



State of Wisconsin
2011 – 2012 LEGISLATURE



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**SENATE SUBSTITUTE AMENDMENT 1,
TO 2011 SENATE BILL 357**

January 12, 2012 – Offered by Senator MOULTON.

1 **AN ACT** *to renumber and amend* 49.155 (1d) (a); *to amend* 43.09 (1), 48.67 (1),
2 48.67 (3) (a), 48.67 (3) (b), 48.67 (3) (c), 48.67 (3) (d), 146.40 (1) (aw), 146.40 (2m),
3 252.23 (4) (a), 252.24 (4) (a), 254.176 (1), 254.176 (3) (intro.), 254.178 (2) (intro.),
4 254.20 (3) (a), 256.15 (5) (b), 256.15 (6) (a) 2. and 256.15 (8) (b) 3.; and *to create*
5 49.45 (2) (a) 11. c., 94.705 (2m), 101.02 (24), 146.40 (2) (am), 250.06 (1m), 251.06
6 (1) (d), 252.23 (4m), 252.24 (4m), 253.15 (4) (e), 254.176 (3m), 254.178 (2m),
7 254.20 (4m), 254.62 (3), 254.71 (3m), 255.35 (3m) (b) 9., 299.09, 343.305 (6) (bm),
8 440.075 and 601.41 (11) of the statutes; **relating to:** applying a service
9 member's military training toward satisfying the training requirements for
10 various professional or occupational licenses.

Analysis by the Legislative Reference Bureau

Department of Safety and Professional Services

Under current law, the Department of Safety and Professional Services (DSPS) and examining boards and affiliated credentialing boards under DSPS administer

Wisconsin's professional credentialing laws and also issue licenses to plumbers, electricians, and other persons engaged in the construction industry. Different licenses, certifications, registrations, and other credentials have different training requirements that must be met before a person may receive an initial credential.

Under this substitute amendment, any relevant education, training, instruction, or other experience (instruction) that an applicant for a credential issued by DSPS or a board under DSPS obtained in connection with the applicant's service in the U.S. armed forces, the state defense force, the national guard of any state, or any other reserve component of the U.S. armed forces (military service) counts toward satisfying the initial training requirements for that credential if the applicant demonstrates to the satisfaction of DSPS or the board that issues the credential that the applicant's instruction obtained in connection with the applicant's military service is substantially equivalent to the instruction requirements for the credential.

Facilities providing care for children

Current law specifies that licensees, employees, and volunteers of certain facilities that provide care for children must comply with the following training requirements:

1. All child care center licensees, all child care providers certified for reimbursement under the Wisconsin Works program, and all employees and volunteers of such a licensee or provider who provide care and supervision for children under one year of age must receive training in the most current medically accepted methods of preventing sudden infant death syndrome.

2. All child care center licensees, all child care providers certified for reimbursement under the Wisconsin Works program, and all employees and volunteers of such a licensee or provider who provide care and supervision for children under five years of age must receive training relating to shaken baby syndrome and impacted babies.

3. All child care center licensees, all employees of such a licensee, and all staff members of a group home or shelter facility who provide care for children must have current proficiency in the use of an automated external defibrillator achieved through instruction provided by a person that is approved by the Department of Health Services (DHS); and all child welfare agencies that operate a residential care center for children and youth must have in each building housing residents of the residential care center when those residents are present at least one staff member who has that proficiency.

The substitute amendment provides that any training that an individual has obtained in connection with his or her military service counts toward satisfying those training requirements, if the individual or other appropriate person demonstrates to the satisfaction of the Department of Children and Families that the training obtained in connection with military service is substantially equivalent to those training requirements.

Providers of medical assistance

Under current law, DHS is authorized to establish criteria, by rule, that an applicant must satisfy to be certified as a provider of medical assistance. The

substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward satisfying that criteria if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required by rule for certification as a medical assistance provider.

Public health nurses and public health officers

Under current law, DHS is required to promulgate rules to establish the qualifications for public health nurses and public health officers. The substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward satisfying the qualifications established by rule for public health nurses or public health officers if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required by rule to qualify as a public health nurse or a public health officer.

Nurse aides

Under current law, hospitals, nursing homes, and certain other facilities and agencies may not employ or contract with an individual to be a nurse aide unless the individual satisfies certain criteria. There are multiple options for satisfying the criteria including successfully completing an instructional program for nurse aides that is approved by DHS and successfully completing a competency evaluation that is approved by DHS. The substitute amendment adds to the list of ways to satisfy the criteria for which an individual may be hired or contracted with as a nurse aide completing relevant instruction in connection with any military service, if the individual or other appropriate person demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to an instructional program that is approved by DHS and completing the competency evaluation program that is approved by DHS.

Feeding assistants

Under current law, a nursing home or intermediate care facility for persons with mental retardation may not employ or contract with an individual to be a feeding assistant unless that individual has successfully completed a state–approved training and testing program. Under the substitute amendment, any relevant instruction that an individual has obtained in connection with any military service satisfies the requirement to complete the state–approved training program, if the individual or other appropriate person demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to the state–approved training program.

Emergency medical technicians

Under current law, DHS licenses qualified applicants as emergency medical technicians. DHS establishes, by rule, the qualifications for issuing training permits as emergency medical technicians. A training permit allows an individual to perform certain functions as an emergency medical technician under certain limitations. The substitute amendment requires DHS to consider any relevant instruction that an applicant has obtained in connection with any military service to count toward

satisfying the instruction qualifications for a training permit, if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to the instruction qualifications required for the training permit.

Under current law, to be eligible for an initial license as an emergency medical technician an individual must be 18 years of age or older; be capable of performing the actions of an emergency medical technician of the level for which the individual seeks the license; not have an arrest or conviction record; satisfactorily complete a course of instruction and training prescribed by DHS or present evidence satisfactory to DHS of sufficient education and training in the field of emergency care; pass an examination approved by DHS; and have any additional qualifications DHS requires. The substitute amendment requires DHS to consider as satisfactory evidence of education and training in the field of emergency care any relevant instruction that the applicant obtained in connection with any military service, if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to the course of instruction required by DHS.

First responders

Under current law, DHS certifies qualified applicants to be first responders for providing emergency medical care. Currently, to be eligible for certification as a first responder, an individual must be 18 years of age or older; be capable of performing the actions authorized by statute or rule for a first responder; not have an arrest or conviction record; and satisfactorily complete a first responder course that meets or exceeds the guidelines issued by the federal National Highway Traffic Safety Administration and that is approved by DHS. Under the substitute amendment, any relevant instruction that an applicant obtained in connection with any military service satisfies the completion of a first responder course, if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to the first responder course.

Poison control center staff

Under current law, a poison control center is required to offer telephone services capable of providing rapid, accurate, and complete poison information that is free to users through a statewide toll-free hotline. Current law requires that an on-line staff member at a poison control center who interprets poison exposure data and provides poison intervention and management information have certain professional credentials. The substitute amendment provides that a person who obtained relevant instruction in connection with military service may be an on-line staff member at a poison control center if the person or the poison control center demonstrates to the satisfaction of DHS that the instruction that the person obtained in connection with his or her military service is substantially equivalent to the instruction that is required to interpret poison exposure data and provide poison intervention and management information for a poison control center.

Tattooists and body piercers

Under current law, DHS is required to promulgate rules to establish standards for issuing a license for a tattooist and for issuing a license for a body piercer. The substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward satisfying the

standards established by rule for licenses for tattooists and body piercers if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required by rule to obtain the applicable license.

Lead hazard reduction and lead management management

Under current law, DHS is authorized to promulgate rules to establish certification requirements for any person who performs a lead hazard reduction activity or a lead management activity (lead activities) or who supervises the performance of lead activities. The substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward satisfying the certification requirements that are established by rule for persons who perform lead activities or who supervise the performance of lead activities if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required by rule for the applicable certification.

Under current law, an individual may not function as an instructor of an accredited training course in lead hazard reduction or in a lead management activity unless the individual is approved by DHS. Current law requires DHS to promulgate rules to establish requirements for approval of lead instructors. The substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward satisfying the requirements established by rule for approval of lead instructors if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required by rule for the approval.

Asbestos abatement

Under current law, DHS is authorized to promulgate rules to establish eligibility requirements for certification cards that are required to perform asbestos abatement activities. The substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward satisfying the eligibility requirements established by rule for a certification card to perform asbestos abatement activities if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required by rule for a certification card.

Food sanitation managers

Under current law, DHS is required to promulgate rules to establish a food sanitation manager certification program. The substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward satisfying requirements in the food sanitation manager certification program if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required by rule under the food manager certification program.

Restaurant operators

Under current law, no person may manage or operate a restaurant unless the operator or manager of the restaurant holds a current, valid certificate of food protection practices issued by DHS. Current law provides that DHS may issue a

certificate of food protection practices to an individual who completes a written examination that demonstrates the individual's basic knowledge of food protection practices or who has achieved comparable compliance. The substitute amendment provides that DHS must accept any relevant instruction that an applicant obtained in connection with military service toward achieving comparable compliance with the written examination for a certificate of food protection practices if the applicant demonstrates to the satisfaction of DHS that the instruction is substantially equivalent to what is required to obtain a certificate of food protection practices.

Office of the Commissioner of Insurance

The substitute amendment provides that, when the commissioner of insurance (commissioner) issues a license, certificate, or permit for an occupation, such as a license to act as an insurance agent or as a life settlement broker, the commissioner must count any relevant instruction that the applicant has obtained in connection with military service toward the satisfaction of any requirements for instruction for that license, certificate, or permit. The commissioner is not required to count any instruction obtained in connection with the applicant's military service, however, unless the applicant demonstrates to the satisfaction of the commissioner that such instruction is substantially equivalent to the instruction required for the license, certificate, or permit.

Division for Libraries, Technology, and Community Learning.

Under current law, the Division of Libraries, Technology, and Community Learning (division) within the Department of Public Instruction issues certificates to public librarians. The substitute amendment provides that any relevant instruction that an applicant for a certificate has obtained in connection with any military service counts toward the satisfaction of any requirement for instruction for the certificate if the applicant demonstrates to the satisfaction of the division that the instruction obtained by the applicant is substantially equivalent to the instruction required for the certificate.

Department of Transportation

Under current law, the Department of Transportation (DOT) issues approvals, certifications, and permits to certain persons involved in the process of performing chemical analysis of a person's breath for the presence or quantity of alcohol or controlled substances. The substitute amendment provides that any relevant instruction that an applicant for an approval, certification, or permit has obtained in connection with any military service counts toward the satisfaction of any requirement for instruction for the approval, certification, or permit if the applicant demonstrates to the satisfaction of DOT that the instruction obtained by the applicant is substantially equivalent to the instruction required for the approval, certification, or permit.

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

1 **SECTION 1.** 43.09 (1) of the statutes is amended to read:

2 43.09 (1) PUBLIC LIBRARIANS. The division shall issue certificates to public
3 librarians and promulgate, under ch. 227, necessary standards for public librarians.
4 The qualifications for public librarians shall be based on education, professional
5 training and experience. Any relevant instruction, as defined in s. 101.02 (24) (a) 1.,
6 that an applicant for a certificate has obtained in connection with any military
7 service, as defined in s. 111.32 (12g), counts toward satisfying any requirement for
8 instruction for a certificate under this subsection if the applicant demonstrates to the
9 satisfaction of the division that the instruction obtained by the applicant is
10 substantially equivalent to the instruction required for the certificate. Certificates
11 already granted prior to December 17, 1971, shall remain in effect.

12 **SECTION 2.** 48.67 (1) of the statutes is amended to read:

13 48.67 (1) That all child care center licensees, and all employees and volunteers
14 of a child care center, who provide care and supervision for children under one year
15 of age receive, before the date on which the license is issued or the employment or
16 volunteer work commences, whichever is applicable, training in the most current
17 medically accepted methods of preventing sudden infant death syndrome. The rules
18 shall provide that any training in those methods that a licensee has obtained in
19 connection with military service, as defined in s. 111.32 (12g), counts toward
20 satisfying the training requirement under this subsection if the licensee
21 demonstrates to the satisfaction of the department that the training obtained in that
22 connection is substantially equivalent to the training required under this subsection.

23 **SECTION 3.** 48.67 (3) (a) of the statutes is amended to read:

24 48.67 (3) (a) That all child care center licensees, and all employees of a child
25 care center, who provide care and supervision for children have current proficiency

1 in the use of an automated external defibrillator, as defined in s. 256.15 (1) (cr),
2 achieved through instruction provided by an individual, organization, or institution
3 of higher education that is approved under s. 46.03 (38) to provide such instruction
4 or through instruction obtained by the licensee in connection with military service,
5 as defined in s. 111.32 (12g), if the licensee demonstrates to the satisfaction of the
6 department that the instruction obtained in that connection is substantially
7 equivalent to the instruction provided by a person approved under s. 46.03 (38).

8 **SECTION 4.** 48.67 (3) (b) of the statutes is amended to read:

9 48.67 (3) (b) That all staff members of a group home who provide care for the
10 residents of the group home have current proficiency in the use of an automated
11 external defibrillator, as defined in s. 256.15 (1) (cr), achieved through instruction
12 provided by an individual, organization, or institution of higher education that is
13 approved under s. 46.03 (38) to provide such instruction or through instruction
14 obtained in connection with military service, as defined in s. 111.32 (12g), if the staff
15 member or group home demonstrates to the satisfaction of the department that the
16 instruction obtained in that connection is substantially equivalent to the instruction
17 provided by a person approved under s. 46.03 (38).

18 **SECTION 5.** 48.67 (3) (c) of the statutes is amended to read:

19 48.67 (3) (c) That all staff members of a shelter care facility who provide care
20 and supervision for children have current proficiency in the use of an automated
21 external defibrillator, as defined in s. 256.15 (1) (cr), achieved through instruction
22 provided by an individual, organization, or institution of higher education that is
23 approved under s. 46.03 (38) to provide such instruction or through instruction
24 obtained in connection with military service, as defined in s. 111.32 (12g), if the staff
25 member or shelter care facility demonstrates to the satisfaction of the department

1 that the instruction obtained in that connection is substantially equivalent to the
2 instruction provided by a person approved under s. 46.03 (38). and that all shelter
3 care facilities have readily available on the premises of the shelter care facility a staff
4 member or other person who has that proficiency.

5 **SECTION 6.** 48.67 (3) (d) of the statutes is amended to read:

6 48.67 **(3)** (d) That all child welfare agencies that operate a residential care
7 center for children and youth have in each building housing residents of the
8 residential care center for children and youth when those residents are present at
9 least one staff member who has current proficiency in the use of an automated
10 external defibrillator, as defined in s. 256.15 (1) (cr), achieved through instruction
11 provided by an individual, organization, or institution of higher education that is
12 approved under s. 46.03 (38) to provide such instruction or through instruction
13 obtained in connection with military service, as defined in s. 111.32 (12g), if the staff
14 member or child welfare agency demonstrates to the satisfaction of the department
15 that the instruction obtained in that connection is substantially equivalent to the
16 instruction provided by a person approved under s. 46.03 (38).

17 **SECTION 7.** 49.155 (1d) (a) of the statutes is renumbered 49.155 (1d) (a) (intro.)
18 and amended to read:

19 49.155 **(1d)** (a) (intro.) The department shall promulgate rules establishing
20 standards for the certification of child care providers under s. 48.651. The
21 department shall consult with the child abuse and neglect prevention board before
22 promulgating those rules. In establishing the requirements for certification under
23 this paragraph of a child care provider, the department shall include a requirement
24 that all providers and all employees and volunteers of a provider who provide care
25 and supervision for children receive, before the date on which the provider is certified

1 or the employment or volunteer work commences, whichever is applicable, training
2 all of the following:

3 1. Training in the most current medically accepted methods of preventing
4 sudden infant death syndrome, if the provider, employee, or volunteer provides care
5 and supervision for children under one year of age, and the training. The rules shall
6 provide that any training in those methods that a provider, employee, or volunteer
7 has obtained in connection with military service, as defined in s. 111.32 (12g), counts
8 toward satisfying the training requirement under this subdivision, if the provider,
9 employee, or volunteer demonstrates to the satisfaction of the department that the
10 training obtained in that connection is substantially equivalent to the training
11 required under this subdivision.

12 2. Training relating to shaken baby syndrome and impacted babies required
13 under s. 253.15 (4) (b) or (c), if the provider, employee, or volunteer provides care and
14 supervision for children under 5 years of age.

15 (am) In establishing the requirements for certification as a Level II certified
16 family child care provider, the department may not include any other requirement
17 for training for those providers other than the training required under par. (a).

18 **SECTION 8.** 49.45 (2) (a) 11. c. of the statutes is created to read:

19 49.45 (2) (a) 11. c. The department shall accept relevant education, training,
20 instruction, or other experience that an applicant obtained in connection with
21 military service, as defined in s. 111.32 (12g), to count toward the education, training,
22 instruction, or other experience that is required to certify providers of medical
23 assistance if the applicant demonstrates to the satisfaction of the department that
24 the education, training, instruction, or other experience that the applicant obtained

1 in connection with his or her military service is substantially equivalent to the
2 education, training, instruction, or other experience required for the certification.

3 **SECTION 9.** 94.705 (2m) of the statutes is created to read:

4 94.705 **(2m)** MILITARY INSTRUCTION. Any relevant training that an applicant for
5 certification under this section has obtained in connection with any military service,
6 as defined in s. 111.32 (12g), counts toward satisfying the requirements for training
7 for certification under this section if the applicant demonstrates to the satisfaction
8 of the department that the training obtained by the applicant is substantially
9 equivalent to the training required for certification.

10 **SECTION 10.** 101.02 (24) of the statutes is created to read:

11 101.02 **(24)** (a) In this subsection:

12 1. “Instruction” means any education, training, instruction or other experience
13 related to an occupation or profession.

14 2. “License” means a license, permit, or certificate of certification or
15 registration issued by the department for an occupation or profession under s. 101.09
16 (3) (c), 101.122 (2) (c), 101.143 (2) (g), 101.147, 101.15 (2) (e), 101.16 (3g), 101.17,
17 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.654, 101.73 (5)
18 or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3),
19 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or
20 167.10 (6m) or under rules promulgated under ch. 101 or 145.

21 (b) The department shall count any relevant instruction that an applicant for
22 a license has obtained in connection with any military service, as defined in s. 111.32
23 (12g), toward satisfying the requirements for instruction for that license if the
24 applicant demonstrates to the satisfaction of the department that the instruction

1 obtained by the applicant is substantially equivalent to the instruction required for
2 the license.

3 **SECTION 11.** 146.40 (1) (aw) of the statutes is amended to read:

4 146.40 (1) (aw) “Feeding assistant” means an individual who has completed a
5 state–approved training and testing program, as specified by the department by
6 rule, or training, as described in sub. (2m), that satisfies the state–approved training
7 requirement, to perform one nursing–related duty, as defined by the department by
8 rule.

9 **SECTION 12.** 146.40 (2) (am) of the statutes is created to read:

10 146.40 (2) (am) The individual has completed relevant education, training,
11 instruction, or other experience in connection with any military service, as defined
12 in s. 111.32 (12g), if the individual or the hospital, nursing home, intermediate care
13 facility, home health agency, or hospice demonstrates to the satisfaction of the
14 department that the education, training, instruction, or other experience is
15 substantially equivalent to an instructional program that is approved under sub. (3),
16 and the individual has successfully completed a competency evaluation program
17 that is approved under sub. (3m).

18 **SECTION 13.** 146.40 (2m) of the statutes is amended to read:

19 146.40 (2m) A nursing home or intermediate care facility for persons with
20 mental retardation, whether or not the nursing home or intermediate care facility
21 is a certified provider of medical assistance, may not employ or contract for the
22 services of an individual as a feeding assistant, regardless of the title under which
23 the individual is employed or contracted for, unless the individual has successfully
24 completed a state–approved training and testing program, as specified by the
25 department by rule. Any relevant education, training, instruction, or other

1 experience that an individual has obtained in connection with any military service,
2 as defined in s. 111.32 (12g), counts toward satisfying the requirement to complete
3 the state–approved training program under this subsection, if the individual or the
4 nursing home or intermediate care facility demonstrates to the satisfaction of the
5 department that the education, training, instruction, or other experience obtained
6 by the individual is substantially equivalent to the state–approved training
7 program.

8 **SECTION 14.** 250.06 (1m) of the statutes is created to read:

9 250.06 **(1m)** Notwithstanding sub. (1), any relevant education, training,
10 instruction, or other experience that an applicant obtained in connection with
11 military service, as defined in s. 111.32 (12g), counts toward satisfying the
12 requirements for education, training, instruction, or other experience to qualify as
13 a public health nurse if the applicant demonstrates to the satisfaction of the
14 department that the education, training, instruction, or other experience that the
15 applicant obtained in connection with his or her military service is substantially
16 equivalent to the education, training, instruction, or other experience that is
17 required to qualify as a public health nurse.

18 **SECTION 15.** 251.06 (1) (d) of the statutes is created to read:

19 251.06 **(1)** (d) Notwithstanding pars. (a) to (c), relevant education, training,
20 instruction, or other experience that an applicant obtained in connection with
21 military service, as defined in s. 111.32 (12g), counts toward satisfying the
22 requirements for education, training, instruction, or other experience to qualify as
23 a public health officer if the applicant demonstrates to the satisfaction of the
24 department that the education, training, instruction, or other experience that the
25 applicant obtained in connection with his or her military service is substantially

1 equivalent to the education, training, instruction, or other experience that is
2 required to qualify as a public health officer.

3 **SECTION 16.** 252.23 (4) (a) of the statutes is amended to read:

4 252.23 (4) (a) Except as provided in ss. 250.041 and 252.241 and subject to sub.
5 (4m), standards and procedures, including fee payment to offset the cost of licensing
6 tattooists and tattoo establishments, for the annual issuance of licenses as tattooists
7 or as tattoo establishments to applicants under this section.

8 **SECTION 17.** 252.23 (4m) of the statutes is created to read:

9 252.23 (4m) MILITARY EXPERIENCE. Any relevant education, training,
10 instruction, or other experience that an applicant has obtained in connection with
11 military service, as defined in s. 111.32 (12g), counts toward satisfying standards
12 related to education, training, instruction, or other experience for issuing a license
13 as a tattooist if the applicant demonstrates to the satisfaction of the department that
14 the education, training, instruction, or other experience that the applicant obtained
15 in connection with his or her military service is substantially equivalent to the
16 education, training, instruction, or other experience that is required for the issuance
17 of a license for a tattooist.

18 **SECTION 18.** 252.24 (4) (a) of the statutes is amended to read:

19 252.24 (4) (a) Except as provided in ss. 250.041 and 252.241 and subject to sub.
20 (4m), standards and procedures, including fee payment to offset the cost of licensing
21 body piercers and body-piercing establishments, for the annual issuance of licenses
22 as body piercers or as body-piercing establishments to applicants under this section.

23 **SECTION 19.** 252.24 (4m) of the statutes is created to read:

24 252.24 (4m) MILITARY EXPERIENCE. Any relevant education, training,
25 instruction, or other experience that an applicant has obtained in connection with

1 military service, as defined in s. 111.32 (12g), counts toward satisfying standards
2 related to education, training, instruction, or other experience for issuing a license
3 as a body piercer if the applicant demonstrates to the satisfaction of the department
4 that the education, training, instruction, or other experience that the applicant
5 obtained in connection with his or her military service is substantially equivalent to
6 the education, training, instruction, or other experience that is required for the
7 issuance of a license for a body piercer.

8 **SECTION 20.** 253.15 (4) (e) of the statutes is created to read:

9 253.15 **(4)** (e) Any training relating to shaken baby syndrome and impacted
10 babies that an individual obtains in connection with military service, as defined in
11 s. 111.32 (12g), counts toward satisfying the training requirements under par. (a), (b),
12 or (c), if the individual demonstrates to the satisfaction of the department that the
13 training obtained in that connection is substantially equivalent to the training
14 required under par. (a), (b), or (c).

15 **SECTION 21.** 254.176 (1) of the statutes is amended to read:

16 254.176 **(1)** Except as provided in sub. (2) and s. 250.041, and subject to sub.
17 (3m) and s. 254.115, the department may establish by rule certification requirements
18 for any person who performs lead hazard reduction or a lead management activity
19 or who supervises the performance of any lead hazard reduction or lead management
20 activity.

21 **SECTION 22.** 254.176 (3) (intro.) of the statutes is amended to read:

22 254.176 **(3)** (intro.) Except as provided in s. 250.041 and subject to sub. (3m)
23 and s. 254.115, the department may promulgate rules establishing certification
24 requirements for persons required to be certified under this section. Any rules
25 promulgated under this section:

1 **SECTION 23.** 254.176 (3m) of the statutes is created to read:

2 254.176 **(3m)** Any relevant education, training, instruction, or other
3 experience that an applicant has obtained in connection with military service, as
4 defined in s. 111.32 (12g), counts toward satisfying the requirements for education,
5 training, instruction, or other experience for certification under this section if the
6 applicant demonstrates to the satisfaction of the department that the education,
7 training, instruction, or other experience that the applicant obtained in connection
8 with his or her military service is substantially equivalent to the education, training,
9 instruction, or other experience that is required to be certified under this section.

10 **SECTION 24.** 254.178 (2) (intro.) of the statutes is amended to read:

11 254.178 **(2)** (intro.) The department shall promulgate rules establishing
12 requirements, except as provided in sub. (2m) and s. 250.041, for accreditation of lead
13 training courses and approval of lead instructors. These rules:

14 **SECTION 25.** 254.178 (2m) of the statutes is created to read:

15 254.178 **(2m)** Any relevant education, training, instruction, or other
16 experience that an applicant has obtained in connection with military service, as
17 defined in s. 111.32 (12g), counts toward satisfying the requirements for education,
18 training, instruction, or other experience to function as an instructor of a lead
19 training course accredited under this section if the applicant demonstrates to the
20 satisfaction of the department that the education, training, instruction, or other
21 experience that the applicant obtained in connection with his or her military service
22 is substantially equivalent to the education, training, instruction, or other
23 experience that is required to function as an instructor of a lead training course
24 accredited under this section.

25 **SECTION 26.** 254.20 (3) (a) of the statutes is amended to read:

1 254.20 (3) (a) Except as provided in s. 250.041 and subject to sub. (4m), the
2 department may establish by rule eligibility requirements for persons applying for
3 a certification card required under sub. (2). Any training required by the department
4 under this paragraph may be approved by the department or provided by the
5 department under sub. (8).

6 **SECTION 27.** 254.20 (4m) of the statutes is created to read:

7 254.20 (4m) **MILITARY SERVICE.** Any relevant education, training, instruction,
8 or other experience that an applicant has obtained in connection with military
9 service, as defined in s. 111.32 (12g), counts toward satisfying the requirements for
10 education, training, instruction, or other experience to obtain a certification card
11 under this section if the applicant demonstrates to the satisfaction of the department
12 that the education, training, instruction, or other experience that the applicant
13 obtained in connection with his or her military service is substantially equivalent to
14 the education, training, instruction, or other experience that is required to obtain a
15 certification card under this section.

16 **SECTION 28.** 254.62 (3) of the statutes is created to read:

17 254.62 (3) The department shall accept relevant education, training,
18 instruction, or other experience that an applicant has obtained in connection with
19 military service, as defined in s. 111.32 (12g), to count toward satisfying any
20 education, training, instruction, or other experience requirement in the food
21 sanitation manager certification program established under sub. (2) if the applicant
22 demonstrates to the satisfaction of the department that the education, training,
23 instruction, or other experience that the applicant obtained in connection with his
24 or her military service is substantially equivalent to the education, training,

1 instruction, or other experience that is required to obtain an initial certificate under
2 the food sanitation manager certification program.

3 **SECTION 29.** 254.71 (3m) of the statutes is created to read:

4 254.71 **(3m)** The department shall accept relevant education, training,
5 instruction, or other experience that an applicant has obtained in connection with
6 military service, as defined in s. 111.32 (12g), to count toward satisfying the
7 education, training, instruction, or other experience that is required to obtain a
8 certificate of food protection practices if the applicant demonstrates to the
9 satisfaction of the department that the education, training, instruction, or other
10 experience that the applicant obtained in connection with his or her military service
11 is substantially equivalent to the education, training, instruction, or other
12 experience that is required to obtain a certificate of food protection practices.

13 **SECTION 30.** 255.35 (3m) (b) 9. of the statutes is created to read:

14 255.35 **(3m)** (b) 9. A person who obtained relevant education, training,
15 instruction, or other experience in connection with military service, as defined in s.
16 111.32 (12g), if the person or the poison control center demonstrates to the
17 satisfaction of the department that the education, training, instruction, or other
18 experience that the person obtained in connection with his or her military service is
19 substantially equivalent to the education, training, instruction, or other experience
20 that is required to interpret poison exposure data and provide poison intervention
21 and management information for a poison control center.

22 **SECTION 31.** 256.15 (5) (b) of the statutes is amended to read:

23 256.15 **(5)** (b) The department shall promulgate rules establishing a system
24 and qualifications for issuance of training permits, except as provided in ss. 256.17
25 and 256.18, and specifying the period for which an individual may hold a training

1 permit. The department shall consider any relevant education, training,
2 instruction, or other experience that an applicant for a training permit has obtained
3 in connection with any military service, as defined in s. 111.32 (12g) to count toward
4 satisfying the education or training qualifications for issuance of training permits,
5 if the applicant demonstrates to the satisfaction of the department that the
6 education, training, instruction, or other experience obtained by the applicant is
7 substantially equivalent to the education or training qualifications required for the
8 training permit.

9 **SECTION 32.** 256.15 (6) (a) 2. of the statutes is amended to read:

10 256.15 **(6)** (a) 2. Have satisfactorily completed a course of instruction and
11 training, including training for response to acts of terrorism, prescribed by the
12 department or have presented evidence satisfactory to the department of sufficient
13 education and training in the field of emergency care. The department shall consider
14 as satisfactory evidence of education and training in the field of emergency care any
15 relevant education, training, instruction, or other experience that an applicant for
16 an initial license obtained in connection with any military service, as defined in s.
17 111.32 (12g), if the applicant demonstrates to the satisfaction of the department that
18 the education, training, instruction, or other experience obtained by the applicant is
19 substantially equivalent to the course of instruction and training required under this
20 subdivision.

21 **SECTION 33.** 256.15 (8) (b) 3. of the statutes is amended to read:

22 256.15 **(8)** (b) 3. The individual satisfactorily completes a first responder course
23 that meets or exceeds the guidelines issued by the National Highway Traffic Safety
24 Administration under 23 CFR 1205.3 (a) (5), that includes training for response to
25 acts of terrorism, and that is approved by the department. Any relevant education,

1 training, instruction, or other experience that an applicant for initial certification as
2 a first responder obtained in connection with any military service, as defined in s.
3 111.32 (12g), satisfies the completion of a first responder course, if the applicant
4 demonstrates to the satisfaction of the department that the education, training,
5 instruction, or other experience obtained by the applicant is substantially equivalent
6 to the first responder course.

7 **SECTION 34.** 299.09 of the statutes is created to read:

8 **299.09 Military training or experience. (1)** In this section, “approval”
9 means a well driller license under s. 280.15 (2m), certification for an incinerator
10 operator under s. 285.51 (2), or certification for an operator of a solid waste disposal
11 facility under s. 289.42 (1).

12 **(2)** Any relevant experience or training that an applicant for an approval has
13 obtained in connection with any military service, as defined in s. 111.32 (12g), counts
14 toward satisfying the requirements for experience or training for the approval if the
15 applicant demonstrates to the satisfaction of the department that the experience or
16 training obtained by the applicant is substantially equivalent to the education or
17 training required for the approval.

18 **SECTION 35.** 343.305 (6) (bm) of the statutes is created to read:

19 **343.305 (6) (bm)** Any relevant instruction, as defined in s. 101.02 (24) (a) 1.,
20 that an applicant for an approval, certification, or permit under par. (b) has obtained
21 in connection with any military service, as defined in s. 111.32 (12g), counts toward
22 satisfying any requirement for instruction for an approval, certification, or permit
23 under par. (b) if the applicant demonstrates to the satisfaction of the department of
24 transportation that the instruction obtained by the applicant is substantially

1 equivalent to the instruction required for the approval, certificate, or permit under
2 par. (b).

3 **SECTION 36.** 440.075 of the statutes is created to read:

4 **440.075 Military service education, training, instruction, or other**
5 **experience. (1)** In this section, “instruction” means any education, training,
6 instruction, or other experience related to an occupation or profession.

7 **(2)** The department, if the department issues the credential, or the
8 credentialing board, if a credentialing board issues the credential, shall count any
9 relevant instruction that an applicant for an initial credential has obtained in
10 connection with the applicant’s military service, as defined in s. 111.32 (12g), toward
11 satisfying any instruction requirements for that credential if the applicant
12 demonstrates to the satisfaction of the department or credentialing board that the
13 instruction obtained by the applicant is substantially equivalent to the instruction
14 required for the initial credential.

15 **SECTION 37.** 601.41 (11) of the statutes is created to read:

16 **601.41 (11) PRELICENSING TRAINING.** (a) In this subsection:

17 1. “Instruction” means education, training, instruction, or other experience
18 related to an occupation or profession.

19 2. “License” means a license, certificate, or permit issued by the commissioner
20 under chs. 601 to 655 for an occupation or profession.

21 (b) In connection with the issuance of a license, the commissioner shall count
22 any relevant instruction that an applicant for a license has obtained in connection
23 with military service, as defined in s. 111.32 (12g), toward satisfying any
24 requirements for instruction for that license, if the applicant demonstrates to the

1 satisfaction of the commissioner that the instruction obtained by the applicant is
2 substantially equivalent to the instruction required for the license.

3 **SECTION 38. Initial applicability.**

4 (1) This act first applies to an application for an approval or an application for
5 a license, certification, registration, permit, or other credential that is received on the
6 effective date of this subsection by the department of safety and professional
7 services; the department of children and families; the department of health services;
8 the commissioner of insurance; the division of libraries, technology, and community
9 learning; or the department of transportation.

10 **SECTION 39. Effective date.**

11 (1) This act takes effect on the first day of the 3rd month beginning after
12 publication.

13 (END)