



2023 ASSEMBLY BILL 472

October 11, 2023 - Introduced by Representatives SINICKI, SHANKLAND, C. ANDERSON, J. ANDERSON, ANDRACA, BALDEH, BARE, BILLINGS, CABRERA, CLANCY, CONLEY, CONSIDINE, DOYLE, DRAKE, EMERSON, GOYKE, HAYWOOD, HONG, JACOBSON, JOERS, MADISON, MCGUIRE, MOORE OMOKUNDE, MYERS, NEUBAUER, OHNSTAD, ORTIZ-VELEZ, PALMERI, RATCLIFF, RIEMER, SHELTON, SNODGRASS, STUBBS, SUBECK and VINING, cosponsored by Senators WIRCH, AGARD, CARPENTER, HESSELBEIN, L. JOHNSON, LARSON, ROYS, SMITH, SPREITZER and TAYLOR. Referred to Committee on Housing and Real Estate.

1 **AN ACT** *to repeal* 101.1472; and *to create* 101.147 and 101.19 (1g) (m) of the
2 statutes; **relating to:** construction contractor registration and granting
3 rule-making authority.

Analysis by the Legislative Reference Bureau

This bill requires most persons who hold themselves out or act as construction contractors to be registered by the Department of Safety and Professional Services. DSPS may directly assess a forfeiture by issuing an order against any person who fails to register as required under the bill. The registration requirement does not apply to a person who engages in construction on his or her own property, to a state agency or local governmental unit, or to a person who engages in construction in the course of his or her employment by a state agency or local governmental unit.

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

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

4 **SECTION 1.** 101.147 of the statutes is created to read:
5 **101.147 Construction contractor registration.** (1) (a) Except as provided
6 in par. (b), no person may hold himself or herself out or act as a construction

ASSEMBLY BILL 472**SECTION 1**

1 contractor unless that person is registered as a construction contractor by the
2 department.

3 (b) The registration requirement under par. (a) does not apply to any of the
4 following:

5 1. A person who engages in construction on property owned or leased by that
6 person.

7 2. A state agency or local governmental unit.

8 3. A person who engages in construction in the course of his or her employment
9 by a state agency or local governmental unit.

10 **(2)** An application for a registration under this section shall require the
11 applicant to submit all of the following:

12 (a) The applicant's name, contact information, and physical address for the
13 business principal.

14 (b) If the applicant is a corporation, limited liability company, limited
15 partnership, or limited liability partnership and is not organized under ch. 178, 179,
16 180, 181, or 183, evidence that the applicant is registered, or has obtained a
17 certificate of authority or registration, to transact business in this state under s.
18 178.1003, 179.1002, 180.1503, 181.1503, or 183.0909, as applicable.

19 (c) Evidence of compliance with the requirements under ss. 108.17 to 108.205.

20 (d) Evidence of compliance with s. 102.28 (2).

21 (e) An acknowledgment of worker classification laws and penalties to ensure
22 that construction contractors registered under this section are aware of their
23 obligations.

24 **(3)** The department may directly assess a forfeiture by issuing an order against
25 any person who violates this section.

