

## 2007 DRAFTING REQUEST

### Bill

Received: **01/05/2007**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 67329**

By/Representing: **Griffin**

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

Drafter: **mglass**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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### Pre Topic:

DOA:.....Griffin, BB0291 -

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### Topic:

Repeal of provisions relating to education contracts for builders and consumers

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### Instructions:

See Attached

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### 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>
/?				_____			State
/1	mglass 01/05/2007	lkunkel 01/10/2007	rschluet 01/10/2007	_____	cduerst 01/10/2007		

FE Sent For:

<END>

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/?	mglass	1/1mk/10					

FE Sent For:

<END>

## 2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Education Contracts for Builders and Consumers
- Tracking Code: ~~BB0292~~  
291
- SBO team: Environmental and Commercial Resources
- SBO analyst: Jenna Griffin
  - Phone: 608-266-7329
  - Email: jenna.griffin@wisconsin.gov
- Agency acronym: COMM
- Agency number: 143

Repeal 101.657 of the Wisconsin statutes, Education contracts for builders and consumers, in its entirety.

LFB:.....Bonderud – Home building process education contracts

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO 2005 ASSEMBLY BILL 100

*LRB drafting files*

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 886, line 22: after that line insert:

3 **"SECTION 1830e.** 101.63 (3m) of the statutes is renumbered 101.657 (1) and  
4 amended to read:

5 101.657 **(1)** ~~Contract~~ The department shall contract with a private  
6 organization to provide education regarding construction standards and inspection  
7 requirements under this subchapter and under rules promulgated under this  
8 subchapter to builders of dwellings in this state.

9 **(4)** Each contract under sub. (1), (2), and (3) shall be a separate contract. The  
10 department may ~~only contract with an organization under this subsection if the~~  
11 ~~organization is~~ is limited for these contracts to contracting only with organizations

1 that are described in section 501 (c) (6) of the Internal Revenue Code and is are  
2 exempt from federal income tax under section 501 (a) of the Internal Revenue Code.

3 **SECTION 1830g.** 101.657 (title) of the statutes is created to read:

4 **101.657 (title) Education contracts for builders and consumers.**

5 **SECTION 1830h.** 101.657 (2) of the statutes is created to read:

6 101.657 (2) The department shall contract with a private organization to  
7 provide education regarding business practices to builders of dwellings in this state.

8 **SECTION 1830j.** 101.657 (3) of the statutes is created to read:

9 101.657 (3) The department shall contract with a private organization to  
10 provide education regarding the dwelling building process to consumers in this state.  
11 The education curriculum shall include selecting a contractor, the construction  
12 process, and consumer protection.

13 **SECTION 1830m.** 101.657 (5) of the statutes is created to read:

14 101.657 (5) From the appropriation under s. 20.143 (3) (j), beginning with fiscal  
15 year 2005–06, the department shall allocate \$100,000 annually for the contract  
16 required under sub. (2) and at least \$600,000 annually for the contract required  
17 under sub. (3).".

18 (END)

repeal (2) (3) + (5)  
"shall K" to "may K"  
keep (4)



State of Wisconsin  
2007 - 2008 LEGISLATURE

RMR  
LRB-1366/S 1  
MGG:.....  
Ink

in edit  
01/05/07

DOA:.....Griffin, BB0291 - Repeal of provisions relating to education contracts for builders and consumers

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

(D-N)

anal: title: head  
COMMERCE AND ECONOMIC DEVELOPMENT  
anal: title: sub  
BUILDINGS AND SAFETY

Do NOT Gen

LRS: PLS vs spacing

AN ACT ...; relating to: the budget. ✓

**Analysis by the Legislative Reference Bureau**

Under current law, the Department of Commerce (Commerce) is required to contract with a private organizations to provide education concerning construction standards, inspection requirements, and business practices, to builders of one- and two-family dwellings. Commerce is also required to provide education regarding the process involved in the building of these dwelling to consumers. This bill ~~repeals the requirement that a contract be entered to provide provided to~~ builders concerning building practices and the requirement that education be provided to consumers. As to education concerning construction standards and inspection requirements, Commerce is authorized to enter such a contract, but is not required to do so.

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. 101.654 (1m) (e) of the statutes is amended to read:
- 3 101.654 (1m) (e) ~~The continuing education approved by the department under~~
- 4 ~~par. (b) 1. shall include courses offered by private organizations with whom the~~

The department  
eliminates  
The department

the department  
[department  
eliminates  
education to

1 ~~department contracts under s. 101.657.~~ The department may approve courses that  
2 are offered by other states.

History: 1993 a. 126; 1995 a. 392; 1997 a. 39; 2005 a. 200.

3 **SECTION 2.** 101.657 (title) of the statutes is amended to read:

4 **101.657 (title) Education contracts for builders and consumers.**

History: 2005 a. 25 ss. 1830e to 1830m.

5 **SECTION 3.** 101.657 (1) of the statutes is amended to read:

6 101.657 (1) The department ~~shall~~ may contract with a private organization to  
7 provide education regarding construction standards and inspection requirements  
8 under this subchapter and under rules promulgated under this subchapter to  
9 builders of dwellings in this state.

History: 2005 a. 25 ss. 1830e to 1830m.

10 **SECTION 4.** 101.657 (2) of the statutes is repealed.

11 **SECTION 5.** 101.657 (3) of the statutes is repealed.

12 **SECTION 6.** 101.657 (4) of the statutes is amended to read:

13 101.657 (4) ~~Each contract under sub. (1), (2), and (3) shall be a separate~~  
14 ~~contract. The department is limited for these contracts to contracting only with~~  
15 ~~organizations that are~~ may only contract with an organization under this section if  
16 the organization is described in section 501 (c) (6) of the Internal Revenue Code and  
17 are is exempt from federal income tax under section 501 (a) of the Internal Revenue  
18 Code.

History: 2005 a. 25 ss. 1830e to 1830m.

19 **SECTION 7.** 101.657 (5) of the statutes is repealed.

20 (END)

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

LRB-1366/dn<sup>1</sup>  
MGG:.....

✓  
Attention: Jenna Griffin

1. In preparing this draft, I went back to the language regarding the exempt organizations that was the law prior to this past session. The reference to "section 501 (6) (c)" is correct. ✓
2. Please note the treatment of s. 101.654 (1m) (e). ✓

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



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

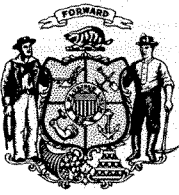
LRB-1366/1dn  
MGG:lmk:rs

January 10, 2007

Attention: Jenna Griffin

1. In preparing this draft, I went back to the language regarding the exempt organizations that was the law prior to this past session. The reference to "section 501 (6) (c)" is correct.
2. Please note the treatment of s. 101.654 (1m) (e).

Mary Gibson-Glass  
Senior Legislative Attorney  
Phone: (608) 267-3215



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1366/1  
MGG:lmk:rs

DOA:.....Griffin, BB0291 - Repeal of provisions relating to education contracts for builders and consumers

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

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

BUILDINGS AND SAFETY

Under current law, the Department of Commerce (department) is required to contract with private organizations to provide education concerning construction standards, inspection requirements, and business practices to builders of one- and two-family dwellings. The department is also required to provide education regarding the process involved in the building of these dwelling to consumers. This bill eliminates the requirement that the department provide education to builders concerning building practices and eliminates the requirement that education be provided to consumers. As to education concerning construction standards and inspection requirements, the department is authorized to enter such a contract, but is not required to do so.

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:*

