

1 (b) 1. Subject to par. (d), the department shall refund all fees paid by the
2 applicant for a certificate under sub. (1) (a) if the department fails to provide the
3 applicant with written notice, which may be by electronic mail, that the department
4 has approved or disapproved the application for the certificate, including the specific
5 facts upon which any disapproval is based, before the expiration of the period
6 established under par. (a).

7 1m. Subject to par. (d), if the department fails to provide the applicant for a
8 certificate under sub. (1) (a) with written notice, which may be by electronic mail,
9 that the department has approved or disapproved the application before the
10 expiration of the period established under par. (a), the applicant may choose to
11 proceed under ch. 227 as though the department had disapproved the application by
12 providing the department with written notice of that choice no later than 45 days
13 after the expiration of the period established under par. (a).

14 2. The department may not disapprove an application for a certificate under
15 sub. (1) (a) solely because the department is unable to complete its review of the
16 application within the period established under par. (a).

17 (c) In the rules under par. (a), the department shall specify a method for
18 informing applicants of the period established under par. (a). The department shall
19 specify the method that it determines is the most cost-effective method available.
20 The department is not required to notify an applicant if the department intends to
21 approve or disapprove the application within 14 days after receiving the application.

22 (d) The department may extend the period established under par. (a) because
23 an application is incomplete if all of the following apply:

1 1. Within 15 days after receiving the application, the department provides
2 written notice, which may be by electronic mail, to the applicant describing
3 specifically the information that must be provided to complete the application.

4 2. The information under subd. 1. is directly related to eligibility for the
5 certificate or to terms or conditions of the certificate.

6 3. The information under subd. 1. is necessary to determine whether to approve
7 the application or is necessary to determine the terms or conditions of the certificate.

8 4. The extension is not longer than the number of days from the day on which
9 the department provides the notice under subd. 1. to the day on which the
10 department receives the information.

11 **SECTION 23.** 104.07 (4m) of the statutes is created to read:

12 104.07 (4m) (a) The department, by rule, shall establish periods within which
13 the department intends to approve or disapprove an application for a license under
14 sub. (1) or (2).

15 (b) 1. Subject to par. (d), the department shall refund all fees paid by the
16 applicant for a license under sub. (1) or (2) if the department fails to provide the
17 applicant with written notice, which may be by electronic mail, that the department
18 has approved or disapproved the application for the license, including the specific
19 facts upon which any disapproval is based, before the expiration of the period
20 established under par. (a) for the license.

21 1m. Subject to par. (d), if the department fails to provide the applicant for a
22 license under sub. (1) or (2) with written notice, which may be by electronic mail, that
23 the department has approved or disapproved the application before the expiration
24 of the period established under par. (a) for the license, the applicant may choose to
25 proceed under ch. 227 as though the department had disapproved the application by

1 providing the department with written notice of that choice no later than 45 days
2 after the expiration of the period established under par. (a) for the license.

3 2. The department may not disapprove an application for a license under sub.
4 (1) or (2) solely because the department is unable to complete its review of the
5 application within the period established under par. (a) for the license.

6 (c) In the rules under par. (a), the department shall specify a method for
7 informing applicants of the periods established under par. (a). The department shall
8 specify the method that it determines is the most cost-effective method available.
9 The department is not required to notify an applicant if the department intends to
10 approve or disapprove the application within 14 days after receiving the application.

11 (d) The department may extend the period established under par. (a) because
12 an application is incomplete if all of the following apply:

13 1. Within 15 days after receiving the application, the department provides
14 written notice, which may be by electronic mail, to the applicant describing
15 specifically the information that must be provided to complete the application.

16 2. The information under subd. 1. is directly related to eligibility for the license
17 or to terms or conditions of the license.

18 3. The information under subd. 1. is necessary to determine whether to approve
19 the application or is necessary to determine the terms or conditions of the license.

20 4. The extension is not longer than the number of days from the day on which
21 the department provides the notice under subd. 1. to the day on which the
22 department receives the information.

23 SECTION 24. 105.06 (1r) of the statutes is created to read:

1 105.06 (1r) (a) The department, by rule, shall establish a period within which
2 the department intends to approve or disapprove an application for a license under
3 sub. (1).

4 (b) 1. Subject to par. (d), the department shall refund all fees paid by the
5 applicant for a license under sub. (1) if the department fails to provide the applicant
6 with written notice, which may be by electronic mail, that the department has
7 approved or disapproved the application for the license, including the specific facts
8 upon which any disapproval is based, before the expiration of the period established
9 under par. (a).

10 1m. Subject to par. (d), if the department fails to provide the applicant for a
11 license under sub. (1) with written notice, which may be by electronic mail, that the
12 department has approved or disapproved the application before the expiration of the
13 period established under par. (a), the applicant may choose to proceed under ch. 227
14 as though the department had disapproved the application by providing the
15 department with written notice of that choice no later than 45 days after the
16 expiration of the period established under par. (a).

17 2. The department may not disapprove an application for a license under sub.
18 (1) solely because the department is unable to complete its review of the application
19 within the period established under par. (a).

20 (c) In the rules under par. (a), the department shall specify a method for
21 informing applicants of the period established under par. (a). The department shall
22 specify the method that it determines is the most cost-effective method available.
23 The department is not required to notify an applicant if the department intends to
24 approve or disapprove the application within 14 days after receiving the application.

1 (d) The department may extend the period established under par. (a) because
2 an application is incomplete if all of the following apply:

3 1. Within 15 days after receiving the application, the department provides
4 written notice, which may be by electronic mail, to the applicant describing
5 specifically the information that must be provided to complete the application.

6 2. The information under subd. 1. is directly related to eligibility for the license
7 or to terms or conditions of the license.

8 3. The information under subd. 1. is necessary to determine whether to approve
9 the application or is necessary to determine the terms or conditions of the license.

10 4. The extension is not longer than the number of days from the day on which
11 the department provides the notice under subd. 1. to the day on which the
12 department receives the information.

13 **SECTION 25.** 115.28 (7) (a) of the statutes is amended to read:

14 115.28 (7) (a) License all teachers for the public schools of the state, make rules
15 establishing standards of attainment and procedures for the examination and
16 licensing of teachers within the limits prescribed in ss. 118.19 (2) and (3), 118.192 and
17 118.195, prescribe by rule standards and procedures for the approval of teacher
18 preparatory programs leading to licensure, file in the state superintendent's office
19 all papers relating to state teachers' licenses and register each such license.

20 **SECTION 26.** 118.19 (2) of the statutes is repealed and recreated to read:

21 118.19 (2) (a) The department, by rule, shall establish periods within which the
22 department intends to approve or disapprove an application for any license or permit
23 authorized to be granted by the department.

24 (b) 1. Subject to par. (d), the department shall refund fees paid by the applicant
25 for a license or permit if the department fails to provide the applicant with written

1 notice, which may be by electronic mail, that the department has approved or
2 disapproved the application for the license or permit, including the specific facts
3 upon which any disapproval is based, before the expiration of the period established
4 under par. (a) for the license or permit.

5 1m. Subject to par. (d), if the department fails to provide the applicant for a
6 license or permit with written notice, which may be by electronic mail, that the
7 department has approved or disapproved the application before the expiration of the
8 period established under par. (a) for the license or permit, the applicant may choose
9 to proceed under ch. 227 as though the department had disapproved the application
10 by providing the department with written notice of that choice no later than 45 days
11 after the expiration of the period established under par. (a).

12 2. The department may not disapprove an application for a license or permit
13 solely because the department is unable to complete its review of the application
14 within the period established under par. (a).

15 (c) In the rules under par. (a), the department shall specify a method for
16 informing applicants of the periods established under par. (a). The department shall
17 specify the method that it determines is the most cost-effective method available.
18 The department is not required to notify an applicant if the department intends to
19 approve or disapprove the application within 14 days after receiving the application.

20 (d) The department may extend the period established under par. (a) because
21 an application is incomplete if all of the following apply:

22 1. Within 15 days after receiving the application, the department provides
23 written notice, which may be by electronic mail, to the applicant describing
24 specifically the information that must be provided to complete the application.

1 2. The information under subd. 1. is directly related to eligibility for the license
2 or permit or to terms or conditions of the license or permit.

3 3. The information under subd. 1. is necessary to determine whether to approve
4 the application or is necessary to determine the terms or conditions of the license or
5 permit.

6 4. The extension is not longer than the number of days from the day on which
7 the department provides the notice under subd. 1. to the day on which the
8 department receives the information.

9 **SECTION 27.** 125.04 (3m) of the statutes is created to read:

10 **125.04 (3m) DEADLINES FOR ACTION ON PERMIT APPLICATIONS.** (a) The
11 department, by rule, shall establish periods within which the department intends to
12 approve or disapprove an application for any permit issued by the department under
13 this chapter.

14 (b) Subject to par. (e), the department shall refund any fee paid by the applicant
15 for any permit under this chapter if the department fails to provide the applicant
16 with written notice, which may be by electronic mail, that the department has
17 approved or disapproved the application for the permit, including the specific facts
18 upon which any disapproval is based, before the expiration of the period established
19 under par. (a) for the permit.

20 (bm) Subject to par. (e), if the department fails to provide the applicant for a
21 permit under this chapter with written notice, which may be by electronic mail, that
22 the department has approved or disapproved the application before the expiration
23 of the period established under par. (a) for the permit, the applicant may choose to
24 proceed under ch. 227 as though the department had disapproved the application by

1 providing the department with written notice of that choice no later than 45 days
2 after the expiration of the period established under par. (a).

3 (c) The department may not disapprove an application for a permit under this
4 chapter solely because the department is unable to complete its review of the
5 application within the period established under par. (a).

6 (d) In the rules under par. (a), the department shall specify a method for
7 informing applicants of the periods established under par. (a). The department shall
8 specify the method that it determines is the most cost-effective method available.
9 The department is not required to notify an applicant if the department intends to
10 approve or disapprove the application within 14 days after receiving the application.

11 (e) The department may include any of the following in the rules required under
12 par. (a):

13 1. Methods for determining the commencement of the period established under
14 par. (a) and for determining when the application for a permit is complete.

15 2. Extensions of the period established under par. (a) because the applicant
16 makes a material modification to the application if the department notifies the
17 applicant in writing of the extension within 30 days after the applicant makes the
18 modification.

19 3. Extensions of the period established under par. (a) because the application
20 is incomplete if all of the following apply:

21 a. The department provides the applicant with written notice, which may be
22 by electronic mail, of the need for an extension within 15 days after the applicant
23 submits the application and the notice specifically describes the information that
24 must be provided to complete the application or the information needed to complete
25 the department's review of the application.

1 b. The information under subd. 3. a. is directly related to eligibility for the
2 permit or to terms or conditions of the permit.

3 c. The information under subd. 3. a. is necessary to determine whether to
4 approve the application or is necessary to determine the terms or conditions of the
5 permit.

6 d. The extension is not longer than the number of days from the day on which
7 the department provides the notice under subd. 3. a. to the day on which the
8 department receives the information.

9 4. Extensions of the period established under par. (a) if, during the period
10 established under par. (a), the department and the applicant jointly agree to a
11 different period for acting on an application for a permit than that specified under
12 par. (a).

13 **SECTION 28.** 145.025 of the statutes is created to read:

14 **145.025 Automatic approval of certain applications.** Except as otherwise
15 provided in this section, any form or other writing that is submitted to the
16 department under this chapter for the purpose of obtaining any approval of the
17 department that is required by law as a prerequisite to the applicant taking certain
18 actions is subject to s. 101.023. This section does not apply to an application for a
19 license, registration, or certification under s. 145.02 (4), 145.035, 145.045, 145.15,
20 145.16, 145.165, 145.17, 145.175, or 145.18, or to any form or other writing submitted
21 to the department under s. 145.26.

22 **SECTION 29.** 146.525 of the statutes is created to read:

23 **146.525 Deadlines for action on applications.** (1) **DEADLINES.** The
24 department, by rule, shall establish periods within which the department intends to
25 approve or disapprove an application for any of the following:

1 (a) Certification of an instructional and competency evaluation program under
2 s. 146.40 (3).

3 (b) Approval of a competency evaluation program under s. 146.40 (3m).

4 (c) An ambulance service provider license under s. 146.50 (5) (a).

5 (d) An emergency medical technician license under s. 146.50 (5) (a) and (7).

6 (e) An emergency medical technician training permit under s. 146.50 (5) (b).

7 (f) Certification for the performance of defibrillation under s. 146.50 (6g) (a).

8 (g) Certification as a first responder under s. 146.50 (8) (a) and (f).

9 (h) Approval of training courses for the use of a semiautomatic defibrillator
10 under s. 146.50 (8g) (d).

11 (i) Approval of courses of emergency medical services instructional programs
12 under s. 146.50 (9).

13 (j) Approval of emergency medical services program plans under s. 146.55 (2)
14 (b).

15 (2) FAILURE TO MEET DEADLINES. (a) Subject to sub. (4), the department shall
16 refund fees paid by the applicant for a license, certification, permit, or approval
17 specified in sub. (1) if the department fails to provide the applicant with written
18 notice, which may be by electronic mail, that the department has approved or
19 disapproved the application for the license, certification, permit, or approval,
20 including the specific facts upon which any disapproval is based, before the
21 expiration of the period established under sub. (1) for the license, certification,
22 permit, or approval.

23 (am) Subject to sub. (4), if the department fails to provide the applicant for a
24 license, certification, permit, or approval specified in sub. (1) with written notice,
25 which may be by electronic mail, that the department has approved or disapproved

1 the application before the expiration of the period established under sub. (1) for the
2 license, certification, permit, or approval, the applicant may choose to proceed under
3 ch. 227 as though the department had disapproved the application by providing the
4 department with written notice of that choice no later than 45 days after the
5 expiration of the period established under sub. (1).

6 (b) The department may not disapprove an application for a license,
7 certification, permit, or approval solely because the department is unable to
8 complete its review of the application within the period established under sub. (1).

9 (3) NOTICE OF DEADLINE. In the rules under sub. (1), the department shall
10 specify a method for informing applicants of the periods established under sub. (1).
11 The department shall specify the method that it determines is the most cost-effective
12 method available. The department is not required to notify an applicant if the
13 department intends to approve or disapprove the application within 14 days after
14 receiving the application.

15 (4) PERMITTED EXTENSION OF DEADLINE. The department may extend the period
16 established under sub. (1) because an application is incomplete if all of the following
17 apply:

18 (a) Within 15 days after receiving the application, the department provides
19 written notice, which may be by electronic mail, to the applicant describing
20 specifically the information that must be provided to complete the application.

21 (b) The information under par. (a) is directly related to eligibility for the license,
22 certification, permit, or approval or to terms or conditions of the license, certification,
23 permit, or approval.

1 (c) The information under par. (a) is necessary to determine whether to approve
2 the application or is necessary to determine the terms or conditions of the license,
3 certification, permit, or approval.

4 (d) The extension is not longer than the number of days from the day on which
5 the department provides the notice under par. (a) to the day on which the department
6 receives the information.

7 **SECTION 30.** 168.165 of the statutes is created to read:

8 **168.165 Automatic approval of certain applications.** Any form or other
9 writing that is submitted to the department under this chapter for the purpose of
10 obtaining any approval of the department that is required by law as a prerequisite
11 to the applicant taking certain actions is subject to s. 101.023.

12 **SECTION 31.** 196.195 (5m) of the statutes is created to read:

13 **196.195 (5m) TIME LIMITATION ON COMMISSION ACTION.** (a) The commission shall
14 promulgate rules establishing a deadline for completing proceedings under subs. (2),
15 (3), and (4), and for issuing orders under sub. (5). Upon receiving a petition under
16 sub. (2) (a), or upon providing notice of its own motion under sub. (2) (a), the
17 commission shall inform the interested persons of the deadline.

18 (b) If a petition is filed under sub. (2) (a), the commission shall, except as
19 provided in par. (d), no later than the deadline specified in the rules promulgated
20 under par. (a), complete the proceedings under subs. (2), (3), and (4), and, if
21 appropriate, enter an order under sub. (5). Except as provided in par. (d), if the
22 commission fails to complete the proceedings and, if appropriate, enter an order
23 before that deadline, the petition is considered to be granted without condition by the
24 commission and any provisions of law under sub. (5) that are specified in the petition
25 are considered to be suspended by the commission.

1 (c) If the commission provides notice of its own motion under sub. (2) (a), the
2 commission shall, no later than the deadline specified in the rules promulgated
3 under par. (a), complete the proceedings under subs. (2), (3), and (4), and, if
4 appropriate, enter an order under sub. (5). If the commission fails to complete the
5 proceedings and, if appropriate, enter an order before that deadline, the motion is
6 considered to be granted without condition by the commission and any provisions of
7 law under sub. (5) that are specified in the motion are considered to be suspended
8 by the commission.

9 (d) The commission may extend a deadline specified in the rules promulgated
10 under par. (a) if a petition that the commission receives is incomplete and if, within
11 30 days after receiving the petition, the commission provides written notice to the
12 petitioner that describes specifically the information that must be provided to
13 complete the petition.

14 **SECTION 32.** 196.195 (10) of the statutes is amended to read:

15 196.195 (10) REVOCATION OF DEREGULATION. If necessary to protect the public
16 interest, the commission, at any time by order, may revoke its order to suspend the
17 applicability of any provision of law suspended under sub. (5). This subsection does
18 not apply to any provision of law that is considered to be suspended under sub. (5m).

19 **SECTION 33.** 218.0114 (13) (b) of the statutes is amended to read:

20 218.0114 (13) (b) The department of transportation shall promulgate rules
21 establishing the license period for each type of license described in sub. (14) (a) to (f)
22 and shall promulgate any rule required under s. 85.16 (3).

23 **SECTION 34.** 218.11 (2) (b) 1. of the statutes is amended to read:

1 218.11 (2) (b) 1. The department shall promulgate rules establishing the
2 license period under this section and shall promulgate any rule required under s.
3 85.16 (3).

4 **SECTION 35.** 218.12 (2) (b) 2. of the statutes is amended to read:

5 218.12 (2) (b) 2. The department may promulgate rules establishing a uniform
6 expiration date for all licenses issued under this section and shall promulgate any
7 rule required under s. 85.16 (3).

8 **SECTION 36.** 218.22 (2) (b) 1. of the statutes is amended to read:

9 218.22 (2) (b) 1. The department shall promulgate rules establishing a license
10 period and shall promulgate any rule required under s. 85.16 (3).

11 **SECTION 37.** 218.32 (2) (b) 1. of the statutes is amended to read:

12 218.32 (2) (b) 1. The department shall promulgate rules establishing a license
13 period and shall promulgate any rule required under s. 85.16 (3).

14 **SECTION 38.** 218.41 (2m) (a) 1. of the statutes is amended to read:

15 218.41 (2m) (a) 1. The department shall promulgate rules establishing a
16 license period and shall promulgate any rule required under s. 85.16 (3).

17 **SECTION 39.** 218.51 (3) (b) 1. of the statutes is amended to read:

18 218.51 (3) (b) 1. The department shall promulgate rules establishing the buyer
19 identification card period and shall promulgate any rule required under s. 85.16 (3).

20 **SECTION 40.** 224.50 of the statutes is created to read:

21 **224.50 Deadlines for action on certain applications.** (1) **DEFINITION.** In
22 this section, “department” means the department of financial institutions and any
23 subunit of the department of financial institutions.

1 (2) DEADLINES. (a) The department, by rule, shall establish periods within
2 which the department, or any subunit of the department, intends to approve or
3 disapprove an application for any of the following:

4 1. A lender license under s. 138.09 (1m) (a).

5 2. An insurance premium finance company license under s. 138.12 (3).

6 3. A seller of checks license under s. 217.03.

7 4. An adjustment service company license under s. 218.02.

8 5. A collection agency license under s. 218.04.

9 6. A community currency exchange license under s. 218.05.

10 7. A mortgage banker, loan originator, or mortgage broker registration under
11 s. 224.72.

12 8. A nondepository small business lender license under s. 224.92.

13 9. A broker-dealer, agent, investment adviser, or investment adviser
14 representative license under s. 551.32.

15 (b) Any period established under par. (a) shall be consistent with any applicable
16 period specified by statute.

17 (3) FAILURE TO MEET DEADLINE. (a) Subject to sub. (5), the department shall
18 refund fees paid by the applicant for a license or registration specified in sub. (2) if
19 the department fails to provide the applicant with written notice, which may be by
20 electronic mail, that the department has approved or disapproved the application,
21 including the specific facts upon which any disapproval is based, before the
22 expiration of the period established under sub. (2) for the license or other approval.

23 (am) Subject to sub. (5), if the department fails to provide the applicant for a
24 license or registration specified in sub. (2) with written notice, which may be by
25 electronic mail, that the department has approved or disapproved the application

1 before the expiration of the period established under sub. (2) for the license or
2 registration, the applicant may choose to proceed under ch. 227 as though the
3 department had disapproved the application by providing the department with
4 written notice of that choice no later than 45 days after the expiration of the period
5 established under sub. (2).

6 (b) The department may not disapprove an application for a license or
7 registration specified in sub. (2) solely because the department is unable to complete
8 its review of the application within the period established under sub. (2).

9 (4) NOTICE OF DEADLINE. In the rules under sub. (2), the department shall
10 specify a method for informing applicants of the periods established under sub. (2).
11 The department shall specify the method that it determines is the most cost-effective
12 method available. The department is not required to notify an applicant if the
13 department intends to approve or disapprove the application within 14 days after
14 receiving the application.

15 (5) PERMITTED EXTENSION OF DEADLINE. The department may extend the period
16 established under sub. (2) because an application is incomplete if all of the following
17 apply:

18 (a) Within 15 days after receiving the application, the department provides
19 written notice, which may be by electronic mail, to the applicant describing
20 specifically the information that must be provided to complete the application.

21 (b) The information under par. (a) is directly related to eligibility for the license
22 or other approval or to terms or conditions of the license or other approval.

23 (c) The information under par. (a) is necessary to determine whether to approve
24 the application or is necessary to determine the terms or conditions of the license or
25 other approval.

1 (d) The extension is not longer than the number of days from the day on which
2 the department provides the notice under par. (a) to the day on which the department
3 receives the information.

4 **SECTION 41.** 224.60 of the statutes is created to read:

5 **224.60 Automatic approval of certain applications. (1) DEFINITIONS.** In
6 this section:

7 (a) “Application” means any form or other writing that is submitted to the
8 department for the purpose of obtaining any approval of the department that is
9 required by law as a prerequisite to the applicant taking certain actions, except that
10 “application” does not include any application for a license or registration described
11 in s. 224.50 (2) (a) 1. to 9.

12 (b) “Department” means the department of financial institutions and any
13 subunit of the department of financial institutions.

14 (2) **DEADLINES.** The department, by rule, shall establish periods within which
15 the department, or any subunit of the department, intends to approve or disapprove
16 an application. Any period established under this subsection shall be consistent with
17 any applicable period specified by statute.

18 (3) **FAILURE TO MEET DEADLINE.** (a) Subject to subs. (5) (b) and (c) and (6), failure
19 by the department to provide an applicant with written notice, which may be by
20 electronic mail, that the department has approved or disapproved the application,
21 including specific facts upon which any disapproval is based, before the expiration
22 of the period established under sub. (2) applicable to the application constitutes
23 approval of the application by the department. An application approved under this
24 paragraph is subject to any terms or conditions specified by law for the approval and
25 the department may suspend, limit, revoke, or withdraw the approval for substantial

1 failure to comply with those terms or conditions. The department may not make the
2 approval subject to any term or condition that is not specified by statute or rule.
3 Within 30 days after an application is approved under this paragraph, the
4 department shall provide the applicant with a statement showing that the
5 application is approved and specifying any terms and conditions that apply to the
6 approval.

7 (b) The department may not disapprove an application solely because the
8 department is unable to complete its review of the application within the period
9 established under sub. (2).

10 (4) NOTICE OF DEADLINE. In the rules under sub. (2), the department shall
11 specify a method for informing applicants of the periods established under sub. (2).
12 The department shall specify the method that it determines is the most cost-effective
13 method available. The department is not required to notify an applicant if the
14 department intends to approve or disapprove the application within 14 days after
15 receiving the application.

16 (5) OPTIONAL PROVISIONS OF RULES. The department may include any of the
17 following in the rules required under sub. (2):

18 (a) Methods for determining the commencement of the period established
19 under sub. (2) and for determining when an application is complete.

20 (b) Extensions of the period established under sub. (2) because the applicant
21 makes a material modification to the application if the department notifies the
22 applicant in writing of the extension within 30 days after the applicant makes the
23 modification. The notification may be by electronic mail.

24 (c) Extensions of the period established under sub. (2) because information
25 needed by the department to complete its review of an application is unknown or

1 cannot be determined with certainty when the department receives the application
2 if the department notifies the applicant in writing of the need for an extension within
3 30 days after the applicant submits the application. The notification may be by
4 electronic mail.

5 (d) Deadlines for the department to complete intermediate steps in the process
6 of completing its review of an application.

7 (6) EXTENSIONS AUTHORIZED. (a) During the period established under sub. (2),
8 the department and the applicant may jointly agree to a different period for acting
9 on an application than that specified under sub. (2).

10 (b) The department may extend the period established under sub. (2) because
11 an application is incomplete if all of the following apply:

12 1. Within 15 days after receiving the application, the department provides
13 notice to the applicant describing specifically the information that must be provided
14 to complete the application.

15 2. The information under subd. 1. is directly related to eligibility for approval
16 of the application or to terms or conditions of the approval.

17 3. The information under subd. 1. is necessary to determine whether to approve
18 the application or is necessary to determine the terms or conditions of the approval.

19 4. The extension is not longer than the number of days from the day on which
20 the department provides the notice under subd. 1. to the day on which the
21 department receives the information.

22 (d) The department may extend the period established under sub. (2) for an
23 application by not more than 30 days if, within the period established under sub. (2),
24 the department finds that there is a substantial likelihood that the activity proposed
25 to be conducted under the application would result in substantial harm to human

1 health or human safety and that the department cannot adequately review the
2 application within the period established under sub. (2) and provides written notice,
3 which may be by electronic mail, to the applicant that states with particularity the
4 facts on which those findings are based.

5 SECTION 42. 250.043 of the statutes is created to read:

6 250.043 Deadlines for action on applications. (1) DEADLINES. The
7 department, by rule, shall establish periods within which the department intends to
8 approve or disapprove an application for any of the following:

9 (a) A registration for a sanitarian under s. 250.05 (5).

10 (b) Certification for a public health dispensary under s. 252.10 (1).

11 (c) Approval for the sale of tests or test kits to detect the presence of HIV, an
12 antigen or nonantigenic products of HIV, or an antibody to HIV under s. 252.15 (5r).

13 (d) A license for a tattooist or a tattoo establishment under s. 252.23 (2).

14 (e) A license for a body piercer or a body-piercing establishment under s. 252.24
15 (2).

16 (f) Certification for performance or supervision of lead hazard reduction or a
17 lead management activity under rules promulgated under s. 254.176 (3).

18 (g) Approval of an instructor of a lead training course under rules promulgated
19 under s. 254.178 (2).

20 (h) Accreditation of a lead training course under rules promulgated under s.
21 254.178 (2).

22 (i) A certificate of lead-free status or a certificate of lead-safe status under
23 rules promulgated under s. 254.179 (1) (a).

24 (j) Certification for performance of asbestos abatement activity or asbestos
25 management activity under rules promulgated under s. 254.20 (3).

1 (k) Renewal of a certification for performance of asbestos abatement activity
2 or asbestos management activity under s. 254.20 (4).

3 (L) Registration and licensing of a source of ionizing radiation under rules
4 promulgated under s. 254.34 (1) (a).

5 (m) Approval of plans and specifications for radiation sources under s. 254.34
6 (1) (g).

7 (n) A registration of a site with an ionizing radiation installation under s.
8 254.35 (1).

9 (p) A license for radioactive material under s. 254.365 (1).

10 (q) A permit to operate a campground, camping resort, recreational or
11 educational camp, or public swimming pool under s. 254.47 (1) or (2m).

12 (r) A certification for a food sanitarian under rules promulgated under s. 254.62
13 (2).

14 (s) A permit to conduct, maintain, manage, or operate a hotel, restaurant,
15 temporary restaurant, tourist rooming house, vending machine commissary, or
16 vending machine under s. 254.64 (1) (a).

17 (t) A permit to maintain, manage, or operate a bed and breakfast establishment
18 under s. 254.64 (1) (b).

19 (u) A certificate for food protection practices under s. 254.71 (2).

20 (v) An approval of a training course for recertification of food protection
21 practices under rules promulgated under s. 254.71 (6).

22 (x) A permit to operate a tanning facility under s. 255.08 (2) (a).

23 (y) An approval of a laboratory for performing chemical analyses of blood or
24 urine for alcohol, controlled substances, or controlled substance analogs under s.
25 343.305 (6) (a).

1 (2) FAILURE TO MEET DEADLINE. (a) Subject to sub. (4), the department shall
2 refund fees paid by the applicant for a license, certification, certificate, permit,
3 registration, or approval specified in sub. (1) if the department fails to provide the
4 applicant with written notice, which may be by electronic mail, that the department
5 has approved or disapproved the application for the license, certification, certificate,
6 permit, registration, or approval, including the specific facts upon which any
7 disapproval is based, before the expiration of the period established under sub. (1)
8 for approval of the license, certification, certificate, permit, registration, or approval.

9 (am) Subject to sub. (4), if the department fails to provide the applicant for a
10 license, certification, certificate, permit, registration, or approval specified in sub. (1)
11 with written notice, which may be by electronic mail, that the department has
12 approved or disapproved the application before the expiration of the period
13 established under sub. (1) for the license, certification, certificate, permit,
14 registration, or approval, the applicant may choose to proceed under ch. 227 as
15 though the department had disapproved the application by providing the
16 department with written notice of that choice no later than 45 days after the
17 expiration of the period established under sub. (1).

18 (b) The department may not disapprove an application for a license,
19 certification, certificate, permit, registration, or approval solely because the
20 department is unable to complete its review of the application within the period
21 established under sub. (1).

22 (3) NOTICE OF DEADLINE. In the rules under sub. (1), the department shall
23 specify a method for informing applicants of the periods established under sub. (1).
24 The department shall specify the method that it determines is the most cost-effective
25 method available. The department is not required to notify an applicant if the

1 department intends to approve or disapprove the application within 14 days after
2 receiving the application.

3 (4) PERMITTED EXTENSION OF DEADLINE. The department may extend the period
4 established under sub. (1) because an application is incomplete if all of the following
5 apply:

6 (a) Within 15 days after receiving the application, the department provides
7 written notice, which may be by electronic mail, to the applicant describing
8 specifically the information that must be provided to complete the application.

9 (b) The information under par. (a) is directly related to eligibility for the license,
10 certification, certificate, permit, registration, or approval or to terms or conditions
11 of the license, certification, certificate, permit, registration, or approval.

12 (c) The information under par. (a) is necessary to determine whether to approve
13 the application or is necessary to determine the terms or conditions of the license,
14 certification, certificate, permit, registration, or approval.

15 (d) The extension is not longer than the number of days from the day on which
16 the department provides the notice under par. (a) to the day on which the department
17 receives the information.

18 **SECTION 43.** 299.05 of the statutes is repealed and recreated to read:

19 **299.05 Deadlines for action on certain applications.** (1) DEADLINES. The
20 department, by rule, shall establish periods within which the department intends to
21 approve or disapprove an application for any of the following:

22 (a) A well driller or pump installer registration under s. 280.15.

23 (b) A water system, wastewater treatment plant, or septage servicing vehicle
24 operator certification under s. 281.17 (3).

25 (c) A license for servicing septic tanks and similar facilities under s. 281.48 (3).

1 (d) A solid waste incinerator operator certification under s. 285.51 (2).

2 (e) An ozone-depleting refrigerant removal approval under s. 285.59.

3 (em) An air pollution control permit under s. 285.60.

4 (f) A solid waste disposal facility operator certification under s. 289.42 (1).

5 (g) A hazardous waste transportation service license under s. 291.23.

6 (h) A metallic mining exploration license under s. 293.21.

7 (i) An oil or gas exploration license under s. 295.33 (1).

8 (j) A laboratory certification or registration under s. 299.11.

9 (k) A medical waste transportation license under s. 299.51 (3) (c).

10 (2) FAILURE TO MEET DEADLINE. (a) Subject to sub. (4), the department shall
11 refund fees paid by the applicant for a license or other approval specified in sub. (1)
12 if the department fails to provide the applicant with written notice, which may be by
13 electronic mail, that the department has approved or disapproved the application for
14 the license or other approval, including the specific facts upon which any disapproval
15 is based, before the expiration of the period established under sub. (1) for the license
16 or other approval.

17 (am) Subject to sub. (4), if the department fails to provide the applicant for a
18 license or other approval specified in sub. (1) with written notice, which may be by
19 electronic mail, that the department has approved or disapproved the application
20 before the expiration of the period established under sub. (1) for the license or other
21 approval, the applicant may choose to proceed under ch. 227 as though the
22 department had disapproved the application by providing the department with
23 written notice of that choice no later than 45 days after the expiration of the period
24 established under sub. (1).

1 (b) The department may not disapprove an application for a license or other
2 approval solely because the department is unable to complete its review of the
3 application within the period established under sub. (1).

4 (3) NOTICE OF DEADLINE. In the rules under sub. (1), the department shall
5 specify a method for informing applicants of the periods established under sub. (1).
6 The department shall specify the method that it determines is the most cost-effective
7 method available. The department is not required to notify an applicant if the
8 department intends to approve or disapprove the application within 14 days after
9 receiving the application.

10 (4) PERMITTED EXTENSION OF DEADLINE. The department may extend the period
11 established under sub. (1) because an application is incomplete if all of the following
12 apply:

13 (a) Within 15 days after receiving the application, the department provides
14 written notice, which may be by electronic mail, to the applicant describing
15 specifically the information that must be provided to complete the application.

16 (b) The information under par. (a) is directly related to eligibility for the license
17 or other approval or to terms or conditions of the license or other approval.

18 (c) The information under par. (a) is necessary to determine whether to approve
19 the application or is necessary to determine the terms or conditions of the license or
20 other approval.

21 (d) The extension is not longer than the number of days from the day on which
22 the department provides the notice under par. (a) to the day on which the department
23 receives the information.

24 SECTION 44. 299.06 of the statutes is created to read:

1 **299.06 Automatic approval of certain applications. (1) DEADLINES.** The
2 department, by rule, shall establish periods within which the department intends to
3 approve or disapprove an application for any of the following:

4 (a) A high-capacity well approval under s. 281.17 (1).

5 (b) A water pollution discharge permit under s. 283.31 or 283.33.

6 (d) A solid waste facility determination of feasibility under s. 289.29.

7 (e) A solid waste facility operating license under s. 289.31.

8 (f) A hazardous waste facility operating license under s. 291.25.

9 (g) A prospecting permit under s. 293.45.

10 (h) An oil or gas production license under s. 295.33 (2).

11 (i) Permits and other determinations under ss. 30.10, 30.12, 30.123, 30.18,
12 30.19, and 30.20.

13 **(2) FAILURE TO MEET DEADLINE.** (a) Subject to subs. (4) (c) and (d) and (5), failure
14 by the department to provide the applicant for a permit, approval, or other
15 determination specified in sub. (1) with written notice, which may be by electronic
16 mail, that the department has approved or disapproved the application for the
17 permit, approval, or other determination, including the specific facts upon which any
18 disapproval is based, before the expiration of the period established under sub. (1)
19 for the permit, approval, or other determination, constitutes approval of the
20 application. A permit, approval, or other determination approved under this
21 paragraph is subject to any terms or conditions specified by statute or rule for the
22 permit, approval, or other determination and the department may suspend, limit,
23 revoke, or withdraw the permit, approval, or other determination for substantial
24 failure to comply with those terms or conditions. The department may not make the
25 license, permit, or other approval subject to any term or condition that is not specified

1 by statute or rule. Within 30 days after the expiration of the period established under
2 sub. (1) for the permit, approval, or other determination, the department shall
3 provide the applicant with a statement showing that the permit, approval, or other
4 determination is approved and specifying any terms and conditions that apply to
5 that permit, approval, or other determination.

6 (b) The department may not disapprove an application for a permit, approval,
7 or other determination solely because the department is unable to complete its
8 review of the application within the period established under sub. (1).

9 (3) NOTICE OF DEADLINE. In the rules under sub. (1), the department shall
10 specify a method for informing applicants of the periods established under sub. (1).
11 The department shall specify the method that it determines is the most cost-effective
12 method available. The department is not required to notify an applicant if the
13 department intends to approve or disapprove the application within 14 days after
14 receiving the application.

15 (4) OPTIONAL PROVISIONS OF RULES. The department may include any of the
16 following in the rules required under sub. (1):

17 (a) Methods for determining the commencement of the period established
18 under sub. (1) and for determining when the application for a permit, approval, or
19 other determination is complete.

20 (b) A longer period under sub. (1) for an application for a permit, approval, or
21 other determination for which an environmental impact statement is required under
22 s. 1.11 than for other applications.

23 (c) Extensions of the period established under sub. (1) because the applicant
24 makes a material modification to the application if the department notifies the

1 applicant in writing of the extension within 30 days after the applicant makes the
2 modification. The notification may be by electronic mail.

3 (d) Extensions of the period established under sub. (1) because information
4 needed by the department to complete its review of an application for a permit,
5 approval, or other determination is unknown or cannot be determined with certainty
6 when the department receives the application if the department notifies the
7 applicant in writing of the need for an extension within 30 days after the applicant
8 submits the application. The notification may be by electronic mail.

9 (e) Deadlines for the department to complete intermediate steps in the process
10 of completing its review of an application.

11 (5) EXTENSIONS AUTHORIZED. (a) During the period established under sub. (1),
12 the department and the applicant may jointly agree to a different period for acting
13 on an application for a permit, approval, or other determination than that specified
14 under sub. (1).

15 (b) The department may extend the period established under sub. (1) because
16 an application is incomplete if all of the following apply:

17 1. Within 15 days after receiving the application, the department provides
18 written notice, which may be by electronic mail, to the applicant describing
19 specifically the information that must be provided to complete the application.

20 2. The information under subd. 1. is directly related to eligibility for the permit,
21 approval, or other determination or to terms or conditions of the permit, approval,
22 or other determination.

23 3. The information under subd. 1. is necessary to determine whether to approve
24 the application or is necessary to determine the terms or conditions of the permit,
25 approval, or other determination.

1 4. The extension is not longer than the number of days from the day on which
2 the department provides the notice under subd. 1. to the day on which the
3 department receives the information.

4 (d) The department may extend the period established under sub. (1) for an
5 application by not more than 30 days if, within the period established under sub. (1),
6 the department finds that there is a substantial likelihood that the activity proposed
7 to be conducted under the application would result in substantial harm to human
8 health or human safety and that the department cannot adequately review the
9 application within the period established under sub. (1) and provides written notice,
10 which may be by electronic mail, to the applicant that states with particularity the
11 facts on which those findings are based.

12 **SECTION 45.** 341.19 (4) of the statutes is amended to read:

13 341.19 (4) The department shall promulgate rules to implement this section
14 and shall promulgate any rule required under s. 85.16 (3).

15 **SECTION 46.** 343.02 (1) of the statutes is amended to read:

16 343.02 (1) The department shall administer and enforce this chapter and may
17 promulgate for that purpose such rules as the secretary considers necessary and
18 shall promulgate any rule required under s. 85.16 (3). Rules promulgated under this
19 chapter may not conflict with and shall be at least as stringent as standards set by
20 the federal commercial motor vehicle safety act, 49 USC 31301 to 31317 and the
21 regulations adopted under that act.

22 **SECTION 47.** 343.305 (6) (a) of the statutes is amended to read:

23 343.305 (6) (a) Chemical analyses of blood or urine to be considered valid under
24 this section shall have been performed substantially according to methods approved
25 by the laboratory of hygiene and by an individual possessing a valid permit to

1 perform the analyses issued by the department of health and family services. The
2 department of health and family services shall, subject to s. 250.043, approve
3 laboratories for the purpose of performing chemical analyses of blood or urine for
4 alcohol, controlled substances or controlled substance analogs and shall develop and
5 administer a program for regular monitoring of the laboratories. A list of approved
6 laboratories shall be provided to all law enforcement agencies in the state. Urine
7 specimens are to be collected by methods specified by the laboratory of hygiene. The
8 laboratory of hygiene shall furnish an ample supply of urine and blood specimen
9 containers to permit all law enforcement officers to comply with the requirements of
10 this section.

11 **SECTION 48.** 343.305 (11) of the statutes is amended to read:

12 343.305 (11) RULES. The department shall promulgate rules under ch. 227
13 necessary to administer this section and shall promulgate any rule required under
14 s. 85.16 (3). The rules shall include provisions relating to the expeditious exchange
15 of information under this section between the department and law enforcement
16 agencies, circuit courts and district attorneys. The rules may not affect any
17 provisions relating to court procedure.

18 **SECTION 49.** 440.03 (1m) of the statutes is repealed and recreated to read:

19 440.03 (1m) (a) The department shall, by rule, establish periods within which
20 the department and credentialing boards intend to grant, or determine not to grant,
21 an application for an initial, reciprocal, or temporary credential and to renew, or
22 determine not to renew, a credential. Any period established under rules
23 promulgated under this paragraph shall be consistent with any applicable period
24 specified by statute.

1 (b) 1. Subject to par. (d), the department shall refund any fees paid by a person
2 submitting an application specified in par. (a) if the department or a credentialing
3 board fails to provide the person with written notice, which may be by electronic mail,
4 that the department or credentialing board has granted or renewed, or determined
5 not to grant or renew, the credential, including the specific facts upon which any
6 determination not to grant or renew a credential is based, before the expiration of the
7 period established under the rules promulgated under par. (a).

8 1m. Subject to par. (d), if the department or a credentialing board fails to
9 provide a person submitting an application specified in par. (a) with written notice,
10 which may be by electronic mail, that the department or credentialing board has
11 approved or disapproved the application before the expiration of the period
12 established under par. (a), the applicant may choose to proceed under ch. 227 as
13 though the department or credentialing board had disapproved the application by
14 providing the department with written notice of that choice no later than 45 days
15 after the expiration of the period established under par. (a).

16 2. The department or a credentialing board may not determine not to grant an
17 initial, reciprocal, or temporary credential, or to renew a credential, solely because
18 the department or credentialing board is unable to complete its review of the
19 application within the period established under the rules promulgated under par.
20 (a).

21 (c) In the rules under par. (a), the department shall specify a method for
22 informing applicants of the periods established under par. (a). The department shall
23 specify the method that it determines is the most cost-effective method available.
24 The department is not required to notify an applicant if the department intends to
25 approve or disapprove the application within 14 days after receiving the application.

1 (d) The department may extend the period established under par. (a) because
2 an application is incomplete if all of the following apply:

3 1. Within 15 days after receiving the application, the department provides
4 written notice, which may be by electronic mail, to the applicant describing
5 specifically the information that must be provided to complete the application.

6 2. The information under subd. 1. is directly related to eligibility for the
7 credential or to terms or conditions of the credential.

8 3. The information under subd. 1. is necessary to determine whether to approve
9 the application or is necessary to determine the terms or conditions of the credential.

10 4. The extension is not longer than the number of days from the day on which
11 the department provides the notice under subd. 1. to the day on which the
12 department receives the information.

13 **SECTION 50.** 440.06 of the statutes is amended to read:

14 **440.06 Refunds and reexaminations.** ~~The Except as provided in s. 440.03~~
15 ~~(1m),~~ the secretary may establish uniform procedures for refunds of fees paid under
16 s. 440.05 or 440.08 and uniform procedures and fees for reexaminations under chs.
17 440 to 480.

18 **SECTION 51.** 452.10 (2) (b) of the statutes is amended to read:

19 **452.10 (2) (b)** ~~Unless Except as provided in s. 440.03 (1m), unless~~ an application
20 is withdrawn in writing before the department has made any investigation, no part
21 of the fee shall be returned.

22 **SECTION 52.** 562.05 (12) of the statutes is created to read:

23 **562.05 (12) (a)** The department, by rule, shall establish periods within which
24 the department intends to approve or disapprove an application for any license
25 issued under this section.

1 (b) 1. Subject to par. (d), the department shall refund fees paid by the applicant
2 for a license under this section if the department fails to provide the applicant with
3 written notice, which may be by electronic mail, that the department has approved
4 or disapproved the application for the license, including the specific facts upon which
5 any disapproval is based, before the expiration of the period established under par.
6 (a) for the license.

7 1m. Subject to par. (d), if the department fails to provide the applicant for a
8 license under this section with written notice, which may be by electronic mail, that
9 the department has approved or disapproved the application before the expiration
10 of the period established under par. (a) for the license, the applicant may choose to
11 proceed under ch. 227 as though the department had disapproved the application by
12 providing the department with written notice of that choice no later than 45 days
13 after the expiration of the period established under par. (a).

14 2. The department may not disapprove an application for a license solely
15 because the department is unable to complete its review of the application within the
16 period established under par. (a).

17 (c) In the rules under par. (a), the department shall specify a method for
18 informing applicants of the periods established under par. (a). The department shall
19 specify the method that it determines is the most cost-effective method available.
20 The department is not required to notify an applicant if the department intends to
21 approve or disapprove the application within 14 days after receiving the application.

22 (d) The department may extend the period established under par. (a) because
23 an application is incomplete if all of the following apply:

1 1. Within 15 days after receiving the application, the department provides
2 written notice, which may be by electronic mail, to the applicant describing
3 specifically the information that must be provided to complete the application.

4 2. The information under subd. 1. is directly related to eligibility for the license
5 or to terms or conditions of the license.

6 3. The information under subd. 1. is necessary to determine whether to approve
7 the application or is necessary to determine the terms or conditions of the license.

8 4. The extension is not longer than the number of days from the day on which
9 the department provides the notice under subd. 1. to the day on which the
10 department receives the information.

11 **SECTION 53.** 563.15 (1) of the statutes is amended to read:

12 563.15 (1) ~~After Subject to sub. (4), after~~ making the determinations under s.
13 563.14, the department shall either notify the applicant organization in writing why
14 a license is not being issued or issue a license to such applicant organization
15 authorizing it to conduct bingo at the times and places set forth in the license. Except
16 as provided in sub. (1m), a license issued under this subsection shall be effective for
17 one year from the first day of the month of the first occasion listed on the license and
18 may be renewed annually, except that an applicant organization may request that
19 the license expire on the first day of any month within the one-year licensure period.

20 **SECTION 54.** 563.15 (4) of the statutes is created to read:

21 563.15 (4) (a) The department, by rule, shall establish periods within which the
22 department intends to approve or disapprove an application for any license issued
23 under sub. (1).

24 (b) 1. Subject to par. (d), the department shall refund fees paid by the applicant
25 for a license under sub. (1) if the department fails to provide the applicant with

1 written notice, which may be by electronic mail, that the department has approved
2 or disapproved the application for the license, including the specific facts upon which
3 any disapproval is based, before the expiration of the period established under par.
4 (a) for the license.

5 1m. Subject to par. (d), if the department fails to provide the applicant for a
6 license under sub. (1) with written notice, which may be by electronic mail, that the
7 department has approved or disapproved the application before the expiration of the
8 period established under par. (a) for the license, the applicant may choose to proceed
9 under ch. 227 as though the department had disapproved the application by
10 providing the department with written notice of that choice no later than 45 days
11 after the expiration of the period established under par. (a).

12 2. The department may not disapprove an application for a license solely
13 because the department is unable to complete its review of the application within the
14 period established under par. (a).

15 (c) In the rules under par. (a), the department shall specify a method for
16 informing applicants of the periods established under par. (a). The department shall
17 specify the method that it determines is the most cost-effective method available.
18 The department is not required to notify an applicant if the department intends to
19 approve or disapprove the application within 14 days after receiving the application.

20 (d) The department may extend the period established under par. (a) because
21 an application is incomplete if all of the following apply:

22 1. Within 15 days after receiving the application, the department provides
23 written notice, which may be by electronic mail, to the applicant describing
24 specifically the information that must be provided to complete the application.

1 2. The information under subd. 1. is directly related to eligibility for the license
2 or to terms or conditions of the license.

3 3. The information under subd. 1. is necessary to determine whether to approve
4 the application or is necessary to determine the terms or conditions of the license.

5 4. The extension is not longer than the number of days from the day on which
6 the department provides the notice under subd. 1. to the day on which the
7 department receives the information.

8 **SECTION 55.** 563.92 (5) of the statutes is created to read:

9 563.92 (5) (a) The department, by rule, shall establish periods within which the
10 department intends to approve or disapprove an application for any license issued
11 under sub. (1m).

12 (b) 1. Subject to par. (d), the department shall refund fees paid by the applicant
13 for a license under sub. (1m) if the department fails to provide the applicant with
14 written notice, which may be by electronic mail, that the department has approved
15 or disapproved the application for the license, including the specific facts upon which
16 any disapproval is based, before the expiration of the period established under par.
17 (a) for the license.

18 1m. Subject to par. (d), if the department fails to provide the applicant for a
19 license under sub. (1m) with written notice, which may be by electronic mail, that the
20 department has approved or disapproved the application before the expiration of the
21 period established under par. (a) for the license, the applicant may choose to proceed
22 under ch. 227 as though the department had disapproved the application by
23 providing the department with written notice of that choice no later than 45 days
24 after the expiration of the period established under par. (a).

1 2. The department may not disapprove an application for a license solely
2 because the department is unable to complete its review of the application within the
3 period established under par. (a).

4 (c) In the rules under par. (a), the department shall specify a method for
5 informing applicants of the periods established under par. (a). The department shall
6 specify the method that it determines is the most cost-effective method available.
7 The department is not required to notify an applicant if the department intends to
8 approve or disapprove the application within 14 days after receiving the application.

9 (d) The department may extend the period established under par. (a) because
10 an application is incomplete if all of the following apply:

11 1. Within 15 days after receiving the application, the department provides
12 written notice, which may be by electronic mail, to the applicant describing
13 specifically the information that must be provided to complete the application.

14 2. The information under subd. 1. is directly related to eligibility for the license
15 or to terms or conditions of the license.

16 3. The information under subd. 1. is necessary to determine whether to approve
17 the application or is necessary to determine the terms or conditions of the license.

18 4. The extension is not longer than the number of days from the day on which
19 the department provides the notice under subd. 1. to the day on which the
20 department receives the information.

21 **SECTION 56.** 601.04 (3) of the statutes is amended to read:

22 601.04 (3) LICENSING. The Subject to s. 601.58, the commissioner shall issue
23 to any insurer or plan subject to this section a certificate of authority authorizing it
24 to transact the business of insurance in this state if the commissioner is satisfied that
25 it has met all requirements of law and that its methods and practices and the

1 character and value of its assets will adequately safeguard the interests of its
2 insureds and the public in this state. Each certificate shall be issued for a period of
3 no longer than one year and shall expire on May 1. It may be renewed from year to
4 year.

5 SECTION 57. 601.58 of the statutes is created to read:

6 **601.58 Deadlines for action on license applications. (1) DEADLINES.** The
7 commissioner, by rule, shall establish periods within which the commissioner
8 intends to approve or disapprove an application for any of the following:

9 (a) A certificate of authority under s. 601.04 to transact the business of
10 insurance.

11 (b) An insurance intermediary license under subch. II of ch. 628, including a
12 temporary license under s. 628.09.

13 (c) A viatical settlement provider license under s. 632.68 (2).

14 (d) A viatical settlement broker license under s. 632.68 (4).

15 (e) A benefit plan administrator license under s. 633.14.

16 (2) FAILURE TO MEET DEADLINE. (a) Subject to sub. (4), the commissioner shall
17 refund fees paid by the applicant for a certificate of authority or license specified in
18 sub. (1) if the commissioner fails to provide the applicant with written notice, which
19 may be by electronic mail, that the commissioner has approved or disapproved the
20 application for the certificate of authority or license, including the specific facts upon
21 which any disapproval is based, before the expiration of the period established under
22 sub. (1) for the certificate of authority or license.

23 (am) Subject to sub. (4), if the commissioner fails to provide the applicant for
24 a certificate of authority or license specified in sub. (1) with written notice, which
25 may be by electronic mail, that the department has approved or disapproved the

1 application before the expiration of the period established under sub. (1) for the
2 certificate of authority or license, the applicant may choose to proceed under ch. 227
3 as though the department had disapproved the application by providing the
4 department with written notice of that choice no later than 45 days after the
5 expiration of the period established under sub. (1).

6 (b) The commissioner may not disapprove an application for a certificate of
7 authority or license solely because the commissioner is unable to complete the review
8 of the application within the period established under sub. (1).

9 (3) NOTICE OF DEADLINE. In the rules under sub. (1), the commissioner shall
10 specify a method for informing applicants of the periods established under sub. (1).
11 The commissioner shall specify the method that it determines is the most
12 cost-effective method available. The department is not required to notify an
13 applicant if the department intends to approve or disapprove the application within
14 14 days after receiving the application.

15 (4) PERMITTED EXTENSION OF DEADLINE. The commissioner may extend the
16 period established under sub. (1) because an application is incomplete if all of the
17 following apply:

18 (a) Within 15 days after receiving the application, the commissioner provides
19 written notice, which may be by electronic mail, to the applicant describing
20 specifically the information that must be provided to complete the application.

21 (b) The information under par. (a) is directly related to eligibility for the
22 certificate of authority or license or to terms or conditions of the certificate of
23 authority or license.

1 (c) The information under par. (a) is necessary to determine whether to approve
2 the application or is necessary to determine the terms or conditions of the certificate
3 of authority or license.

4 (d) The extension is not longer than the number of days from the day on which
5 the commissioner provides the notice under par. (a) to the day on which the
6 commissioner receives the information.

7 SECTION 58. 628.093 of the statutes is created to read:

8 **628.093 Deadline for acting on application.** Approval or disapproval of an
9 application for a license under this subchapter is subject to s. 601.58.

10 SECTION 59. 632.68 (2) (b) (intro.) of the statutes is amended to read:

11 632.68 (2) (b) (intro.) A person may apply to the commissioner for a viatical
12 settlement provider license on a form prescribed by the commissioner for that
13 purpose. The application form shall require the applicant to provide the applicant's
14 social security number, if the applicant is a natural person unless the applicant does
15 not have a social security number, or the applicant's federal employer identification
16 number, if the applicant is not a natural person. The fee specified in s. 601.31 (1)
17 (mm) shall accompany the application. ~~After~~ Subject to s. 601.58, after any
18 investigation of the applicant that the commissioner determines is sufficient, the
19 commissioner shall issue a viatical settlement provider license to an applicant that
20 satisfies all of the following:

21 SECTION 60. 632.68 (4) (b) of the statutes is amended to read:

22 632.68 (4) (b) A person may apply to the commissioner for a viatical settlement
23 broker license on a form prescribed by the commissioner for that purpose. The
24 application form shall require the applicant to provide the applicant's social security
25 number, if the applicant is a natural person unless the applicant does not have a

1 social security number, or the applicant's federal employer identification number, if
2 the applicant is not a natural person. The fee specified in s. 601.31 (1) (mr) shall
3 accompany the application. The commissioner may not issue a license under this
4 subsection unless the applicant provides his or her social security number, unless the
5 applicant does not have a social security number, or its federal employer
6 identification number, whichever is applicable. If the applicant is a natural person
7 who does not have a social security number, the commissioner may not issue a license
8 under this subsection unless the applicant provides, on a form prescribed by the
9 department of workforce development, a statement made or subscribed under oath
10 or affirmation that the applicant does not have a social security number. Approval
11 or disapproval of an application for a license under this subsection is subject to s.
12 601.58.

13 SECTION 61. 633.14 (1) (intro.) of the statutes is amended to read:

14 633.14 (1) (intro.) The Subject to s. 601.58, the commissioner shall issue a
15 license to act as an administrator to an individual who does all of the following:

16 SECTION 62. 633.14 (2) (intro.) of the statutes is amended to read:

17 633.14 (2) (intro.) The Subject to s. 601.58, the commissioner shall issue a
18 license to act as an administrator to a corporation, limited liability company, or
19 partnership that does all of the following:

20 SECTION 63. Nonstatutory provisions.

21 (1) SUBMISSION OF RULES. The state agencies required to promulgate rules under
22 this act shall submit in proposed form the rules required under this act to the
23 legislative council staff under section 227.15 (1) of the statutes no later than the first
24 day of the 7th month beginning after the effective date of this subsection. The
25 department of regulation and licensing shall submit in proposed form the rules

1 required under section 440.03 (1m) of the statutes, as created by this act, for all
2 credentials, as defined in section 440.01 (2) (a) of the statutes, at one time.

3 **SECTION 64. Initial applicability.**

4 (1) Except as provided in subsection (2), this act first applies to applications
5 that are received on the effective date of this subsection.

6 (2) The treatment of section 196.195 (5m) and (10) of the statutes first applies
7 to proceedings initiated by petitions filed with the public service commission, or by
8 notices made on the public service commission's own motion, on the effective date of
9 this subsection.

10 **SECTION 65. Effective dates.** This act takes effect on the first day of the 12th
11 month beginning after publication, except as follows:

12 (1) SECTION 63 of this act takes effect on the day after publication.

13 (END)



In the
inside
file.

CORRECTIONS IN: **CCC** (LRBs0211/1)
ASSEMBLY SUBSTITUTE AMENDMENT ¹.....
TO 2003 SENATE BILL 246

()

Prepared by the Legislative Reference Bureau
(Date)

1. Page 82, line 25: delete "department" and substitute "commissioner".
2. Page 83, line 3: on lines 3 and 4, delete "department" and substitute "commissioner".

Ork - Draft (current)

KMG:
.....CCC03s0211/



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBs0211/1
ALL:kg:pg

ASSEMBLY SUBSTITUTE AMENDMENT ,
TO 2003 SENATE BILL 246

AN ACT *to amend* 84.063 (5), 84.30 (14), 86.196 (2) (c), 115.28 (7) (a), 196.195 (10), 218.0114 (13) (b), 218.11 (2) (b) 1., 218.12 (2) (b) 2., 218.22 (2) (b) 1., 218.32 (2) (b) 1., 218.41 (2m) (a) 1., 218.51 (3) (b) 1., 341.19 (4), 343.02 (1), 343.305 (6) (a), 343.305 (11), 440.06, 452.10 (2) (b), 563.15 (1), 601.04 (3), 632.68 (2) (b) (intro.), 632.68 (4) (b), 633.14 (1) (intro.) and 633.14 (2) (intro.); *to repeal and recreate* 118.19 (2), 299.05 and 440.03 (1m); and *to create* 5.059, 13.92 (1) (b) 2m., 16.07, 16.9786, 29.026, 46.284 (3m), 48.66 (2r), 49.481, 50.02 (4m), 51.031, 73.303, 85.16 (3), 93.125, 93.13, 101.022, 101.023, 103.275 (2m), 103.91 (2m), 103.92 (2m), 104.07 (4m), 105.06 (1r), 125.04 (3m), 145.025, 146.525, 168.165, 196.195 (5m), 224.50, 224.60, 250.043, 299.06, 562.05 (12), 563.15 (4), 563.92 (5), 601.58 and 628.093 of the statutes; **relating to:** periods in which state agencies will act on certain applications, petitions, and motions, approval of certain

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22 sub. (1) for the certificate of authority or license.

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5 expiration of the period established under sub. (1).

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State of Wisconsin
2003-2004 LEGISLATURE

CORRECTIONS IN:

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2003 SENATE BILL 246**

Prepared by the Legislative Reference Bureau
(October 17, 2003)

1. Page 82, line 25: delete "department" and substitute "commissioner".
2. Page 83, line 3: on lines 3 and 4, delete "department" and substitute "commissioner".



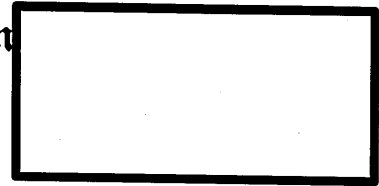
State of Wisconsin
2003-2004 LEGISLATURE

CORRECTIONS IN:

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 486**

Prepared by the Legislative Reference Bureau
(October 23, 2003)

- 1.** Page 82, line 25: delete "department" and substitute "commissioner".
- 2.** Page 83, line 3: on lines 3 and 4, delete "department" and substitute "commissioner".
- 3.** Page 83, line 12: on lines 12 and 13, delete "department" and substitute "commissioner".



CORRECTIONS IN: **CCC** (LRBs0210/1)

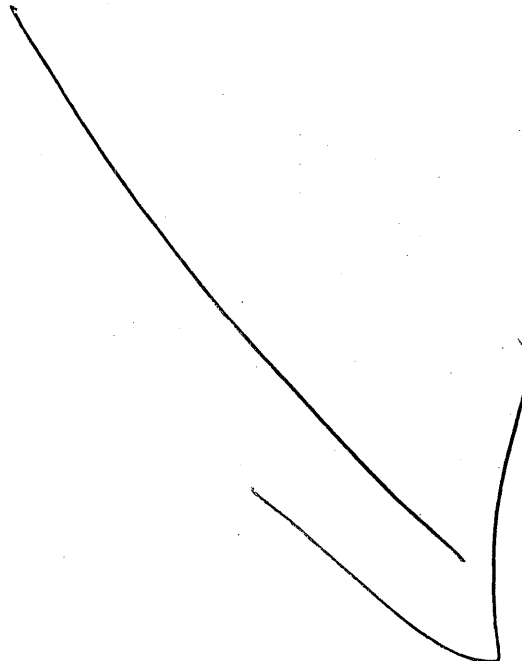
SENATE SUBSTITUTE AMENDMENT *corrected* ①

TO 2003 ASSEMBLY BILL 486

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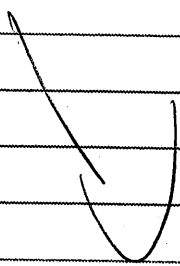
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S.A. Sub. Amdt. 1

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#. Page 83, line 12: on lines
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State of Wisconsin
2003 - 2004 LEGISLATURE

LRBs0210/2
ALL:kg:pg

SENATE SUBSTITUTE AMENDMENT,
TO 2003 ASSEMBLY BILL 486

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