## ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 2005 ASSEMBLY BILL 750

An ACT to create 145.12 (5) of the statutes; relating to: the assessment of forfeitures by the Department of Commerce for violating certain licensing requirements for persons engaged in plumbing activities and granting rule-making authority.

Analysis by the Legislative Reference Bureau

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

Section 1. 145.12 (5) of the statutes is created to read:
145.12 (5) (a) In lieu of any other penalty under this section, the department may directly assess a forfeiture by issuing an order against any person who violates s. 145.06. The department may not assess a forfeiture exceeding $\$ 2,000$ for each violation.
(b) The department shall promulgate rules specifying the procedures governing the assessment of forfeitures under this subsection including the following:

1. The procedure for issuing an order for an alleged violation.
2. The amount of a forfeiture that the department may assess for an alleged violation, subject to the limit under par. (a).
3. The procedure for contesting an order issued for an alleged violation.
4. The procedure for contesting the assessment of a forfeiture for an alleged violation.
(c) The department shall remit all forfeitures paid under this subsection to the secretary of administration for deposit in the school fund.
(d) All forfeitures that are not paid as required under this subsection shall accrue interest at the rate of 12 percent per year.
(e) The attorney general may bring an action in the name of the state to collect any forfeiture imposed, or interest accrued, under this subsection if the forfeiture or interest has not been paid after the exhaustion of all administrative and judicial reviews.
