

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2734/P3
RNK:kjf:ch

November 9, 2005

This redraft incorporates your redraft instructions and certain other changes which I will discuss below. As with the previous versions of this draft, this version is in preliminary form to give you an opportunity to review and revise this draft before redrafting it in final form.

You requested that I revise the definition of the term "construction services" to include "cabinet installation, countertops, and siding." Consistent with other parts of that definition, the draft specifies that construction services includes the repair of these items. Is this O.K.?

In your instructions, you specified that the exception provision (proposed s. 101.985) should include an exception for a person who performs construction services leased by that person. This exception implies that the definition of a contractor should include a person who provides construction services to a lessee. Consequently, I have revised that definition in the draft to include a person who contracts with the lessor of property. Is this consistent with your intent?

Your instructions also specified that you want registration to be valid for a period of not more than four years. I have included this change but I think it is vague. Do you want to allow the department to promulgate rules specifying the registration period? If not, who will decide how long the registration period will be?

I have changed the contractor advisory council to a committee given its minimal authority and the fact that it will expire upon rules promulgation.

I have made other nonsubstantive changes throughout the draft to make the language more concise and to improve readability. For this reason, please review the entire draft closely to ensure that it meets your intent.

Please feel free to contact me if you have any questions concerning this draft.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.state.wi.us