, as a condition of issuing or renewing a license under
23 ~~s. 252.23 (2) or (4) (a) or 252.24 (2) or (4) (a)~~ 463.10 or 463.12, or a permit under s.
24 463.25.

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1 **(1m)** If an individual who applies for or to renew a license or permit under sub.
2 (1) does not have a social security number, the individual, as a condition of obtaining
3 the license or permit, shall submit a statement made or subscribed under oath or
4 affirmation to the department that the applicant does not have a social security
5 number. The form of the statement shall be prescribed by the department of children
6 and families. A license or permit issued or renewed in reliance upon a false
7 statement submitted under this subsection is invalid.

8 **(3)** Except as provided in sub. (1m), the department shall deny an application
9 for the issuance or renewal of a license or permit specified in sub. (1) if the applicant
10 does not provide the information specified in sub. (1).

11 **(4)** The department shall deny an application for the issuance or renewal of a
12 license or permit specified in sub. (1), or shall revoke the license or permit specified
13 in sub. (1), if the department of revenue certifies under s. 73.0301 that the applicant
14 for or holder of the license or permit is liable for delinquent taxes.

15 **(5)** The department shall deny an application for the issuance or renewal of a
16 license or permit specified in sub. (1), or shall revoke the license or permit specified
17 in sub. (1), if the department of workforce development certifies under s. 108.227 that
18 the applicant for or holder of the license or permit is liable for delinquent
19 unemployment insurance contributions.

20 **SECTION 434.** 252.245 of the statutes is renumbered 463.16, and 463.16 (1), (2),
21 (3), (4m), (5), (6), (8) and (9), as renumbered, are amended to read:

22 463.16 **(1)** In the administration and enforcement of ss. ~~252.23 and 252.24~~
23 463.10 and 463.12, the department may enter into a written agreement with a local
24 health department with a jurisdictional area that has a population greater than
25 5,000, which designates the local health department as the department's agent in

SENATE BILL 119**SECTION 434**

1 issuing licenses to and making investigations or inspections of tattooists and tattoo
2 establishments and body piercers and body-piercing establishments. In a
3 jurisdictional area of a local health department without agent status, the
4 department of ~~health services~~ financial institutions and professional standards may
5 issue licenses, collect license fees established by rule under ~~ss. 252.23 (4) (a) and~~
6 ~~252.24 (4) (a)~~ s. 440.03 (9) and make investigations or inspections of tattooists and
7 tattoo establishments and body piercers and body-piercing establishments. If the
8 department of financial institutions and professional standards designates a local
9 health department as its agent, the department of financial institutions and
10 professional standards or local health department may require no license for the
11 same operations other than the license issued by the local health department under
12 this subsection. If the designation is made and the services are furnished, the
13 department of financial institutions and professional standards shall reimburse the
14 local health department furnishing the service at the rate of 80% of the net license
15 fee per license per year issued in the jurisdictional area.

16 (2) A local health department designated as the department's agent under this
17 section shall meet standards promulgated under ~~ss. 252.23~~ 463.10 (4) (a) and ~~252.24~~
18 463.12 (4) (a). The department shall annually evaluate the licensing, investigation
19 and inspection program of each local health department granted agent status. If, at
20 any time, a local health department designated as the department's agent fails to
21 meet the standards, the department of ~~health services~~ financial institutions and
22 professional standards may revoke its agent status.

23 (3) The department shall provide education and training to agents designated
24 under this section to ensure uniformity in the enforcement of ~~s. 252.23~~ 463.10 or
25 ~~252.24~~ 463.12 and rules promulgated under ~~s. 252.23~~ 463.10 or ~~252.24~~ 463.12.

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1 **(4m)** A local health department designated as the department's agent under
2 this section may contract with the department of ~~health services~~ financial
3 institutions and professional standards for the department of ~~health services~~
4 financial institutions and professional standards to collect fees and issue licenses
5 under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. The department of financial institutions
6 and professional standards shall collect from the local health department the actual
7 and reasonable cost of providing the services.

8 **(5)** If, under this section, a local health department becomes an agent or its
9 agent status is discontinued during a licensee's license year, the department of
10 ~~health services~~ financial institutions and professional standards and the local health
11 department shall divide any license fee paid by the licensee for that license year
12 according to the proportions of the license year occurring before and after the local
13 health department is designated as an agent or the agent status is discontinued. No
14 additional fee may be required during the license year due to the change in agent
15 status.

16 **(6)** A village, city or county may enact ordinances and a local board of health
17 may adopt regulations regarding the licensees and premises for which the local
18 health department is the designated agent under this section, which are stricter than
19 s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or rules promulgated by the department of health
20 services under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. No such provision may conflict with
21 s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or with department rules.

22 **(8)** The department shall hold a hearing under ch. 227 if, in lieu of proceeding
23 under ch. 68, any interested person in the jurisdictional area of a local health
24 department that is designated as the department's agent under this section appeals
25 to the department of ~~health services~~ financial institutions and professional

SENATE BILL 119**SECTION 434**

1 standards alleging that a license fee for a tattooist or tattooist establishment or for
2 a body piercer or body-piercing establishment exceeds the license issuer's
3 reasonable costs of issuing licenses to, making investigations and inspections of, and
4 providing education, training and technical assistance to the tattooist or tattooist
5 establishment or to the body piercer or body-piercing establishment.

6 **(9)** The department shall promulgate rules establishing state fees for its costs
7 related to setting standards under ss. ~~252.23~~ 463.10 and ~~252.24~~ 463.12 and
8 monitoring and evaluating the activities of, and providing education and training to,
9 agent local health departments. The department may not promulgate a rule under
10 which a local health department may charge an individual who is eligible for the
11 veterans fee waiver program under s. 45.44 a state fee to obtain a license under s.
12 ~~252.23~~ 463.10 (3) or ~~252.24~~ 463.12 (3). Agent local health departments shall include
13 the state fees in the license fees established under sub. (4), collect the state fees and
14 reimburse the department for the state fees collected. For tattooists or tattoo
15 establishments and for body piercers or body-piercing establishments, the state fee
16 may not exceed 20% of the license fees established under s. ~~252.23 (4) (a)~~ or ~~252.24~~
17 ~~(4) (a)~~ 440.03 (9).

18 **SECTION 435.** 254.115 (1) (d) of the statutes is repealed.

19 **SECTION 436.** 255.08 of the statutes is renumbered 463.25, and 463.25 (2) (a)
20 and (b), as renumbered, are amended to read:

21 463.25 **(2)** (a) No person may operate a tanning facility without a permit that
22 the department may, except as provided in ss. ~~250.041~~ and ~~254.115~~ s. 463.14, issue
23 under this subsection. The holder of a permit issued under this subsection shall
24 display the permit in a conspicuous place at the tanning facility for which the permit
25 is issued.

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1 (b) Permits issued under this subsection shall expire annually on June 30.
2 Except as provided in ~~ss. 250.041 and 254.115~~ s. 463.14, a permit applicant shall
3 submit an application for a permit to the department on a form provided by the
4 department with ~~a~~ the permit fee established by the department ~~by rule~~ under s.
5 440.03 (9). The application shall include the name and complete mailing address and
6 street address of the tanning facility and any other information reasonably required
7 by the department for the administration of this section.

8 **SECTION 437.** 257.01 (5) (a) of the statutes is amended to read:

9 257.01 (5) (a) An individual who is licensed as a physician, a physician
10 assistant, or a podiatrist under ch. 448, licensed as a registered nurse, licensed
11 practical nurse, or nurse-midwife under ch. 441, licensed as a dentist under ch. 447,
12 licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified as a
13 veterinary technician under ch. ~~453~~ 89, or certified as a respiratory care practitioner
14 under ch. 448.

15 **SECTION 438.** 257.01 (5) (b) of the statutes is amended to read:

16 257.01 (5) (b) An individual who was at any time within the previous 10 years,
17 but is not currently, licensed as a physician, a physician assistant, or a podiatrist
18 under ch. 448, licensed as a registered nurse, licensed practical nurse, or
19 nurse-midwife, under ch. 441, licensed as a dentist under ch. 447, licensed as a
20 pharmacist under ch. 450, licensed as a veterinarian or certified as a veterinary
21 technician under ch. ~~453~~ 89, or certified as a respiratory care practitioner under ch.
22 448, if the individual's license or certification was never revoked, limited, suspended,
23 or denied renewal.

24 **SECTION 439.** 281.33 (2) of the statutes is amended to read:

SENATE BILL 119**SECTION 439**

1 281.33 (2) STATE STORM WATER MANAGEMENT PLAN. The department, ~~in~~
2 ~~consultation with the department of safety and professional services,~~ shall
3 promulgate by rule a state storm water management plan. This state plan is
4 applicable to activities contracted for or conducted by any agency, as defined under
5 s. 227.01 (1) but also including the office of district attorney, unless that agency
6 enters into a memorandum of understanding with the department of natural
7 resources in which that agency agrees to regulate activities related to storm water
8 management. The department shall coordinate the activities of agencies, as defined
9 under s. 227.01 (1), in storm water management and make recommendations to
10 these agencies concerning activities related to storm water management.

11 **SECTION 440.** 281.57 (7) (c) 1. of the statutes is amended to read:

12 281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are
13 limited in each fiscal year to receiving total grant awards not to exceed ~~33% of the~~
14 ~~sum of the amounts in the schedule for that fiscal year for the appropriation under~~
15 ~~s. 20.165 (2) (de) \$771,738~~ and the amount authorized under sub. (10) for that fiscal
16 year plus the unencumbered balance at the end of the preceding fiscal year for the
17 amount authorized under sub. (10). This subdivision is not applicable to grant
18 awards provided during fiscal years 1985-86, 1986-87, 1988-89 and 1989-90.

19 **SECTION 441.** 281.59 (1m) (c) of the statutes is repealed.

20 **SECTION 442.** 321.60 (1) (a) 4. of the statutes is amended to read:

21 321.60 (1) (a) 4. A license, certificate of approval, provisional license,
22 conditional license, certification, certification card, registration, permit, training
23 permit, or approval specified in s. 49.45 (2) (a) 11., 51.42 (7) (b) 11., 51.421 (3) (a),
24 ~~252.23 (2), 252.24 (2),~~ 254.176, 254.178 (2) (a), 254.20 (2), (3), or (4), 254.64 (1) (a) or

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1 (b), 254.71 (2), ~~255.08 (2) (a)~~, 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f), or 343.305
2 (6) (a) or a permit for the operation of a campground specified in s. 254.47 (1).

3 **SECTION 443.** 321.60 (1) (a) 6m. of the statutes is created to read:

4 321.60 (1) (a) 6m. A license, certification, or permit issued under s. 89.06 or
5 89.072.

6 **SECTION 444.** 321.60 (1) (a) 12. of the statutes is amended to read:

7 321.60 (1) (a) 12. A license or certificate of registration issued by the
8 department of financial institutions, ~~or a division of it,~~ and professional standards
9 under ss. 138.09, 138.12, 138.14, 202.13, 202.14, 217.06, 218.0101 to 218.0163,
10 218.02, 218.04, 218.05, 224.72, 224.725, or 224.93 or subch. IV of ch. 551.

11 **SECTION 445.** 409.501 (1) (b) of the statutes is amended to read:

12 409.501 (1) (b) The office of the department of financial institutions and
13 professional standards or any office duly authorized by the department, in all other
14 cases, including a case in which the collateral is goods that are or are to become
15 fixtures and the financing statement is not filed as a fixture filing.

16 **SECTION 446.** 426.103 of the statutes is amended to read:

17 **426.103 Administrator.** "Administrator" means the secretary of financial
18 institutions and professional standards or an employee of the department of
19 financial institutions and professional standards designated by the secretary.

20 **SECTION 447.** 426.104 (2) (intro.) of the statutes is amended to read:

21 426.104 (2) (intro.) The administrator shall report annually on practices in
22 consumer transactions, on the use of consumer credit in the state, on problems
23 attending the collection of debts, on the problems of persons of limited means in
24 consumer transactions, and on the operation of chs. 421 to 427 and 429. For the
25 purpose of making the report, the administrator may conduct research and make

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1 appropriate studies. The report shall be ~~given to the division of banking for inclusion~~
2 included in the department's report of ~~the division of banking~~ under s. 220.14 and
3 shall include:

4 **SECTION 448.** 426.203 of the statutes is amended to read:

5 **426.203 Penalties.** Whoever fails to comply with the registration
6 requirements under s. 426.201 or fails to pay a fee required under s. 426.202 may be
7 required to forfeit not more than \$50. Each day that this failure continues
8 constitutes a separate offense. Forfeitures received by the administrator under this
9 section shall be credited to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2)
10 (h) and may be expended from the account only for consumer or merchant education
11 programs.

12 **SECTION 449.** Chapter 440 (title) of the statutes is amended to read:

13 **CHAPTER 440**

14 **~~DEPARTMENT OF SAFETY AND~~**

15 **PROFESSIONAL SERVICES LICENSING**

16 **SECTION 450.** 440.01 (2) (cs) of the statutes is amended to read:

17 440.01 (2) (cs) "Minority group member" has the meaning given in s. ~~16.287~~
18 203.07 (1) (f).

19 **SECTION 451.** 440.03 (3) of the statutes is amended to read:

20 440.03 (3) If the secretary reorganizes the department, no modification may
21 be made in the powers and responsibilities of the examining boards or affiliated
22 credentialing boards attached to the department or an examining board under s.
23 ~~15.405 15.175~~ or ~~15.406 15.176~~.

24 **SECTION 452.** 440.03 (3q) of the statutes is amended to read:

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1 440.03 **(3q)** Notwithstanding sub. (3m), the department of ~~safety and~~
2 ~~professional services~~ shall investigate any report that it receives under s. 146.40 (4r)
3 (em).

4 **SECTION 453.** 440.03 (9) (a) 2. of the statutes is amended to read:

5 440.03 **(9)** (a) 2. Not later than January 31 of each odd-numbered year,
6 adjusting for the succeeding fiscal biennium each fee for an initial credential for
7 which an examination is not required, for a reciprocal credential, and, subject to s.
8 440.08 (2) (a), for a credential renewal, if an adjustment is necessary to reflect the
9 approximate administrative and enforcement costs of the department that are
10 attributable to the regulation of the particular occupation or business during the
11 period in which the initial or reciprocal credential or credential renewal is in effect
12 and, for purposes of each fee for a credential renewal, to reflect an estimate of any
13 additional moneys available for the department's general program operations as a
14 result of appropriation transfers that have been or are estimated to be made under
15 s. ~~20.165 (1)~~ 20.142 (3) (i) during the fiscal biennium in progress at the time of the
16 deadline for an adjustment under this subdivision or during the fiscal biennium
17 beginning on the July 1 immediately following the deadline for an adjustment under
18 this subdivision.

19 **SECTION 454.** 440.03 (11m) (c) of the statutes is amended to read:

20 440.03 **(11m)** (c) The department of ~~safety and professional services~~ may not
21 disclose a social security number obtained under par. (a) to any person except the
22 coordinated licensure information system under s. 441.50 (7); the department of
23 children and families for purposes of administering s. 49.22; and, for a social security
24 number obtained under par. (a) 1., the department of revenue for the purpose of
25 requesting certifications under s. 73.0301 and administering state taxes and the

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1 department of workforce development for the purpose of requesting certifications
2 under s. 108.227.

3 **SECTION 455.** 440.03 (12m) of the statutes is amended to read:

4 440.03 (12m) The department of ~~safety and professional services~~ shall
5 cooperate with the departments of justice, children and families, and health services
6 in developing and maintaining a computer linkup to provide access to information
7 regarding the current status of a credential issued to any person by the department
8 of ~~safety and professional services~~, including whether that credential has been
9 restricted in any way.

10 **SECTION 456.** 440.03 (13) (b) 73. of the statutes is repealed.

11 **SECTION 457.** 440.03 (13) (b) 74. of the statutes is repealed.

12 **SECTION 458.** 440.08 (2) (a) (intro.) of the statutes, as affected by 2013
13 Wisconsin Act 240, is amended to read:

14 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,
15 444.03, 444.11, 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), 463.10, 463.12,
16 and 463.25 and subch. II of ch. 448, the renewal dates for credentials are as follows:

17 **SECTION 459.** 440.08 (2) (a) 70. of the statutes is repealed.

18 **SECTION 460.** 440.08 (2) (a) 71. of the statutes is repealed.

19 **SECTION 461.** 440.13 (1) (b) of the statutes is amended to read:

20 440.13 (1) (b) “Memorandum of understanding” means a memorandum of
21 understanding entered into by the department of ~~safety and professional services~~
22 and the department of children and families under s. 49.857.

23 **SECTION 462.** 440.22 (2) of the statutes is amended to read:

24 440.22 (2) In any disciplinary proceeding against a holder of a credential in
25 which the department or an examining board, affiliated credentialing board or board

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1 in the department orders suspension, limitation or revocation of the credential or
2 reprimands the holder, the department, examining board, affiliated credentialing
3 board or board may, in addition to imposing discipline, assess all or part of the costs
4 of the proceeding against the holder. Costs assessed under this subsection are
5 payable to the department. Interest shall accrue on costs assessed under this
6 subsection at a rate of 12% per year beginning on the date that payment of the costs
7 are due as ordered by the department, examining board, affiliated credentialing
8 board or board. Upon the request of the department of safety and professional
9 services, the department of justice may commence an action to recover costs assessed
10 under this subsection and any accrued interest.

11 **SECTION 463.** 440.25 of the statutes is amended to read:

12 **440.25 Judicial review.** The department may seek judicial review under ch.
13 227 of any final disciplinary decision of the medical examining board or affiliated
14 credentialing board attached to the medical examining board. The department shall
15 be represented in such review proceedings by an attorney within the department.
16 Upon request of the medical examining board or the interested affiliated
17 credentialing board, the attorney general may represent the board. If the attorney
18 general declines to represent the board, the board may retain special counsel which
19 shall be paid for out of the appropriation under s. ~~20.165 (1)~~ 20.142 (3) (hg).

20 **SECTION 464.** Subchapter V (title) of chapter 440 [precedes 440.51] of the
21 statutes is amended to read:

CHAPTER 440

SUBCHAPTER V

PEDDLERS; PRIVATE SCHOOLS

22
23
24
25 **SECTION 465.** 440.52 (title) of the statutes is created to read:

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1 **440.52** (title) **Private trade, business, technical, and other schools.**

2 **SECTION 466.** 440.52 (7m) of the statutes is created to read:

3 **440.52 (7m) AUTHORIZATION OF SCHOOLS.** (a) In this subsection, “proprietary
4 school” means a private trade, correspondence, business, or technical school or any
5 other private school seeking funding under 20 USC 1070 to 1099d.

6 (b) Upon application, the department shall issue written authorization to a
7 proprietary school doing business within this state if the requirements established
8 by rule under par. (c) are satisfied.

9 (c) The rules required under sub. (3) shall include rules related to providing
10 authorization under this subsection and revoking authorization previously
11 provided. The rules shall include all of the following:

12 1. Criteria or standards for providing authorization, which must include a
13 requirement that the school has accreditation recognized by the U.S. secretary of
14 education or recognized by the Council for Higher Education Accreditation.

15 2. The period for which the department’s authorization is valid, which period
16 may be no longer than 4 years.

17 3. Criteria or standards, and a procedure, for revoking authorization
18 previously provided, which must allow revocation if the school has lost the
19 accreditation specified in subd. 1.

20 4. Criteria or standards, and a procedure, for a school to regain authorization
21 after its authorization has been revoked.

22 5. The fees to be paid to the department for authorization under this subsection.
23 Fees collected under this subdivision shall be sufficient to cover all costs that the
24 department incurs in authorizing proprietary schools under this subsection.

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1 (d) A school issued authorization by the department under par. (b) shall
2 promptly notify the department if it loses the accreditation specified in par. (c) 1.
3 within the period of authorization.

4 (e) With respect to any school authorized by the department under par. (b) or
5 for which the department has a pending application for authorization, the
6 department shall do all of the following:

7 1. Fulfill any obligation of this state specified in 20 USC 1099a.

8 2. Cooperate with any accrediting agency or association recognized by the
9 federal secretary of education as meeting the criteria established under 20 USC
10 1099b, and with the federal secretary of education, with respect to certification or
11 recertification under 20 USC 1099c of any school for purposes of the school's
12 participation in programs of the federal department of education.

13 **SECTION 467.** 440.52 (11) (bm) of the statutes is created to read:

14 440.52 (11) (bm) If a school operating in this state proposes to discontinue its
15 operations or is in imminent danger of discontinuing its operations, the school shall
16 give notice to the department. Upon receiving this notice, if the department
17 determines that the student records of the school are in danger of being destroyed,
18 secreted, mislaid, or otherwise made unavailable to the persons who are the subjects
19 of those student records or the authorized representatives of those persons, the
20 department may take possession of those student records if those student records
21 have not already been taken into possession under par. (b) 2.

22 **SECTION 468.** 440.905 (1) of the statutes is amended to read:

23 440.905 (1) In addition to the other duties and powers of the board under this
24 subchapter, the board shall advise the secretary of safety and professional services
25 on matters relating to cemeteries, to this chapter, or to the board.

SENATE BILL 119**SECTION 469**

1 **SECTION 469.** 440.92 (2) (d) of the statutes is amended to read:

2 440.92 (2) (d) A preneed seller may not sell any undeveloped space unless the
3 plans for the construction of the mausoleum have been submitted to the department
4 ~~of safety and professional services~~ for approval under s. 157.12 (2) (a) and the
5 preneed sales contract includes the following language in not less than 10-point
6 boldface type: “THE PLANS FOR CONSTRUCTING THE MAUSOLEUM SPACE
7 HAVE BEEN SUBMITTED TO THE DEPARTMENT OF SAFETY AND
8 PROFESSIONAL SERVICES FINANCIAL INSTITUTIONS AND
9 PROFESSIONAL STANDARDS FOR APPROVAL. THE SELLER IS
10 RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE
11 PLANS BY THE DEPARTMENT OF ~~SAFETY AND PROFESSIONAL SERVICES~~
12 FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS, COMPLETE
13 THE CONSTRUCTION, AND OBTAIN CERTIFICATION OF THE
14 CONSTRUCTION BY THE DEPARTMENT OF ~~SAFETY AND PROFESSIONAL~~
15 SERVICES FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS.”

16 **SECTION 470.** 440.945 (5) (b) of the statutes is amended to read:

17 440.945 (5) (b) The department of justice or any district attorney, upon
18 informing the department of justice, may commence an action in circuit court in the
19 name of the state to restrain by temporary or permanent injunction any violation of
20 this section. The court may, prior to entry of final judgment, make such orders or
21 judgments as may be necessary to restore to any person any pecuniary loss suffered
22 because of the acts or practices involved in the action, if proof of such loss is submitted
23 to the satisfaction of the court. The department of justice may subpoena persons and
24 require the production of books and other documents, and may request the

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1 department of safety and professional services to exercise its authority under par. (a)
2 to aid in the investigation of alleged violations of this section.

3 **SECTION 471.** 441.01 (7) (a) 2. of the statutes is amended to read:

4 441.01 (7) (a) 2. Pay a nursing workforce survey fee of \$4. All moneys received
5 under this subdivision shall be deposited into the general fund and credited to the
6 appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm).

7 **SECTION 472.** 443.10 (6) of the statutes is amended to read:

8 443.10 (6) ROSTER. A roster showing the names and mailing addresses of all
9 registered surveyors shall be prepared annually by the secretary and made available
10 for purchase at cost, ~~and a copy shall be placed on file with the department of~~
11 ~~financial institutions.~~

12 **SECTION 473.** 444.04 of the statutes is amended to read:

13 **444.04 Promoter and club reports.** Within 2 business days after a promoter
14 or club holds a professional contest or amateur mixed martial arts fighting contest,
15 the club shall furnish to the department a written report, verified by the promoter
16 or by one of the club's officers under penalty of perjury, showing the number of tickets
17 sold for the contest, the amount of gross proceeds, and all other information the
18 department requires by rule to be included in the report. The department may limit,
19 suspend, revoke, or assess a forfeiture to the promoter or club for failure to comply
20 with this section or failure to provide accurate information to the department. Any
21 forfeiture collected under this section shall be deposited in the appropriation account
22 under s. ~~20.165 (1)~~ 20.142 (3) (jm).

23 **SECTION 474.** 444.14 of the statutes is amended to read:

24 **444.14 Sham contests; contestants penalized; forfeitures; hearing.** The
25 department shall ban a contestant who participates in any sham or fake professional

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1 contest or amateur mixed martial arts fighting contest or violates any rule
2 promulgated by the department, and may require the contestant, the contestant's
3 manager, or the promoter of the contest to forfeit an amount determined by the
4 department, but not more than \$500. Fifty percent of all forfeitures collected under
5 this section shall be deposited in the appropriation account under s. ~~20.165 (1)~~ 20.142
6 (3) (im).

7 **SECTION 475.** 450.03 (1) (e) of the statutes, as affected by 2015 Wisconsin Act
8 3, is amended to read:

9 450.03 (1) (e) Any person lawfully practicing within the scope of a license,
10 permit, registration, certificate, or certification granted to provide home medical
11 oxygen under s. 450.076, to practice professional or practical nursing or
12 nurse-midwifery under ch. 441, to practice dentistry or dental hygiene under ch.
13 447, to practice medicine and surgery under ch. 448, to practice optometry under ch.
14 449 or to practice veterinary medicine under ch. ~~453 89~~, or as otherwise provided by
15 statute.

16 **SECTION 476.** 450.10 (3) (a) 8. of the statutes is amended to read:

17 450.10 (3) (a) 8. A veterinarian licensed under ch. ~~453 89~~.

18 **SECTION 477.** 450.11 (1m) of the statutes is amended to read:

19 450.11 (1m) ELECTRONIC TRANSMISSION. Except as provided in s. ~~453.068 89.068~~
20 (1) (c) 4., a practitioner may transmit a prescription order electronically only if the
21 patient approves the transmission and the prescription order is transmitted to a
22 pharmacy designated by the patient.

23 **SECTION 478.** 450.125 of the statutes is amended to read:

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1 **450.125 Drugs for animal use.** In addition to complying with the other
2 requirements in this chapter for distributing and dispensing, a pharmacist who
3 distributes or dispenses a drug for animal use shall comply with s. ~~453.068~~ 89.068.

4 **SECTION 479.** 450.19 (1) (ar) of the statutes is amended to read:

5 450.19 (1) (ar) “Practitioner” has the meaning given in s. 450.01 (17) but does
6 not include a veterinarian licensed under ch. ~~453~~ 89.

7 **SECTION 480.** 452.13 (2) (b) 1. of the statutes is amended to read:

8 452.13 (2) (b) 1. Register with the department of ~~safety and professional~~
9 ~~services~~ the name and address of the depository institution and the number of the
10 interest-bearing common trust account.

11 **SECTION 481.** 452.13 (2) (b) 2. of the statutes is amended to read:

12 452.13 (2) (b) 2. Notify the department of ~~safety and professional services~~ when
13 any of the information required under subd. 1. is changed.

14 **SECTION 482.** 452.13 (2) (b) 3. of the statutes is amended to read:

15 452.13 (2) (b) 3. Furnish the department of ~~safety and professional services~~
16 with a letter authorizing the department of ~~safety and professional services~~ and the
17 department of administration to examine and audit the interest-bearing common
18 trust account whenever the department of ~~safety and professional services~~ or the
19 department of administration considers it necessary.

20 **SECTION 483.** 452.13 (2) (bm) of the statutes is amended to read:

21 452.13 (2) (bm) The department of ~~safety and professional services~~ shall
22 forward to the department of administration the information and documents
23 furnished under par. (b).

24 **SECTION 484.** 452.13 (5) of the statutes is amended to read:

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1 452.13 (5) RULES. In consultation with the department of ~~safety and~~
2 ~~professional services~~, the department of administration shall promulgate rules
3 necessary to administer this section.

4 **SECTION 485.** 452.14 (5) of the statutes is amended to read:

5 452.14 (5) The department may seek judicial review under ch. 227 of any final
6 decision of the board. The department shall be represented in such review
7 proceedings by an attorney within the department. Upon request of the board, the
8 attorney general may represent the board. If the attorney general does not represent
9 the board, the board may retain special counsel which shall be paid for out of the
10 appropriation under s. ~~20.165 (1)~~ 20.142 (3) (g).

11 **SECTION 486.** Chapter 453 (title) of the statutes is renumbered chapter 89
12 (title).

13 **SECTION 487.** 453.02 of the statutes is renumbered 89.02.

14 **SECTION 488.** 453.03 of the statutes is renumbered 89.03, and 89.03 (1), as
15 renumbered, is amended to read:

16 89.03 (1) The examining board shall promulgate rules, within the limits of the
17 definition under s. ~~453.02~~ 89.02 (6), establishing the scope of practice permitted for
18 veterinarians and veterinary technicians and shall review the rules at least once
19 every 5 years to determine whether they are consistent with current practice. The
20 examining board may promulgate rules relating to licensure qualifications, denial
21 of a license, ~~certificate~~ certification, or temporary permit, unprofessional conduct,
22 and disciplinary proceedings.

23 **SECTION 489.** 453.04 of the statutes is renumbered 89.04.

24 **SECTION 490.** 453.05 of the statutes is renumbered 89.05, and 89.05 (2) (g), as
25 renumbered, is amended to read:

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1 89.05 (2) (g) Employees of a school of veterinary medicine in this state who
2 practice veterinary medicine on privately owned animals only as a part of their
3 employment and who are licensed under s. ~~453.06~~ 89.06 (2m).

4 **SECTION 491.** 453.06 of the statutes is renumbered 89.06, and 89.06 (1), as
5 renumbered, is amended to read:

6 89.06 (1) Except as provided under s. ~~453.072~~ 89.072, veterinary licenses shall
7 be issued only to persons who successfully pass an examination conducted by the
8 examining board and pay the fee ~~specified in~~ established under s. 440.05 (1) 89.063.

9 An applicant for an initial license shall be a graduate of a veterinary college that has
10 been approved by the examining board or have successfully completed either the
11 educational commission for foreign veterinary graduates certification program of the
12 American Veterinary Medical Association or the program for the assessment of
13 veterinary education equivalence offered by the American Association of Veterinary
14 State Boards. Persons who qualify for examination may be granted temporary
15 permits to engage in the practice of veterinary medicine in the employment and
16 under the supervision of a veterinarian until the results of the next examination
17 conducted by the examining board are available. In case of failure at any
18 examination, the applicant shall have the privilege of taking subsequent
19 examinations, upon the payment of another fee for each examination.

20 **SECTION 492.** 453.062 of the statutes is renumbered 89.062, and 89.062 (1), as
21 renumbered, is amended to read:

22 89.062 (1) RENEWAL. The renewal ~~dates~~ date for veterinary licenses and
23 veterinary technician certifications ~~are specified under s. 440.08 (2) (a) is~~ December
24 15 of each odd-numbered year, and the renewal fees for such licenses and
25 certifications are determined by the department under s. ~~440.03 (9) (a)~~ 89.063.

SENATE BILL 119**SECTION 493**

1 **SECTION 493.** 453.065 of the statutes is renumbered 89.065.

2 **SECTION 494.** 453.068 of the statutes is renumbered 89.068.

3 **SECTION 495.** 453.07 of the statutes is renumbered 89.07, and 89.07 (1) (b), (2)
4 (intro.) and (3), as renumbered, are amended to read:

5 89.07 (1) (b) Violating this chapter ~~or ch. 440~~ or any federal or state statute or
6 rule ~~which~~ that substantially relates to the practice of veterinary medicine.

7 (2) (intro.) Subject to subch. II of ch. 111 ~~and the rules adopted under s. 440.03~~
8 (1), the examining board may, by order, reprimand any person holding a license,
9 certificate, or permit under this chapter or deny, revoke, suspend, limit, or any
10 combination thereof, the person's license, ~~certificate~~ certification, or permit if the
11 person has:

12 (3) In addition to or in lieu of a reprimand or denial, limitation, suspension, or
13 revocation of a license, ~~certificate~~ certification, or permit under sub. (2), the
14 examining board may assess against the applicant for or the holder of the license,
15 ~~certificate~~ certification, or permit a forfeiture of not more than \$5,000 for each
16 violation of s. ~~453.068~~ 89.068.

17 **SECTION 496.** 453.072 of the statutes is renumbered 89.072 and amended to
18 read:

19 **89.072 Licensees of other jurisdictions.** (1) Upon application and payment
20 of the fee ~~specified in~~ established under s. ~~440.05 (2)~~ 89.063, the examining board
21 may issue a license to practice veterinary medicine to any person licensed to practice
22 veterinary medicine in another state or territory of the United States or in another
23 country if the applicant is not currently under investigation and has never been
24 disciplined by the licensing authority in the other state, territory or country, has not
25 been found guilty of a crime the circumstances of which are substantially related to

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1 the practice of veterinary medicine, is not currently a party in pending litigation in
2 which it is alleged that the applicant is liable for damages for acts committed in the
3 course of practice and has never been found liable for damages for acts committed
4 in the course of practice which evidenced a lack of ability or fitness to practice.

5 (2) Upon application and payment of the fee ~~specified in~~ established under s.
6 ~~440.05 (6)~~ 89.063, the examining board may issue a temporary consulting permit to
7 practice veterinary medicine in this state for up to 60 days per year to any
8 nonresident licensed to practice veterinary medicine in another state or territory of
9 the United States or in another country.

10 **SECTION 497.** 453.075 of the statutes is renumbered 89.075.

11 **SECTION 498.** 453.08 of the statutes is renumbered 89.08.

12 **SECTION 499.** 460.05 (1) (e) 1. of the statutes is amended to read:

13 460.05 (1) (e) 1. Graduated from a school of massage therapy or bodywork
14 therapy ~~approved by the educational approval board under s. 38.50~~ that meets the
15 requirements under s. 460.095 or completed a training program approved by the
16 affiliated credentialing board under the rules promulgated under s. 460.04 (2) (b).

17 **SECTION 500.** 462.01 (3) of the statutes is repealed.

18 **SECTION 501.** Chapter 463 (title) of the statutes is created to read:

19 **CHAPTER 463**

20 **BODY ART AND TANNING FACILITIES**

21 **SECTION 502.** 463.18 of the statutes is created to read:

22 **463.18 Violation of law relating to body art.** Any person who willfully
23 violates or obstructs the execution of any state statute or rule, county, city, or village
24 ordinance or departmental order under this chapter and relating to the public

SENATE BILL 119**SECTION 502**

1 health, for which no other penalty is prescribed, shall be fined not more than \$500
2 or imprisoned for not more than 30 days or both.

3 **SECTION 503.** 551.102 (1m) of the statutes is amended to read:

4 551.102 (1m) “Administrator” means the ~~administrator of the division of~~
5 ~~securities in the department~~ secretary of financial institutions and professional
6 standards or an employee of the department of financial institutions and
7 professional standards designated by the secretary.

8 **SECTION 504.** 551.102 (4t) of the statutes is created to read:

9 551.102 (4t) “Department” means the department of financial institutions and
10 professional standards.

11 **SECTION 505.** 551.102 (5m) of the statutes is repealed.

12 **SECTION 506.** 551.202 (26) (f) (intro.) of the statutes is amended to read:

13 551.202 (26) (f) (intro.) Not less than 10 days prior to the commencement of an
14 offering of securities in reliance on the exemption under this subsection, the issuer
15 files a notice with the administrator, in writing or in electronic form as prescribed by
16 the administrator, which the administrator shall make available as an electronic
17 document on the ~~department of financial institutions~~ department’s Internet site,
18 containing all of the following:

19 **SECTION 507.** 551.202 (27) (h) (intro.) of the statutes is amended to read:

20 551.202 (27) (h) (intro.) Before the 101st offer of the security, the issuer
21 provides a notice to the administrator in writing or in electronic form, accompanied
22 by the filing fee specified in s. 551.614 (1m). The administrator shall prescribe the
23 form required for the notice and make the form available as an electronic document
24 on the ~~department of financial institutions~~ department’s Internet site.

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1 Notwithstanding s. 551.204 (1) and (3), the notice shall be limited to all of the
2 following:

3 **SECTION 508.** 551.205 (1) (b) 1. (intro.) of the statutes is amended to read:

4 551.205 (1) (b) 1. (intro.) The Internet site operator shall register with the
5 ~~division~~ department by filing a statement, which the administrator shall make
6 available as an electronic document on the ~~department of financial institutions~~
7 department's Internet site, accompanied by the filing fee specified in s. 551.614 (1m),
8 that includes all of the following:

9 **SECTION 509.** 551.205 (3) of the statutes is amended to read:

10 551.205 (3) If the Securities and Exchange Commission adopts rules under
11 authority of section 3 (h) of the Securities Exchange Act of 1934 (15 USC 78c (h)) and
12 P.L. 112-106, section 304, that authorize funding portals to receive commissions
13 without registering as broker-dealers under the Securities Exchange Act of 1934,
14 the ~~division~~ department shall promulgate rules authorizing Internet site operators
15 registered with the ~~division~~ department under sub. (1) (b) that are not registered as
16 broker-dealers under s. 551.401 to receive commissions. The ~~division~~ department
17 shall ensure that its rules authorizing commissions for Internet site operators are
18 consistent with rules adopted by the Securities and Exchange Commission. The
19 ~~division's~~ department's rules shall also ensure that Internet site operators that do
20 not satisfy rules adopted by the Securities and Exchange Commission have the
21 opportunity to operate in compliance with the requirements of this section.

22 **SECTION 510.** 551.206 of the statutes is amended to read:

23 **551.206 Adjustments.** At 5-year intervals after January 1, 2014, the
24 ~~department of financial institutions~~ shall adjust the monetary amounts specified in
25 s. 551.202 (26) (c) 1. a. and b. and (27) (c) 1. a. and b. to reflect changes since January

SENATE BILL 119**SECTION 510**

1 1, 2014, in the consumer price index for all urban consumers, Milwaukee-Racine
2 area average, as determined by the U.S. department of labor. Each adjustment shall
3 be rounded to the nearest multiple of \$50,000. Each adjustment under this section
4 shall be published on the ~~department of financial institutions~~ department's Internet
5 site.

6 **SECTION 511.** 551.601 (5) of the statutes is amended to read:

7 551.601 (5) SECURITIES INVESTOR EDUCATION AND TRAINING FUNDING. All moneys
8 collected from the administrative assessment under s. 551.604 (4) shall be credited
9 to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (i). Subject to s. ~~20.144 (1)~~ 20.142
10 (2) (i), the ~~division~~ department shall use moneys credited to that appropriation for
11 the purposes specified in sub. (4) and s. ~~20.144 (1)~~ 20.142 (2) (i).

12 **SECTION 512.** 551.605 (3) (bm) 1. of the statutes is amended to read:

13 551.605 (3) (bm) 1. Except as provided in subd. 2., a financial institution
14 holding company whose securities have been registered under this chapter shall not
15 be required to prepare or distribute to shareholders or provide to the department of
16 ~~financial institutions~~, at any time after such registration, any financial statements,
17 financial information, annual reports, or other periodic reports except to the extent
18 required under ss. 180.1620 and 180.1622.

19 **SECTION 513.** 551.614 (5) of the statutes is amended to read:

20 551.614 (5) FEES PAID TO STATE. All fees and expenses collected by the ~~division~~
21 department under this section shall be deposited into the general fund and credited
22 to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

23 **SECTION 514.** 552.01 (1) of the statutes is repealed.

24 **SECTION 515.** 552.01 (1m) of the statutes is created to read:

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1 552.01 **(1m)** “Department” means the department of financial institutions and
2 professional standards.

3 **SECTION 516.** 552.23 (1) of the statutes is amended to read:

4 552.23 **(1)** If the target company is an insurance company subject to regulation
5 by the commissioner of insurance, ~~a banking corporation, savings bank, or savings~~
6 ~~and loan association subject to regulation by the division of banking,~~ or a company
7 subject to regulation by the public service commission, the department of
8 transportation, or the office of the commissioner of railroads, the ~~division of~~
9 ~~securities~~ department shall promptly furnish a copy of the registration statement
10 filed under this chapter to the regulatory agency having supervision of the target
11 company. Any hearing under this chapter involving any such target company shall
12 be held jointly with the regulatory agency having supervision, and any
13 determination following the hearing shall be made jointly with that regulatory
14 agency.

15 **SECTION 517.** 553.03 (2m) of the statutes is created to read:

16 553.03 **(2m)** “Department” means the department of financial institutions and
17 professional standards.

18 **SECTION 518.** 553.03 (3) of the statutes is repealed.

19 **SECTION 519.** 553.605 (2) of the statutes is amended to read:

20 553.605 **(2)** INVESTOR EDUCATION. All moneys collected from the administrative
21 assessment under sub. (1) shall be credited to the appropriation under s. ~~20.144 (1)~~
22 ~~20.142 (2)~~ (i). Subject to s. ~~20.144 (1)~~ 20.142 (2) (i), the ~~division~~ department shall use
23 moneys credited to that appropriation to provide information to residents of this
24 state about franchise investments to help investors and potential investors evaluate
25 their investment decisions, protect themselves from false, fraudulent or deceptive

SENATE BILL 119**SECTION 519**

1 practices in connection with the offer, sale or purchase of a franchise, be alert for false
2 or misleading advertising or other harmful practices, and know their rights as
3 investors.

4 **SECTION 520.** 553.73 of the statutes is amended to read:

5 **553.73 Service of process.** When any person, including any nonresident of
6 this state, engages in conduct prohibited or made actionable by this chapter or any
7 rule or order under this chapter, whether or not the person has filed a consent to
8 service of process under s. 553.27 (10), and personal jurisdiction over the person
9 cannot otherwise be obtained in this state, that conduct shall be considered
10 equivalent to the person's appointment of the ~~division~~ department to be the person's
11 attorney to receive service of any lawful process in any noncriminal suit, action, or
12 proceeding against the person or the person's successor or personal representative
13 that grows out of that conduct and that is brought under this law or any rule or order
14 under this chapter, with the same force and validity as if served on the person
15 personally. Service may be made by leaving a copy of the process at the office of the
16 ~~division~~ secretary of the department, but it is not effective unless the plaintiff, who
17 may be the ~~division~~ department in a suit, action, or proceeding instituted by the
18 ~~division~~ department, immediately sends notice of the service and a copy of the
19 process by registered or certified mail to the defendant or respondent at his or her
20 last-known address or takes other steps that are reasonably calculated to give actual
21 notice, and the plaintiff's affidavit of compliance with this section is filed in the case
22 on or before the return day of the process, if any, or within any further time that the
23 court allows.

24 **SECTION 521.** 565.01 (4d) of the statutes is amended to read:

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1 565.01 (4d) “Minority business” means a business certified by the department
2 of administration under s. ~~16.287~~ 203.07 (2).

3 **SECTION 522.** 565.01 (4e) of the statutes is amended to read:

4 565.01 (4e) “Minority group member” has the meaning given in s. ~~16.287~~
5 203.07 (1) (f).

6 **SECTION 523.** 601.415 (9) of the statutes is amended to read:

7 601.415 (9) CONSUMER CREDIT LAW. The commissioner shall cooperate with the
8 ~~division of banking~~ department of financial institutions and professional standards
9 in the administration of ch. 424, shall determine the method for computation of
10 refunds under s. 424.205, shall approve forms, schedules of premium rates, and
11 charges under s. 424.209, and shall issue rules or orders of compliance to insurers
12 under s. 424.602.

13 **SECTION 524.** 601.72 (1) (intro.) of the statutes is amended to read:

14 601.72 (1) GENERAL. (intro.) Under procedures specified in s. 601.73, the
15 commissioner is by law constituted attorney, except in cases in which the proceeding
16 is to be brought by the state against an insurer or intermediary other than a risk
17 retention group or risk purchasing group, in which event the department of financial
18 institutions and professional standards is by law constituted attorney, to receive
19 service of summons, notices, orders, pleadings and all other legal process relating to
20 any court or administrative agency in this state for all of the following:

21 **SECTION 525.** 601.72 (2) of the statutes is amended to read:

22 601.72 (2) APPOINTMENT OF ATTORNEY. Except as provided in sub. (2m), every
23 licensed insurer by applying for and receiving a certificate of authority, every surplus
24 lines insurer by entering into a contract subject to the surplus lines law, and every
25 unauthorized insurer by doing an insurance business in this state, is deemed to have

SENATE BILL 119**SECTION 525**

1 irrevocably appointed the commissioner and department of financial institutions
2 and professional standards as the insurer's attorneys in accordance with sub. (1).

3 **SECTION 526.** 601.72 (3) of the statutes is amended to read:

4 601.72 (3) OTHERS AFFECTED. The commissioner and department of financial
5 institutions and professional standards shall also be attorneys for the personal
6 representatives, receivers, trustees, or other successors in interest of the persons
7 specified in sub. (1).

8 **SECTION 527.** 601.73 (1) (intro.) of the statutes is amended to read:

9 601.73 (1) REQUIREMENTS FOR EFFECTIVE SERVICE. (intro.) Service upon the
10 commissioner or department of financial institutions and professional standards
11 under s. 601.72 is service on the principal, if:

12 **SECTION 528.** 601.73 (1) (a) of the statutes is amended to read:

13 601.73 (1) (a) Two copies of the process are left in the hands or office of the
14 commissioner or department of financial institutions and professional standards
15 respectively; and

16 **SECTION 529.** 601.73 (1) (b) of the statutes is amended to read:

17 601.73 (1) (b) The commissioner or department of financial institutions and
18 professional standards mails a copy of the process to the person served according to
19 sub. (2) (b).

20 **SECTION 530.** 601.73 (2) (a) of the statutes is amended to read:

21 601.73 (2) (a) *Records.* The commissioner and department of financial
22 institutions and professional standards shall give receipts for and keep records of all
23 process served through them.

24 **SECTION 531.** 601.73 (2) (b) of the statutes is amended to read:

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1 601.73 (2) (b) *Process mailed.* The commissioner or department of financial
2 institutions and professional standards shall send immediately by certified mail to
3 the person served, at the person's last-known principal place of business, residence
4 or post-office address or at an address designated in writing by the person, one copy
5 of any process received and shall retain the other copy.

6 **SECTION 532.** 601.73 (3) of the statutes is amended to read:

7 601.73 (3) PROOF OF SERVICE. A certificate by the commissioner or the
8 department of financial institutions and professional standards, showing service
9 made upon the commissioner or department of financial institutions and
10 professional standards, and attached to a copy of the process presented for that
11 purpose is sufficient evidence of the service.

12 **SECTION 533.** 601.93 (2) of the statutes is amended to read:

13 601.93 (2) Every insurer doing a fire insurance business in this state shall,
14 before March 1 in each year, file with the commissioner a statement, showing the
15 amount of premiums upon fire insurance due for the preceding calendar year.
16 Return premiums may be deducted in determining the premium on which the fire
17 department dues are computed. Payments of quarterly installments of the total
18 estimated payment for the then current calendar year under this subsection are due
19 on or before April 15, June 15, September 15 and December 15. On March 1 the
20 insurer shall pay any additional amounts due for the preceding calendar year.
21 Overpayments will be credited on the amount due April 15. The commissioner shall,
22 prior to May 1 each year, report to the department of ~~safety and professional services~~
23 financial institutions and professional standards the amount of dues paid under this
24 subsection and to be paid under s. 101.573 (1).

25 **SECTION 534.** 610.70 (1) (a) of the statutes is amended to read:

SENATE BILL 119**SECTION 534**

1 610.70 (1) (a) “Health care provider” means any person licensed, registered,
2 permitted or certified by the department of health services or the department of
3 ~~safety and professional services~~ financial institutions and professional standards to
4 provide health care services, items or supplies in this state.

5 **SECTION 535.** 611.29 (1) of the statutes is amended to read:

6 611.29 (1) RIGHT TO AMEND ARTICLES. A stock corporation may amend its articles
7 under ss. 180.0726, 180.1001 to 180.1007, 180.1706, 180.1707 and 180.1708 (4) and
8 a mutual may amend its articles under ss. 181.1001, 181.1002 (1), 181.1003,
9 181.1005 and 181.1006, except that papers required by those sections to be filed with
10 the department of financial institutions and professional standards shall instead be
11 filed with the commissioner. Subject to sub. (3), the stock corporation or mutual may
12 amend its articles in any desired respect including substantial changes of its original
13 purposes. No amendment may be made contrary to s. 611.12 (1) to (3).

14 **SECTION 536.** 611.72 (1) of the statutes is amended to read:

15 611.72 (1) GENERAL. Subject to this section, ss. 180.1101, 180.1103 to 180.1106,
16 180.1706, 180.1707, and 180.1708 (5) apply to the merger of a domestic stock
17 insurance corporation or its parent insurance holding corporation, except that
18 papers required by those sections to be filed with the department of financial
19 institutions and professional standards shall instead be filed with the commissioner.

20 **SECTION 537.** 611.73 (1) (a) of the statutes is amended to read:

21 611.73 (1) (a) *In general.* Any 2 or more domestic mutuals may merge under
22 the procedures of this section and ss. 181.1105 and 181.1106, except that papers
23 required by those sections to be filed with the department of financial institutions
24 and professional standards shall instead be filed with the commissioner.

25 **SECTION 538.** 611.74 (1) of the statutes is amended to read:

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1 611.74 (1) PLAN OF DISSOLUTION. At least 60 days prior to the submission to
2 shareholders or policyholders of any proposed voluntary dissolution of an insurance
3 corporation under s. 180.1402 or 181.1401 the plan shall be filed with the
4 commissioner. The commissioner may require the submission of additional
5 information to establish the financial condition of the corporation or other facts
6 relevant to the proposed dissolution. If the shareholders or policyholders adopt the
7 resolution to dissolve, the commissioner shall, within 30 days after the adoption of
8 the resolution, begin to examine the corporation. The commissioner shall approve
9 the dissolution unless, after a hearing, the commissioner finds that it is insolvent or
10 may become insolvent in the process of dissolution. Subject to chs. 600 to 645, upon
11 approval, the corporation may dissolve under ss. 180.1402 to 180.1408 and 180.1706,
12 or ss. 181.1401 to 181.1407, except that papers required by those sections to be filed
13 with the department of financial institutions and professional standards shall
14 instead be filed with the commissioner. Upon disapproval, the commissioner shall
15 petition the court for liquidation or for rehabilitation under ch. 645.

16 **SECTION 539.** 611.76 (11) of the statutes is amended to read:

17 611.76 (11) SECURITY REGULATION. The filing with the ~~division of securities~~
18 department of financial institutions and professional standards of a certified copy of
19 the plan of conversion as approved by the commissioner constitutes registration
20 under s. 551.305 of the securities authorized to be issued thereunder.

21 **SECTION 540.** 613.01 (8) (title) of the statutes is amended to read:

22 613.01 (8) (title) DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL
23 STANDARDS.

24 **SECTION 541.** 616.09 (1) (c) 2. of the statutes is amended to read:

SENATE BILL 119**SECTION 541**

1 616.09 (1) (c) 2. In all actions commenced after May 11, 1980, but before the
2 effective date of this subdivision ... [LRB inserts date], in those provisions of ch. 185
3 which apply under subd. 1. to plans authorized under s. 616.06, “department” shall
4 be deemed to read “department of financial institutions and commissioner”, except
5 in s. 185.48, where “department” shall be deemed to read “commissioner”.

6 **SECTION 542.** 616.09 (1) (c) 3. of the statutes is created to read:

7 616.09 (1) (c) 3. In all actions commenced on or after the effective date of this
8 subdivision ... [LRB inserts date], in those provisions of ch. 185 that apply under
9 subd. 1. to plans authorized under s. 616.06, “department” shall be deemed to read
10 “department of financial institutions and professional standards and commissioner,”
11 except in s. 185.48, where “department” shall be deemed to read “commissioner.”

12 **SECTION 543.** 616.74 (1) (c) of the statutes is amended to read:

13 616.74 (1) (c) A certificate from the department of financial institutions and
14 professional standards, if it is a nonprofit corporation, that it has complied with the
15 corporation laws of this state; if it is a corporation the stock of which has been or is
16 being sold to the general public, a certificate from the ~~division of securities~~
17 department of financial institutions and professional standards that it has complied
18 with the requirements of the securities law of this state.

19 **SECTION 544.** 632.10 (1) of the statutes is amended to read:

20 632.10 (1) “Building and safety standards” means the requirements of chs. 101
21 and 145 and of any rule promulgated by the department of ~~safety and professional~~
22 ~~services~~ of financial institutions and professional standards under ch. 101 or 145,
23 and standards of a 1st class city relating to the health and safety of occupants of
24 buildings.

25 **SECTION 545.** 644.09 (2) of the statutes is amended to read:

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1 644.09 (2) AMENDMENT OF ARTICLES. A mutual holding company may amend its
2 articles in the manner provided in ss. 181.1001, 181.1002 (1), 181.1003, 181.1005 and
3 181.1006, except that papers required by those sections to be filed with the
4 department of financial institutions and professional standards shall instead be filed
5 with the commissioner. The articles may be amended in any desired respect,
6 including substantial changes of its original purposes, except that no amendment
7 may be made that is contrary to sub. (1). In addition to the requirements of s.
8 181.1005, the articles of amendment of a mutual holding company shall, if mail
9 voting is used, state the number of members voting by mail and the number of such
10 members voting for and against the amendment. No amendment may become
11 effective until the articles of amendment have been filed with the commissioner. No
12 amendment shall affect any existing cause of action in favor of or against such
13 mutual holding company, any civil, criminal, administrative or investigatory
14 proceeding to which the mutual holding company is a party or the existing rights of
15 persons other than members. In the event that the corporate name is changed by
16 amendment, no suit brought by or against such mutual holding company under its
17 former name shall abate for that reason.

18 **SECTION 546.** 766.565 (7) of the statutes is amended to read:

19 766.565 (7) With respect to consumer credit transactions, the ~~division of~~
20 banking department of financial institutions and professional standards may
21 promulgate rules to interpret this chapter and chs. 421 to 427, consistent with the
22 purposes and policies of this chapter and chs. 421 to 427.

23 **SECTION 547.** 813.16 (7) of the statutes is amended to read:

24 813.16 (7) If the person seeking the appointment of a receiver under sub. (1)
25 is a savings and loan association or savings bank supervised by the ~~division of~~

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1 ~~banking~~ department of financial institutions and professional standards or a
2 corporation supervised by the home loan bank board, federal office of thrift
3 supervision, federal deposit insurance corporation, or resolution trust corporation,
4 the court, unless the opposing party objects, shall appoint an officer of such
5 corporation as receiver to act without compensation and to give such bond as the
6 court requires.

7 **SECTION 548.** 940.207 (title) of the statutes is amended to read:

8 **940.207** (title) **Battery or threat to department of safety and**
9 **professional services financial institutions and professional standards or**
10 **department of workforce development employee.**

11 **SECTION 549.** 940.207 (2) (intro.) of the statutes is amended to read:

12 940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
13 cause bodily harm to the person or family member of any department of ~~safety and~~
14 ~~professional services~~ financial institutions and professional standards official,
15 employee, or agent whose responsibilities are primarily related to the buildings and
16 safety or professional regulation functions of that department, or any department of
17 workforce development official, employee, or agent, under all of the following
18 circumstances is guilty of a Class H felony:

19 **SECTION 550.** 940.207 (2) (a) of the statutes is amended to read:

20 940.207 (2) (a) At the time of the act or threat, the actor knows or should have
21 known that the victim is a department of ~~safety and professional services~~ financial
22 institutions and professional standards or department of workforce development
23 official, employee, or agent or a member of his or her family.

24 **SECTION 551.** 944.21 (8) (b) 3. a. of the statutes is amended to read:

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1 944.21 (8) (b) 3. a. Is a technical college, is a school ~~approved~~ authorized by the
2 educational approval board under s. ~~38.50~~ department of financial institutions and
3 professional standards under s. 440.52, or is a school described in s. ~~38.50~~ 440.52 (1)
4 (e) 6., 7. or 8.; and

5 **SECTION 552.** 948.11 (4) (b) 3. a. of the statutes is amended to read:

6 948.11 (4) (b) 3. a. Is a technical college, is a school ~~approved~~ authorized by the
7 educational approval board under s. ~~38.50~~ department of financial institutions and
8 professional standards under s. 440.52, or is a school described in s. ~~38.50~~ 440.52 (1)
9 (e) 6., 7. or 8.; and

10 **SECTION 553.** 978.05 (6) (a) of the statutes is amended to read:

11 978.05 (6) (a) Institute, commence or appear in all civil actions or special
12 proceedings under and perform the duties set forth for the district attorney under ch.
13 980 and ss. 17.14, 30.03 (2), 48.09 (5), 59.55 (1), 59.64 (1), 70.36, ~~89.08~~, 103.50 (8),
14 103.92 (4), 109.09, 343.305 (9) (a), ~~453.08~~, 806.05, 938.09, 938.18, 938.355 (6) (b) and
15 (6g) (a), 946.86, 946.87, 961.55 (5), 971.14 and 973.075 to 973.077, perform any duties
16 in connection with court proceedings in a court assigned to exercise jurisdiction
17 under chs. 48 and 938 as the judge may request and perform all appropriate duties
18 and appear if the district attorney is designated in specific statutes, including
19 matters within chs. 782, 976 and 979 and ss. 51.81 to 51.85. Nothing in this
20 paragraph limits the authority of the county board to designate, under s. 48.09 (5),
21 that the corporation counsel provide representation as specified in s. 48.09 (5) or to
22 designate, under s. 48.09 (6) or 938.09 (6), the district attorney as an appropriate
23 person to represent the interests of the public under s. 48.14 or 938.14.

24 **SECTION 554.** 995.55 (1) (b) of the statutes is amended to read:

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1 995.55 (1) (b) “Educational institution” means an institution of higher
2 education, as defined in s. 108.02 (18); a technical college established under s. 38.02;
3 a school, as defined in s. ~~38.50~~ 440.52 (11) (a) 2.; a public school, as described in s.
4 115.01 (1); a charter school, as defined in s. 115.001 (1); a private school, as defined
5 in s. 115.001 (3r); or a private educational testing service or administrator.

SECTION 9101. Nonstatutory provisions; Administration.

7 (1) TRANSFER OF BUSINESS CERTIFICATION PROGRAMS.

8 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
9 liabilities of the department of administration primarily related to disabled
10 veteran-owned business certifications, woman-owned business certifications, and
11 minority business certifications, as determined by the secretary of administration,
12 become the assets and liabilities of the department of financial institutions and
13 professional standards.

14 (b) *Positions and employees.* On the effective date of this paragraph, all
15 positions and all incumbent employees in the classified service of the state civil
16 service holding those positions in the department of administration performing
17 duties primarily related to disabled veteran-owned business certifications,
18 woman-owned business certifications, and minority business certifications, as
19 determined by the secretary of administration, are transferred to the department of
20 financial institutions and professional standards.

21 (c) *Employee status.* Employees transferred under paragraph (b) have all the
22 rights and the same status under chapter 230 of the statutes in the department of
23 financial institutions and professional standards that they enjoyed in the
24 department of administration immediately before the transfer. Notwithstanding

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1 section 230.28 (4) of the statutes, no employee so transferred who has attained
2 permanent status in class is required to serve a probationary period.

3 (d) *Tangible personal property.* On the effective date of this paragraph, all
4 tangible personal property, including records, of the department of administration
5 primarily related to disabled veteran-owned business certifications, woman-owned
6 business certifications, and minority business certifications, as determined by the
7 secretary of administration, is transferred to the department of financial institutions
8 and professional standards.

9 (e) *Pending matters.* Any matter pending with the department of
10 administration on the effective date of this paragraph that is primarily related to
11 disabled veteran-owned business certifications, woman-owned business
12 certifications, and minority business certifications, as determined by the secretary
13 of administration, is transferred to the department of financial institutions and
14 professional standards. All materials submitted to or actions taken by the
15 department of administration with respect to the pending matter are considered as
16 having been submitted to or taken by the department of financial institutions and
17 professional standards.

18 (f) *Contracts.* All contracts entered into by the department of administration
19 in effect on the effective date of this paragraph that are primarily related to disabled
20 veteran-owned business certifications, woman-owned business certifications, and
21 minority business certifications, as determined by the secretary of administration,
22 remain in effect and are transferred to the department of financial institutions and
23 professional standards. The department of financial institutions and professional
24 standards shall carry out any obligations under those contracts unless modified or
25 rescinded by that department to the extent allowed under the contract.

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1 (g) *Rules and orders.* All rules promulgated by the department of
2 administration primarily related to disabled veteran-owned business certifications,
3 woman-owned business certifications, and minority business certifications, as
4 determined by the secretary of administration, that are in effect on the effective date
5 of this paragraph remain in effect until their specified expiration dates or until
6 amended or repealed by the department of financial institutions and professional
7 standards. All orders issued by the department of administration primarily related
8 to disabled veteran-owned business certifications, woman-owned business
9 certifications, and minority business certifications, as determined by the secretary
10 of administration, that are in effect on the effective date of this paragraph remain
11 in effect until their specified expiration dates or until modified or rescinded by the
12 department of financial institutions and professional standards.

13 (2) TRANSFER OF SMALL BUSINESS REGULATORY REVIEW BOARD AND OFFICE OF
14 BUSINESS DEVELOPMENT.

15 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
16 liabilities of the department of administration primarily related to the small
17 business regulatory review board and the office of business development, as
18 determined by the secretary of administration, become the assets and liabilities of
19 the department of financial institutions and professional standards.

20 (b) *Tangible personal property.* On the effective date of this paragraph, all
21 tangible personal property, including records, of the department of administration
22 primarily related to the small business regulatory review board and the office of
23 business development, as determined by the secretary of administration, is
24 transferred to the department of financial institutions and professional standards.

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1 (c) *Pending matters.* Any matter pending with the department of
2 administration on the effective date of this paragraph that is primarily related to the
3 small business regulatory review board and the office of business development, as
4 determined by the secretary of administration, is transferred to the department of
5 financial institutions and professional standards. All materials submitted to or
6 actions taken by the department of administration with respect to the pending
7 matter are considered as having been submitted to or taken by the department of
8 financial institutions and professional standards.

9 (d) *Contracts.* All contracts entered into by the department of administration
10 in effect on the effective date of this paragraph that are primarily related to the small
11 business regulatory review board and the office of business development, as
12 determined by the secretary of administration, remain in effect and are transferred
13 to the department of financial institutions and professional standards. The
14 department of financial institutions and professional standards shall carry out any
15 obligations under those contracts unless modified or rescinded by that department
16 to the extent allowed under the contract.

SECTION 9114. Nonstatutory provisions; Financial Institutions.

18 (1) MERGER WITH OTHER AGENCIES; NAME CHANGES.

19 (a) *Agency name change.*

20 1. Wherever the term “department of financial institutions” appears in the
21 statutes, as affected by the acts of 2015, the term “department of financial
22 institutions and professional standards” is substituted.

23 2. Wherever the term “secretary of financial institutions” appears in the
24 statutes, as affected by the acts of 2015, the term “secretary of financial institutions
25 and professional standards” is substituted.

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1 (b) *Elimination of division of securities.*

2 1. Wherever the term “division of securities” or “division” appears in chapters
3 551, 552, and 553 of the statutes, as affected by the acts of 2015, the term
4 “department” is substituted, except in sections 551.202 (26) (h) and (i) and 552.03 (1)
5 (e) of the statutes.

6 2. Wherever the term “division’s” appears in ch. 553 of the statutes, as affected
7 by the acts of 2015, the term “department’s” is substituted.

8 (c) *Elimination of division of banking.*

9 1. Wherever the term “division of banking” appears in chapters 34, 138, and
10 227, subchapter I of chapter 218, and sections 214.592 and 215.141 of the statutes,
11 as affected by the acts of 2015, the term “department of financial institutions and
12 professional standards” is substituted.

13 2. Wherever the term “division” appears in chapters 214, 215, and 217,
14 subchapters II, III, and IV of chapter 218, and sections 138.09, 138.12, 138.14, and
15 138.16 of the statutes, as affected by the acts of 2015, the term “department” is
16 substituted.

17 3. Wherever the term “division” or “division of banking” appears in chapters
18 220, 221, 222, 223, and 224 of the statutes, as affected by the acts of 2015, the term
19 “department” is substituted, except in section 224.77 (1m) (b) of the statutes.

20 4. Wherever the term “division’s” appears in chs. 138, 214, 215, 217, 218, 220,
21 221, 222, 223, and 224 of the statutes, as affected by the acts of 2015, the term
22 “department’s” is substituted.

23 (2) **ELIMINATION OF THE DEPARTMENT OF FINANCIAL INSTITUTIONS.**

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1 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
2 liabilities of the department of financial institutions become the assets and liabilities
3 of the department of financial institutions and professional standards.

4 (b) *Positions and employees.* On the effective date of this paragraph, all
5 positions and all incumbent employees in the classified service of the state civil
6 service holding those positions in the department of financial institutions, as
7 determined by the secretary of administration, are transferred to the department of
8 financial institutions and professional standards.

9 (c) *Employee status.* Employees transferred under paragraph (b) have all the
10 rights and the same status under chapter 230 of the statutes in the department of
11 financial institutions and professional standards or department of administration,
12 whichever is appropriate, that they enjoyed in the department of financial
13 institutions immediately before the transfer. Notwithstanding section 230.28 (4) of
14 the statutes, no employee so transferred who has attained permanent status in class
15 is required to serve a probationary period.

16 (d) *Tangible personal property.* On the effective date of this paragraph, all
17 tangible personal property, including records, of the department of financial
18 institutions is transferred to the department of financial institutions and
19 professional standards.

20 (e) *Pending matters.* Any matter pending with the department of financial
21 institutions on the effective date of this paragraph is transferred to the department
22 of financial institutions and professional standards. All materials submitted to or
23 actions taken by the department of financial institutions are considered as having
24 been submitted to or taken by the department of financial institutions and
25 professional standards.

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1 (f) *Contracts.* All contracts entered into by the department of financial
2 institutions in effect on the effective date of this paragraph remain in effect and are
3 transferred to the department of financial institutions and professional standards.
4 The department of financial institutions and professional standards shall carry out
5 any obligations under those contracts unless modified or rescinded by that
6 department to the extent allowed under the contract.

7 (g) *Rules and orders.* All rules promulgated by the department of financial
8 institutions in effect on the effective date of this paragraph remain in effect until
9 their specified expiration dates or until amended or repealed by the department of
10 financial institutions and professional standards. All orders issued by the
11 department of financial institutions in effect on the effective date of this paragraph
12 remain in effect until their specified expiration dates or until modified or rescinded
13 by the department of financial institutions and professional standards.

SECTION 9118. Nonstatutory provisions; Health Services.

14 (1) TRANSFER OF BODY ART AND TANNING FACILITY REGULATION FUNCTIONS TO THE
15 DEPARTMENT OF FINANCIAL INSTITUTIONS AND PROFESSIONAL STANDARDS.
16

17 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
18 liabilities of the department of health services that are primarily related to the
19 regulation of tattooing, body piercing, and tanning under section 255.08, 2013 stats.,
20 and sections 252.23 to 252.25, 2013 stats., become the assets and liabilities of the
21 department of financial institutions and professional standards.

22 (b) *Tangible personal property.* On the effective date of this paragraph, all
23 tangible personal property, including records, of the department of health services
24 that are primarily related to the regulation of tattooing, body piercing, and tanning
25 under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., as

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1 determined by the secretary of administration, is transferred to the department of
2 financial institutions and professional standards.

3 (c) *Pending matters.* Any matter pending with the department of health
4 services that is primarily related to the regulation of tattooing, body piercing, and
5 tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats.,
6 on the effective date of this paragraph is transferred to the department of financial
7 institutions and professional standards. All materials submitted to or actions taken
8 by the department of health services that are primarily related to the regulation of
9 tattooing, body piercing, and tanning under section 255.08, 2013 stats., and sections
10 252.23 to 252.25, 2013 stats., are considered as having been submitted to or taken
11 by the department of financial institutions and professional standards.

12 (d) *Contracts.* All contracts entered into by the department of health services
13 that are primarily related to the regulation of tattooing, body piercing, and tanning
14 under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats., in effect
15 on the effective date of this paragraph remain in effect and are transferred to the
16 department of financial institutions and professional standards. The department of
17 financial institutions and professional standards shall carry out any obligations
18 under those contracts unless modified or rescinded by that department to the extent
19 allowed under the contract.

20 (e) *Rules and orders.* All rules in chapters DHS 161 and DHS 173, Wisconsin
21 Administrative Code, and any other rules promulgated by the department of health
22 services that are primarily related to the regulation of tattooing, body piercing, and
23 tanning under section 255.08, 2013 stats., and sections 252.23 to 252.25, 2013 stats.,
24 in effect on the effective date of this paragraph remain in effect until their specified
25 expiration dates or until amended or repealed by the department of financial

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1 institutions and professional standards. All orders issued by the department of
2 health services that are primarily related to the regulation of tattooing, body
3 piercing, and tanning under section 255.08, 2013 stats., and sections 252.23 to
4 252.25, 2013 stats., in effect on the effective date of this paragraph remain in effect
5 until their specified expiration dates or until modified or rescinded by the
6 department of financial institutions and professional standards.

7 (f) *Credential fees.* Notwithstanding ss. 463.10 (3), 463.12 (3), and 463.25 (2)
8 (b), fees for the issuance and renewal of licenses and permits issued under ss. 463.10,
9 463.12, and 463.25 shall, for years 2015 and 2016, be according to the rules described
10 under paragraph (e).

11 **SECTION 9138. Nonstatutory provisions; Safety and Professional**
12 **Services.**

13 (1) AGENCY NAME CHANGE. Wherever the term “safety and professional services”
14 appears in the statutes, as affected by the acts of 2015, the term “financial
15 institutions and professional standards” is substituted.

16 (2) ELIMINATION OF THE DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES.

17 (a) *Assets and liabilities.* Except as provided in subsections (3) and (4), on the
18 effective date of this paragraph, the assets and liabilities of the department of safety
19 and professional services become the assets and liabilities of the department of
20 financial institutions and professional standards.

21 (b) *Positions and employees.* Except as provided in subsections (3) and (4), on
22 the effective date of this paragraph, all positions and all incumbent employees in the
23 classified service of the state civil service holding those positions in the department
24 of safety and professional services, as determined by the secretary of administration,

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1 are transferred to the department of financial institutions and professional
2 standards.

3 (c) *Employee status.* Employees transferred under paragraph (b) have all the
4 rights and the same status under chapter 230 of the statutes in the department of
5 financial institutions and professional standards that they enjoyed in the
6 department of safety and professional services immediately before the transfer.
7 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
8 has attained permanent status in class is required to serve a probationary period.

9 (d) *Tangible personal property.* Except as provided in subsections (3) and (4),
10 on the effective date of this paragraph, all tangible personal property, including
11 records, of the department of safety and professional services is transferred to the
12 department of financial institutions and professional standards.

13 (e) *Pending matters.* Except as provided in subsections (3) and (4), any matter
14 pending with the department of safety and professional services on the effective date
15 of this paragraph is transferred to the department of financial institutions and
16 professional standards. Except as provided in subsections (3) and (4), all materials
17 submitted to or actions taken by the department of safety and professional services
18 are considered as having been submitted to or taken by the department of financial
19 institutions and professional standards.

20 (f) *Contracts.* Except as provided in subsections (3) and (4), all contracts
21 entered into by the department of safety and professional services in effect on the
22 effective date of this paragraph remain in effect and are transferred to the
23 department of financial institutions and professional standards. The department of
24 financial institutions and professional standards shall carry out any obligations

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1 under those contracts unless modified or rescinded by that department to the extent
2 allowed under the contract.

3 (g) *Rules and orders.* Except as provided in subsections (3) and (4), all rules
4 promulgated by the department of safety and professional services in effect on the
5 effective date of this paragraph remain in effect until their specified expiration dates
6 or until amended or repealed by the department of financial institutions and
7 professional standards. Except as provided in subsections (3) and (4), all orders
8 issued by the department of safety and professional services in effect on the effective
9 date of this paragraph remain in effect until their specified expiration dates or until
10 modified or rescinded by the department of financial institutions and professional
11 standards.

12 (3) TRANSFER OF PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEMS.

13 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
14 liabilities of the department of safety and professional services that are primarily
15 related to the regulation of private on-site wastewater treatment systems, as
16 determined by the secretary of administration, become the assets and liabilities of
17 the department of natural resources.

18 (b) *Positions and employees.* On the effective date of this paragraph, all
19 positions and all incumbent employees in the classified service of the state civil
20 service holding those positions in the department of safety and professional services
21 with duties that are primarily related to the regulation of private on-site wastewater
22 treatment systems, as determined by the secretary of administration, are
23 transferred to the department of natural resources.

24 (c) *Employee status.* Employees transferred under paragraph (b) have all the
25 rights and the same status under chapter 230 of the statutes in the department of

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1 natural resources that they enjoyed in the department of safety and professional
2 services immediately before the transfer. Notwithstanding section 230.28 (4) of the
3 statutes, no employee so transferred who has attained permanent status in class is
4 required to serve a probationary period.

5 (d) *Tangible personal property.* On the effective date of this paragraph, all
6 tangible personal property, including records, of the department of safety and
7 professional services that are primarily related to the regulation of private on-site
8 wastewater treatment systems, as determined by the secretary of administration, is
9 transferred to the department of natural resources.

10 (e) *Pending matters.* Any matter pending with the department of safety and
11 professional services on the effective date of this paragraph that is primarily related
12 to the regulation of private on-site wastewater treatment systems, as determined by
13 the secretary of administration, is transferred to the department of natural
14 resources. All materials submitted to or actions taken by the department of safety
15 and professional services that are primarily related to the regulation of private
16 on-site wastewater treatment systems, as determined by the secretary of
17 administration, are considered as having been submitted to or taken by the
18 department of natural resources.

19 (f) *Contracts.* All contracts entered into by the department of safety and
20 professional services in effect on the effective date of this paragraph that are
21 primarily related to the regulation of private on-site wastewater treatment systems,
22 as determined by the secretary of administration, remain in effect and are
23 transferred to the department of natural resources. The department of natural
24 resources shall carry out any obligations under those contracts unless modified or
25 rescinded by that department to the extent allowed under the contract.

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1 (g) *Rules and orders.* All rules promulgated by the department of safety and
2 professional services in effect on the effective date of this paragraph that relate to
3 the regulation of private on-site wastewater treatment systems, as determined by
4 the secretary of administration, remain in effect until their specified expiration dates
5 or until amended or repealed by the department of natural resources. All orders
6 issued by the department of safety and professional services in effect on the effective
7 date of this paragraph that relate to the regulation of private on-site wastewater
8 treatment systems, as determined by the secretary of administration, remain in
9 effect until their specified expiration dates or until modified or rescinded by the
10 department of natural resources.

11 (4) TRANSFER OF VETERINARY EXAMINING BOARD.

12 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
13 liabilities of the department of safety and professional services primarily related to
14 the functions of the veterinary examining board, as determined by the secretary of
15 administration, shall become the assets and liabilities of the department of
16 agriculture, trade and consumer protection.

17 (b) *Tangible personal property.* On the effective date of this paragraph, all
18 tangible personal property, including records, of the department of safety and
19 professional services that is primarily related to the functions of the veterinary
20 examining board, as determined by the secretary of administration, is transferred
21 to the department of agriculture, trade, and consumer protection.

22 (c) *Contracts.* All contracts entered into by the department of safety and
23 professional services in effect on the effective date of this paragraph that are
24 primarily related to the functions of the veterinary examining board, as determined
25 by the secretary of administration, remain in effect and are transferred to the

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1 department of agriculture, trade and consumer protection. The department of
2 agriculture, trade and consumer protection shall carry out any obligations under
3 such a contract until the contract is modified or rescinded by the department of
4 agriculture, trade and consumer protection to the extent allowed under the contract.

5 (d) *Pending matters.* Any matter pending with the department of safety and
6 professional services on the effective date of this paragraph that is primarily related
7 to the functions of the veterinary examining board, as determined by the secretary
8 of administration, is transferred to the department of agriculture, trade and
9 consumer protection and all materials submitted to or actions taken by the
10 department of safety and professional services with respect to the pending matters
11 are considered as having been submitted to or taken by the department of
12 agriculture, trade and consumer protection.

13 (e) *Fees.* All fees for initial licenses, certifications, and other credentials, and
14 for renewals of those licenses, certifications, and other credentials, under chapter
15 453 of the statutes that are in effect on the day before the effective date of this
16 paragraph shall remain in effect until modified by the department of agriculture,
17 trade and consumer protection under section 89.063 of the statutes, as created by
18 this act.

SECTION 9143. Nonstatutory provisions; Technical College System.

19 (1) ELIMINATION OF EDUCATIONAL APPROVAL BOARD AND TRANSFER OF FUNCTIONS.

20 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
21 liabilities of the educational approval board, other than those related to consumer
22 protection functions, as determined by the secretary of administration, become the
23 assets and liabilities of the department of financial institutions and professional
24 standards. The assets and liabilities of the educational approval board related to
25

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1 consumer protection functions become the assets and liabilities of the department
2 of agriculture, trade and consumer protection.

3 (b) *Tangible personal property.* On the effective date of this paragraph, all
4 tangible personal property, including records, of the educational approval board,
5 other than property related to consumer protection functions, as determined by the
6 secretary of administration, is transferred to the department of financial institutions
7 and professional standards. Property related to consumer protection functions is
8 transferred to the department of agriculture, trade and consumer protection.

9 (c) *Pending matters.* Any matter pending with the educational approval board
10 on the effective date of this paragraph, other than one related to the board's
11 consumer protection functions, as determined by the secretary of administration, is
12 transferred to the department of financial institutions and professional standards.
13 Any matter related to the board's consumer protection functions is transferred to the
14 department of agriculture, trade and consumer protection. All materials submitted
15 to or actions taken by the board are considered as having been submitted to or taken
16 by the department of financial institutions and professional standards or the
17 department of agriculture, trade and consumer protection, as applicable.

18 (d) *Contracts.* All contracts entered into by the educational approval board in
19 effect on the effective date of this paragraph remain in effect and are transferred to
20 the department of financial institutions and professional standards, except that
21 those related to the board's consumer protection functions are transferred to the
22 department of agriculture, trade and consumer protection. The department of
23 financial institutions and professional standards or the department of agriculture,
24 trade and consumer protection, as applicable, shall carry out any obligations under

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1 those contracts unless modified or rescinded by that department to the extent
2 allowed under the contract.

3 (e) *Rules and orders.*

4 1. All rules promulgated by the educational approval board in effect on the
5 effective date of this subdivision remain in effect until their specified expiration
6 dates or until amended or repealed by the department of financial institutions and
7 professional standards or the department of agriculture, trade and consumer
8 protection, as applicable. The secretary of administration shall determine which
9 rules of the board become those of the department of financial institutions and
10 professional standards and which rules become those of the department of
11 agriculture, trade and consumer protection.

12 2. All orders issued by the educational approval board in effect on the effective
13 date of this subdivision remain in effect until their specified expiration dates or until
14 modified or rescinded by the department of financial institutions and professional
15 standards or the department of agriculture, trade and consumer protection, as
16 applicable. The secretary of administration shall determine which orders of the
17 board become those of the department of financial institutions and professional
18 standards and which orders become those of the department of agriculture, trade
19 and consumer protection.

20 (f) *Secretary to resolve transition disagreements.* In the case of disagreement
21 among or between the educational approval board, the department of financial
22 institutions and professional standards, and the department of agriculture, trade
23 and consumer protection with respect to any matter specified in this subsection, the
24 secretary of administration shall determine the matter and shall develop a plan for
25 an orderly transfer.

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1 (g) *Emergency rule-making exemptions.*

2 1. Using the procedure under section 227.24 of the statutes, the department of
3 financial institutions and professional standards may promulgate rules required
4 under section 440.52 (3) of the statutes, as affected by this act, and section 440.52
5 (7m) (c) of the statutes, as created by this act, for the period before the effective date
6 of a permanent rule promulgated under section 440.52 (3) of the statutes, as affected
7 by this act, and section 440.52 (7m) (c) of the statutes, as created by this act, but not
8 to exceed the period authorized under section 227.24 (1) (c) of the statutes, subject
9 to extension under section 227.24 (2) of the statutes. Notwithstanding section 227.24
10 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide
11 evidence that promulgating a rule under this subdivision as an emergency rule is
12 necessary for the preservation of the public peace, health, safety, or welfare and is
13 not required to provide a finding of emergency for a rule promulgated under this
14 subdivision.

15 2. Using the procedure under section 227.24 of the statutes, the department of
16 agriculture, trade and consumer protection may promulgate rules authorized under
17 section 100.67 (3) of the statutes, as affected by this act, for the period before the
18 effective date of a permanent rule promulgated under section 100.67 (3) of the
19 statutes, as affected by this act, but not to exceed the period authorized under section
20 227.24 (1) (c) of the statutes, subject to extension under section 227.24 (2) of the
21 statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the
22 department is not required to provide evidence that promulgating a rule under this
23 subdivision as an emergency rule is necessary for the preservation of the public
24 peace, health, safety, or welfare and is not required to provide a finding of emergency
25 for a rule promulgated under this subdivision.

SENATE BILL 119**SECTION 9152. Nonstatutory provisions; Other.**

(1) CONSOLIDATION TRANSITION. Once the secretary of administration determines that all of the preparations have been made that are necessary for the creation of the department of financial institutions and professional standards and that are necessary to implement all of the other changes to the laws contained in this act, the secretary of administration may provide a notice stating that determination to the president of the senate and the speaker of the assembly. The secretary of administration shall provide a copy of the notice to the legislative reference bureau, and the legislative reference bureau shall promptly publish the notice in the Wisconsin Administrative Register.

SECTION 9214. Fiscal changes; Financial Institutions.

(1) GIFTS AND GRANTS. There is transferred from the appropriation account under section 20.142 (2) (h) of the statutes, as affected by this act, to the appropriation account under section 20.142 (1) (gm) of the statutes, as affected by this act, all moneys, in the amount determined by the secretary of administration, received from gifts, grants, and bequests that have been credited to the appropriation account under section 20.142 (2) (h) of the statutes, as affected by this act, and that have not been expended or encumbered on or before the effective date of this subsection.

SECTION 9238. Fiscal changes; Safety and Professional Services.

(1) GIFTS AND GRANTS TRANSFER. The unencumbered balance in the appropriation account under section 20.165 (2) (g), 2013 stats., is transferred to the appropriation account under section 20.142 (1) (gm) of the statutes, as affected by this act.

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1 (2) TRANSFER OF CREDENTIALING FEES. The unencumbered balance in the
2 appropriation account under section 20.165 (1) (g) of the statutes that is primarily
3 related to the functions of the veterinary examining board, as determined by the
4 secretary of administration, is transferred to the appropriation account under
5 section 20.115 (2) (jm) of the statutes, as created by this act.

SECTION 9243. Fiscal changes; Technical College System.

7 (1) TRANSFERS FROM EDUCATIONAL APPROVAL BOARD.

8 (a) On the effective date of this paragraph, the unencumbered balances in the
9 appropriation accounts under section 20.292 (2) (g), 2013 stats., section 20.292 (2)
10 (gm), 2013 stats., and section 20.292 (2) (i), 2013 stats., immediately before the
11 effective date of this paragraph, are transferred to the appropriation account under
12 section 20.142 (3) (g) of the statutes, as affected by this act.

13 (b) After the effective date of this paragraph but no later than January 31, 2016,
14 the secretary of administration shall transfer the unencumbered balance in the
15 appropriation account under section 20.142 (3) (g) of the statutes, as affected by this
16 act, related to consumer protection functions under section 100.67 of the statutes, as
17 created by this act, as determined by the secretary of administration, to the
18 appropriation account under section 20.115 (8) (ks) of the statutes.

SECTION 9338. Initial applicability; Safety and Professional Services.

19 (1) The treatment of section 440.92 (2) (d) of the statutes first applies to a
20 preneed sales contract entered into on the effective date of this subsection.
21

SECTION 9400. Effective dates; General.

22 (1) Except as provided in SECTION 9452 of this act, this act takes effect on the
23 30th day after the date of publication of the notice under SECTION 9152 (1) of this act
24 or on January 1, 2016, whichever is earlier.
25

