



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-4229/en
SRM:med:...

2011 SENATE BILL 550

1 **AN ACT** *to repeal* 321.60 (3) (c); *to amend* 321.60 (1) (c), 321.60 (2), 321.60 (3)
2 (intro.), 321.60 (3) (a), 321.60 (3) (b), 321.60 (4) and 321.60 (5); and *to create*
3 321.60 (2m) and 440.09 of the statutes; **relating to:** professional or
4 occupational licensure renewal requirements for active duty service members
5 and their spouses and requirements concerning licensure in this state of
6 spouses of service members temporarily stationed in this state.

Analysis by the Legislative Reference Bureau

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

7 **SECTION 1.** 321.60 (1) (c) of the statutes is amended to read:
8 321.60 (1) (c) “Service member” means a member of the U.S. armed forces, a
9 member of a reserve unit of the U.S. armed forces, a member of the state defense
10 force, or a member of a national guard unit of any state who is a resident of Wisconsin.

SENATE BILL 550**SECTION 2**

1 **SECTION 2.** 321.60 (2) of the statutes is amended to read:

2 321.60 **(2)** Any license that a service member holds, the expiration date of
3 which is after September 11, 2001, except a license to practice law, does not expire
4 on the expiration date of the license if, on the expiration date, the service member
5 is on active duty. If the supreme court agrees, a license to practice law that a service
6 member holds, the expiration date of which is after September 11, 2001, does not
7 expire on the expiration date of the license if, on the expiration date, the service
8 member is on active duty. A license extended under this subsection expires ~~90~~ 180
9 days after the service member is discharged from active duty.

10 **SECTION 3.** 321.60 (2m) of the statutes is created to read:

11 321.60 **(2m)** Any license that the spouse of a service member holds, the
12 expiration date of which is after September 11, 2001, except a license to practice law,
13 does not expire on the expiration date of the license if the service member is on active
14 duty on the expiration date of the spouse's license and the spouse does not practice
15 under the license while the service member is on active duty because the service
16 member is on active duty. If the supreme court agrees, a license to practice law that
17 the spouse of a service member holds, the expiration date of which is after September
18 11, 2001, does not expire on the expiration date of the license if the service member
19 is on active duty on the expiration date of the spouse's license and the spouse does
20 not practice under the license while the service member is on active duty because the
21 service member is on active duty. A license extended under this subsection expires
22 180 days after the service member is discharged from active duty.

23 **SECTION 4.** 321.60 (3) (intro.) of the statutes is amended to read:

24 321.60 **(3)** (intro.) The licensing agency or the supreme court shall extend or
25 renew a license extended under sub. (2) or (2m) until the next date that the license

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1 expires or for the period that such license is normally issued, at no cost to the service
2 member or the spouse under sub. (2m), if all of the following conditions are met:

3 **SECTION 5.** 321.60 (3) (a) of the statutes is amended to read:

4 321.60 (3) (a) The service member or spouse, as appropriate, requests an
5 extension or renewal of the license within ~~90~~ 180 days after the service member is
6 discharged from active duty.

7 **SECTION 6.** 321.60 (3) (b) of the statutes is amended to read:

8 321.60 (3) (b) The service member or spouse, as appropriate, provides the
9 licensing agency or supreme court with a copy of a federal or state document that
10 specifies when the service member was called into active duty and when the service
11 member was discharged from active duty.

12 **SECTION 7.** 321.60 (3) (c) of the statutes is repealed.

13 **SECTION 8.** 321.60 (4) of the statutes is amended to read:

14 321.60 (4) If a service member's license or the license of a service member's
15 spouse is renewed or extended under sub. (3) no more than 180 days before the next
16 date that the license would normally expire, the licensing agency, or supreme court
17 if it agrees, shall allow the service member or spouse, as appropriate, to renew or
18 extend the license without complying with any continuing education or training
19 requirements if complying with such requirement in the period before the license
20 expires would cause the service member or spouse, as appropriate, undue hardship.
21 If a service member's license or the license of a service member's spouse is renewed
22 or extended under this subsection, the licensing agency or supreme court may
23 require the service member or spouse, as appropriate, to comply with any continuing
24 education or training requirements within a reasonable time after receipt of the
25 license.

SENATE BILL 550**SECTION 9**

1 **SECTION 9.** 321.60 (5) of the statutes is amended to read:

2 321.60 (5) The department shall assist any service member or spouse of a
3 service member who needs assistance to renew or extend a license under this section.

4 **SECTION 10.** 440.09 of the statutes is created to read:

5 **440.09 Reciprocal credentials for the spouses of service members. (1)**

6 In this section, “service member” means a member of the U.S. armed forces, a reserve
7 unit of the U.S. armed forces, or the national guard of any state.

8 **(2)** The department and each credentialing board shall grant a reciprocal
9 credential to an individual who the department or credentialing board determines
10 meets all of the following requirements:

11 (a) The individual applies for a reciprocal credential under this section on a
12 form prescribed by the department or credentialing board.

13 (b) The individual is the spouse of a service member, and the spouse and service
14 member temporarily reside in this state as a result of the service member’s service
15 in the U.S. armed forces, a reserve unit of the U.S. armed forces, or the national guard
16 of any state.

17 (c) The individual holds a license, certification, registration, or permit that was
18 granted by a governmental authority in a jurisdiction outside this state that qualifies
19 the individual to perform the acts authorized under the appropriate credential
20 granted by the department or credentialing board.

21 (d) The individual pays the fee specified under s. 440.05 (2).

22 (e) The individual meets any other requirements established by the
23 department or credentialing board by rule.

24 **(3)** A reciprocal credential granted under this section expires 180 days after the
25 date the department or credentialing board issues the reciprocal credential unless,

