

1999 DRAFTING REQUEST

Bill

Received: **10/7/98**

Received By: **mlief**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Justus**

This file may be shown to any legislator: **NO**

Drafter: **mlief**

May Contact:

Alt. Drafters:

Subject: **Buildings/Safety - misc.**

Extra Copies: **RCT**

Topic:

DOA:.....Justus - Denials, suspensions and revocations of plumbing licenses

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	mlief 10/19/98	gilfokm 10/19/98	hhagen 10/19/98	_____	lrb_docadmin 10/19/98		
/2	mlief 10/20/98	gilfokm 10/20/98	martykr 10/20/98	_____	lrb_docadmin 10/20/98		
/3	mlief 11/19/98	gilfokm 11/19/98	ismith 11/19/98	_____	lrb_docadmin 11/19/98		
/4	mlief 11/20/98	gilfokm 11/20/98	lpaasch 11/20/98	_____	lrb_docadmin 11/20/98		

FE Sent For:

<END>

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FE Sent For:

11/20/98 P. ~~11/20/98~~
JP

<END>

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Topic:

DOA:.....Justus - Suspension and revocations of plumbing licenses

Instructions:

Add reference to denials - (meeting) 11/18/98

See Attached

Drafting History:

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/2	mlief 10/20/98	gilfokm 10/20/98	martykr 10/20/98	_____	lrb_docadmin 10/20/98		

FE Sent For: *10-11-19 Kmg* *IS 11/19* *IS/HH 11/19*
<END>

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/1	mlief 10/19/98	gilfokm 10/19/98	hhagen 10/19/98	<u>ls 19</u> <u>km 20</u>	lrb_docadmin 10/19/98		

FE Sent For: *12-10-20*
krug *km 10/20*

<END>

1999 DRAFTING REQUEST

Bill

Received: 10/7/98

Received By: mlief

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Justus

This file may be shown to any legislator: NO

Drafter: mlief

May Contact:

Alt. Drafters:

Subject: Buildings/Safety - misc.

Extra Copies: RCT, Bob DuPont
(Dept of Commerce)

Topic:

DOA:.....Justus - Suspension and revocations of plumbing licenses

Instructions:

See Attached

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1?	mlief	11-10-19 KMG	11/10/19	4/10/19			

FE Sent For:

<END>



P. O. Box 7970
Madison, Wisconsin 53707
(608) 266-1018

Tommy G. Thompson, Governor
Philip Edw. Albert, Acting Secretary

MEMORANDUM

DATE: October 1, 1998

TO: Sarah Justus, Executive Budget and Policy Analyst
State Budget Office
Department of Administration

FROM: Louis Cornelius, Director
Bureau of Budget and Policy

SUBJECT: STATUTORY LANGUAGE REQUEST FOR 1999-2001 BIENNIAL BUDGET

As I noted when we submitted the 1999-2001 biennial budget request, we are submitting our statutory language requests to you to send to the Legislative Reference Bureau. Because many budget decisions were made in the latter stages of the budget development process, it appeared more efficient to have the drafts sent by and returned to you.

You will notice that one statutory change we proposed with our budget submittal, the "Transfer of Hospital, Nursing Home and Community-Based Residential Facilities (CBRF) Plan Review and Construction Inspection Responsibilities from the Department of Health and Family Services to the Department of Commerce, is not included. At this point, there are discussions taking place between the two agencies regarding the scope and details. When these discussions are concluded, I will send you the final resolution. In the interim, I will keep you informed on the progress of the discussions.

Finally, if you or the drafter have any specific questions on the proposed statutory changes, please contact Bob DuPont on items relating to the Division of Safety and Buildings (266-8984), Julie Keal on items relating to the Divisions of Community Development, International, and Environmental and Regulatory Services (266-6748) and me on items relating to the Divisions of Economic Development, Marketing, Advocacy and Technology Development, and Administrative Services. I can be reached at 266-8629.

We are continuing to work on the background papers and on responses to your questions.

groundwater fee of \$25 for each sanitary permit. The governmental unit shall forward this fee to the department together with the copy of the sanitary permit and the fee under sub. (5). The moneys collected under this subsection shall be credited to the environmental fund for environmental management.

Note:

If the changes are implemented allowing the department to issue sanitary permits, local governmental units may be concerned about systems installed within their jurisdictions. To alleviate concerns that governmental units would be uninformed as to the installation of systems to be installed within their jurisdiction or a loss of review source, the department could:

- Require an individual to file a copy of sanitary permit with the governmental unit having jurisdiction before initiating the installation when the permit has been issued by the department; and
- Recognize a governmental unit's ability to require a "permit", not another sanitary permit, or "registration fee" before installing the system.

8 I. Plumbing License Suspension and Revocations.

Intent. The Department proposes to repeal and recreates s. 145.10 Stats., to read:

"The department shall adopt rules prescribing the procedures for the denial, suspension or revocation licenses, certifications and registrations under this chapter."

The current statutory provisions of s. 145.10, Stats., delineate specific grounds and procedures relating to suspension and revocation of plumbing licenses. These statutory provisions are more specific than the statutory provisions of Ch. 101, Stats., and are inconsistent with what has been determined to be the best practice suspension/revocation procedure reflected in Chapter Comm 5, Wisconsin Code, for all other individuals and businesses credentialed by the Department. The proposed changes would allow the Department to revise the rules under Comm 5.10 to enact efficient and effective procedures that will treat all credential categories consistently and fairly. Without the change, the Department will have to operate under two separate suspension/revocation procedures; one for plumbers and one for all other credential holders.

9 J. Local Water and Sewerage Systems.

Intent. The Department proposes to delete s. 145.04 (3), Stats.

Section 145.04, Stats., requires local authorities to report to the Department on each failure on the part of a state licensed plumber to qualify as a journeyman or master plumber and each willful violation of any plumbing regulation. It is



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0523/1

MJL:.....
King

DOA:.....Justus - Suspension and revocations of plumbing licenses

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

D-N

soon

1 AN ACT <sup>Don't
Gen Cat</sup> relating to: the budget.

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT

BUILDINGS AND SAFETY

X This bill repeals and recreates the statute that authorizes the department of commerce (department) to suspend or revoke licenses, permits or registrations of plumbers, cross-connection control testers ^{and} utility contractors and that prescribes the procedures that the department must follow. Under the bill, the department is required to promulgate rules regarding the suspension and revocation of these licenses, permits and registrations.

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:

2 SECTION 1. 145.10 of the statutes is repealed and recreated to read:

3 145.10 **Suspensions and revocations.** The department shall promulgate

4 rules for the suspension and revocation of master or journeyman plumber licenses,

1 cross-connection control tester registrations and utility contractor licenses or
2 temporary permits.

3 **SECTION 9410. Effective dates; commerce.**

4 (1) The treatment of section 145.10[✓] of the statutes takes effect on the ~~1st~~ day
5 of the 13th month beginning after publication.



(END)

first

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0523/1dn

MJL:.....
king

Sarah:

Although the drafting request calls for the department to promulgate rules regarding the denial of licenses, the request proposes to repeal and recreate only s. 145.10, which deals with license suspension and revocation, not denial. I assumed that the intent was to require the department to promulgate rules regarding only suspension and revocation, but if I am mistaken, please let me know.

In addition, I delayed the effective date for a year to give the department time to promulgate rules.

Madelon J. Lief
Legislative Attorney
267-7380

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0523/1dn
MJL:kmg:hmh

Monday, October 19, 1998

Sarah:

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0523/M
MJL:kmg:hmh

DOA.....Justus - Suspension and revocations of plumbing licenses
FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

SOON
To call by
12/10

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Redraft number

1 AN ACT <sup>Don't
Gen Cat</sup> relating to: the budget.

under certain circumstances

**Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT**

BUILDINGS AND SAFETY

~~This bill repeals and recreates the statute that~~ authorizes the department of commerce (department) to suspend or revoke licenses, permits or registrations of plumbers, cross-connection control testers and utility contractors and ~~that~~ prescribes the procedures that the department must follow. Under the bill, the department is required to promulgate rules regarding the ~~suspension and revocation~~ of these licenses, permits and registrations.

circumstances under which the department may suspend and revoke

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

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2 SECTION 1. 145.10 of the statutes is repealed and recreated to read:

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6 temporary permits.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0523/dn²
MJL:kmg:hmh

Monday, October 19, 1998

(D)

Sarah:

This redraft simply revises the analysis; the bill is unchanged.

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Legislative Attorney
267-7380

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0523/2dn
MJL:kmg:km

October 20, 1998

Sarah:

This redraft simply revises the analysis; the bill is unchanged.

Madelon J. Lief
Legislative Attorney
267-7380



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0523/2
MJL:kmg:km

DOA:.....Justus - ^{Denials,} Suspension and revocations of plumbing licenses
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

Redraft make new

*soon
to edit
11/17/98*

1

AN ACT <sup>Don't
get Cat.</sup> relating to: the budget

Deny,

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT
BUILDINGS AND SAFETY

Current law authorizes the department of commerce (department), under certain circumstances, to suspend or revoke licenses, permits or registrations of plumbers, cross-connection control testers and utility contractors and prescribes the procedures that the department must follow. Under the bill, the department is required to promulgate rules regarding the circumstances under which the department may suspend and revoke these licenses, permits and registrations and the procedures the department must follow.

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

Denials, -13

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2 temporary permits.

3 **SECTION 9410. Effective dates; commerce.**

4 (1) The treatment of section 145.10 of the statutes takes effect on the first day
5 of the 13th month beginning after publication.

6 (END)



X

DOA:.....Justus - Denials, suspensions and revocations of plumbing licenses
FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

Redraft
master
men

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to editing
11/20
Don't
Gen Cat

1 AN ACT relating to: the budget.

Analysis by the Legislative Reference Bureau
COMMERCE AND ECONOMIC DEVELOPMENT
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45 Plumbing licenses - C+S

3 **SECTION 9410. Effective dates; commerce.**

4 (1) The treatment of section 145.10 of the statutes takes effect on the first day
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6 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

4
LRB-0523/2dn
MJL:kmg:km

October 20, 1998

Sarah:

makes a technical change
This redraft simply ~~revises the analysis~~; the bill is unchanged.
A

Madelon J. Lief
Legislative Attorney
267-7380

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0523/4dn
MJL:kmg:lp

November 20, 1998

Sarah:

This redraft simply makes a technical change; the bill is unchanged.

Madelon J. Lief
Legislative Attorney
267-7380



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0523/4
MJL:kmg:lp

DOA:.....Justus - Denials, suspensions and revocations of plumbing licenses
FOR 1999-01 BUDGET -- NOT READY FOR INTRODUCTION

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3 **SECTION 9410. Effective dates; commerce.**

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6 (END)