



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-1891/1  
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## 2015 SENATE BILL 81

March 23, 2015 - Introduced by Senators WANGGAARD, NASS, HARSDORF, LASEE and TIFFANY, cosponsored by Representatives KOoyENGA, NEYLON, BALLWEG, CRAIG, A. OTT, KULP, HUTTON, E. BROOKS, KNODL, T. LARSON, EDMING and SANFELIPPO. Referred to Committee on Elections and Local Government.

1     **AN ACT** *to create* 66.0408 of the statutes; **relating to:** limiting the authority of  
2             a city, village, town, or county to create new occupational licenses or fees or to  
3             continue to regulate certain professions.

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### *Analysis by the Legislative Reference Bureau*

Generally under current law, a city, village, town, or county (political subdivision) may regulate certain professions. A city or village may regulate professions under its home rule authority and a town or county may regulate professions that they are specifically authorized to regulate. The authority of a political subdivision to regulate a particular profession may be prohibited or limited by a state statute.

Under this bill, and subject to an exception, beginning on the effective date of the bill a political subdivision may not impose any occupational fees or licensing requirements on any profession if that profession is not subject to such locally imposed fees and licensing requirements on that date, although a political subdivision may continue to impose fees and licensing requirements on any profession that is already subject to such requirements of the political subdivision. Under an exception contained in the bill, if a political subdivision imposes an occupational fee or licensing requirement on photographers on the effective date of the bill, that regulation does not apply and may not be enforced.

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

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

1 SECTION 1. 66.0408 of the statutes is created to read:

2 **66.0408 Regulation of occupations. (1) DEFINITIONS.** In this section,  
3 “political subdivision” means a city, village, town, or county.

4 **(2) LIMITATIONS ON NEW REGULATIONS.** Except as provided in sub. (3), beginning  
5 on the effective date of this subsection .... [LRB inserts date], a political subdivision  
6 may not impose any occupational fees or licensing requirements on any profession  
7 if that profession is not subject to occupational fees or licensing requirements of the  
8 political subdivision on that date, but the political subdivision may continue to so  
9 regulate any profession that is subject to its occupational fees or licensing  
10 requirements on that date.

11 **(3) EXCEPTION.** If a political subdivision has in effect an occupational fee or  
12 licensing requirement on the profession of photographer on the effective date of this  
13 subsection .... [LRB inserts date], that regulation does not apply and may not be  
14 enforced.

15 (END)