

**2015 DRAFTING REQUEST**

**Bill**

Received: 10/22/2014 Received By: mduchek  
Wanted: As time permits Same as LRB:  
For: Administration-Budget By/Representing: Potts  
May Contact: Drafter: mduchek  
Subject: Occupational Reg. - prof lic Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email:  
Carbon copy (CC) to: michael.gallagher@legis.wi.gov  
sbostatlanguage@webapps.wi.gov

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**Pre Topic:**

DOA:.....Potts, BB0173 -

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**Topic:**

Four-year professional license renewal cycles

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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>
/?	mduchek 11/13/2014			_____			
/P1	mduchek 1/17/2015	csicilia 1/21/2015	rschluet 1/21/2015	_____	sbasford 11/25/2014		State
/P2	mduchek 1/27/2015	csicilia 1/27/2015	rschluet 1/27/2015	_____	sbasford 1/21/2015		State

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/P3	mduchek 1/28/2015	csicilia 1/28/2015	rschluet 1/28/2015	_____	srose 1/27/2015		State
/P4	mduchek 1/30/2015	csicilia 1/30/2015	rschluet 1/30/2015	_____	lparisi 1/28/2015		State
/P5				_____	srose 1/30/2015		State

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*Handwritten signatures and initials:*  
 J. J. 1/27  
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*DS js 1/30/15*  
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**Topic:**

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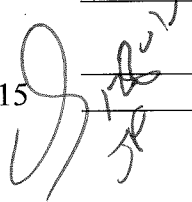
**Instructions:**

See attached

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*Handwritten notes:*  
/P3 gjs 1/27/15  
12/15/15 Jim

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*1/2 jvs 11/21/15*  
*512*  
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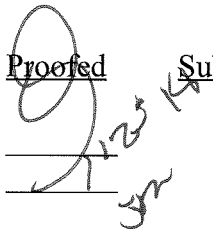
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/?	mduchek	PI gjs 11/25/14	PI gjs 11/25/14				

FE Sent For:

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Goal: The DSPS is proposing to move the former DRL professions from a two-year renewal cycle to a four-year renewal cycle.

Currently, renewal cycles for the former DRL/Program 1 professions are administered through Wisconsin State Statutes 440.08(2), which details the month, date and year by which credentials must renew.

The DSPS four-year renewal cycle project would be phased-in over the course of four years, by implementing new four-year renewal cycles based on the whether a credential holder's birth year ends in an even or an odd year.

Below is an example of how currently credentialed Registered Nurses would be affected by the four-year renewal cycle roll-out plan, assuming implementation would begin July 1, 2016:

- RNs must renew by March 1, 2018 under the current 440.08(2) language.
  - RNs with a birth year ending in an even number (0, 2, 4, 6, or 8) would begin a four-year renewal starting in 2018, which means they wouldn't need to renew their license again until March 1, 2022.<sup>i</sup>
  - RNs with a birth year ending in an odd number (1, 3, 5, 7, or 9) would experience one more two-year renewal cycle and would then continue with a four-year renewal cycle. This means a RN with a birth year of 1993 would renew their license by March 1, 2018 for two years, then March 1, 2020, they would renew their license for four years.<sup>ii</sup>

New applicants for a RN license between July 1, 2016 (assumed implementation date) and March 1, 2018 would follow the above process.

After March 1, 2018, new applicants for a RN credential would automatically have a four-year renewal cycle, and would renew their license based on their birth year.

Examples:

- RN receives credential on September 1, 2019 and has a birth year that ends in an odd number:
  - Renew license by March 1, 2020. Followed by renewal dates of March 1, 2024 and March 1, 2028.
- RN receives credential on September 1, 2023 and has a birth year ending in an odd number:
  - Renew license by March 1, 2026. Followed by renewal date of March 1, 2030.
- RN receives credential on September 1, 2020 and has birth year ending in an even number:
  - Renew license by March 1, 2022. Followed by renewal dates of March 1, 2026 and March 1, 2030.

Entities, such as firms or establishments, will automatically transition to a four-year renewal cycle.

Pros:

*↳ what does this mean?*

- A four-year renewal cycle reduces red tape allows less interaction with a government agency for our credential-holders. DSPS staff can focus on processing applications and working with applicants to be licensed.
- Continuing Education requirements would remain unchanged, and language could be added to require CE per biennium.
- Revenue on the above proposed plan would remain stable – there would be no fluctuations in what the agency receives from year to year.

- This further aligns the former DRL professions with the many former Commerce credentials that already renew on a four-year cycle.
- Current credential holders are able to keep the same month and date by which their credential must be renewed – the only thing that changes is their credential is valid for four years rather than two.

Cons:

- While there is no fee increase associated with this project, there would be a higher upfront cost for individuals renewing their license, because they would be paying for a four-year credential, not a two-year credential.

Affected Credentials:

\*Shaded rows indicate an entity that would automatically be transitioned to a four-year credential.

Reg.	Profession
1	Certified Public Accountant
3	Accounting Firm
4	Licensed Appraiser
5	Architect
6	Professional Engineer
7	Designer of Engineering Systems
8	Professional Land Surveyor
9	Certified Residential Appraiser
10	Certified General Appraiser
11	Architectural or Engineering Corp - Certificate of Authorization
12	Chiropractic
13	Professional Geologist
14	Landscape Architect
15	Dentistry
16	Dental Hygiene
17	Anesthesiologist Assistant
18	Perfusionist
19	Physical Therapist Assistant
20	Medicine and Surgery
21	Medicine and Surgery
23	Physician Assistant
24	Physical Therapist
25	Podiatric Medicine and Surgery
26	Occupational Therapist
27	Occupational Therapy Assistant
28	Respiratory Care Practitioner
29	Certified Dietitian
30	Registered Nurse
31	Licensed Practical Nurse
32	Nurse - Midwife
33	Advanced Practice Nurse Prescriber
35	Optometry
36	Art Therapist
37	Dance Therapist
38	Music Therapist
39	Athletic Trainer
40	Pharmacist

42	Pharmacy
43	Pharmacy
44	Manufacturer
45	Wholesale Distributor of Prescription Drugs
46	Massage Therapist Or Bodyworker
47	Massage Therapist Or Bodyworker
49	Licensed Midwife
50	Veterinary Medicine
51	Veterinary Technician
52	Auctioneer
53	Auction Company
55	Acupuncturist
57	Psychologist
58	Private Practice of School Psychology
59	School of Aesthetics
60	Hearing Instrument Specialist
62	Private Detective Agency
63	Private Detective
64	Firearms Certifier
65	Nursing Home Administrator
69	Aesthetics Establishment
70	Electrology Establishment
71	Manicuring Establishment
72	Aesthetics Instructor
73	Electrology Instructor
74	Manicuring Instructor
75	Funeral Director Excluding Embalming
76	Funeral Director in Good Standing
77	Funeral Director
78	Funeral Establishment
79	Funeral Director Embalming Only
80	Barbering or Cosmetology Establishment
81	Barbering or Cosmetology Manager
82	Barbering or Cosmetology Practitioner
83	Barbering or Cosmetology Instructor
84	Electrologist
85	Manicurist
86	Aesthetician
87	School of Barbering or Cosmetology
88	School of Electrology
89	School of Manicuring
90	Real Estate Broker
91	Real Estate Business Entity
93	Timeshare Salesperson
94	Real Estate Salesperson
95	Cemetery Authority - Licensed
96	Cemetery Salesperson
97	Athlete Agent
98	Crematory Authority
101	Cemetery Preneed Seller
102	Cemetery Authority-Religious
104	Cemetery Warehouse
106	Home Inspector
107	Agent For Burial Agreements

108	Private Security Person
109	Wisconsin Registered Interior Designer
110	Peddler
111	Professional Hydrologist
112	Professional Soil Scientist
113	Chiropractic Radiological Technician
114	Chiropractic Technician
118	Juvenile Martial Arts Instructor
120	Social Worker
121	Advanced Practice Social Worker
122	Independent Social Worker
123	Licensed Clinical Social Worker
124	Licensed Marriage and Family Therapist
125	Licensed Professional Counselor
126	Professional Counselor Training Certificate
127	Social Worker Training Certificate
128	Marriage and Family Therapist Training Certificate
130	Substance Abuse Counselor-in-Training
131	Substance Abuse Counselor
132	Clinical Substance Abuse Counselor
133	Clinical Supervisor-in-Training
134	Intermediate Clinical Supervisor
135	Independent Clinical Supervisor
136	Prevention Specialist-in-Training
137	Prevention Specialist
140	Behavior Analyst
142	Licensed Radiographer
144	Limited X-Ray Machine Operator Permit
146	Massage Therapist or Bodywork Therapist
150	Sign Language Interpreter
151	Sign Language Interpreter- Restricted
154	Speech-Language Pathology
156	Audiology
180	Barbering Establishment
181	Barbering Manager
182	Barber
183	Barbering Instructor
195	Cemetery Authority - Registered
197	Registered Sanitarian
201	Geology Firm
202	Hydrology Firm
203	Soil Science Firm
226	Professional Counselor Training License
228	Marriage and Family Therapist Training License
261	Amateur Boxing Club
262	Professional Boxing Club
263	Boxing Contestant
264	Professional Boxing Contest
265	Second
266	Professional Boxing Promoter
267	Mixed Martial Arts Judge
268	Mixed Martial Arts Referee
270	Matchmaker
271	Ringside Physician



272	Timekeeper
274	Boxing Judge
275	Boxing Referee
276	Mixed Martial Arts Amateur Contestant
277	Mixed Martial Arts Professional Contestant
278	Mixed Martial Arts Professional Club
279	Professional Mixed Martial Arts Contest
280	Professional Mixed Martial Arts Promoter
500	Engineer In Training
600	Barber/Cosmetology Apprentice
601	Barber Apprentice
700	Funeral Director Apprentice
850	Temporary Education Training Permit
875	Special Permits

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i

<b>RNs with Even Birth Year</b>
March 1, 2018
March 1, 2022
March 1, 2026
March 1, 2030

ii

<b>RNs with Odd Birth Year</b>
March 1, 2018
March 1, 2020
March 1, 2024
March 1, 2028



SECTION 2. 440.08 (2) (a) 1. to 72. of the statutes are renumbered 440.08 (2) (ag)

1. to 72. and amended to read:

NOTE: NOTE: Par. (a) (intro.) is shown as amended eff. 4-1-15 by 2013 Wis. Act 240. Prior to 4-1-15 it reads:NOTE:

(a) Except as provided in par. (b) and in ss. 440.51, 442.04, 444.03, 444.11, 447.04 (2) (c) 2., 448.065, 449.17 (1m) (d), and 449.18 (2) (d), the renewal dates for credentials are as follows:

1. Accountant, certified public: December 15 of each the odd-numbered year years.

\*\*\*\*NOTE: According to s. 442.04 (1), stats., a CPA certificate is permanent and not subject to renewal. This appears to conflict with the listing here of a date for renewal. Should I resolve this apparent conflict? ✓

3. Accounting corporation or partnership: December 15 of each the odd-numbered year years.

4. Acupuncturist: July 1 of each the odd-numbered year years.

4m. Advanced practice nurse prescriber: October 1 of each the even-numbered year years.

5. Aesthetician: April 1 of each the odd-numbered year years.

6. Aesthetics establishment: April 1 of each the odd-numbered year years.

7. Aesthetics instructor: April 1 of each the odd-numbered year years.

8. Aesthetics school: April 1 of each the odd-numbered year years.

9. Aesthetics specialty school: April 1 of each the odd-numbered year years.

9m. Substance abuse counselor, clinical supervisor, or prevention specialist: except as limited in s. 440.88 (4), March 1 of each the odd-numbered year years.

10. Anesthesiologist assistant: October 1 of each the even-numbered year years.

11. Appraiser, real estate, certified general: December 15 of each the odd-numbered year years.

11m. Appraiser, real estate, certified residential: December 15 of each the odd-numbered year years.

440.08(2)(ag)  
B

46w.

46w.

- 1           12. Appraiser, real estate, licensed: December 15 of each the odd-numbered  
2 year years.
- 3           13. Architect: August 1 of each the even-numbered year years.
- 4           14. Architectural or engineering firm, partnership or corporation: February 1  
5 of each the even-numbered year years.
- 6           14d. Athlete agent: July 1 of each the even-numbered year years.
- 7           14f. Athletic trainer: July 1 of each the even-numbered year years.
- 8           14g. Auction company: December 15 of each the even-numbered year years.
- 9           14r. Auctioneer: December 15 of each the even-numbered year years.
- 10          15. Audiologist: February 1 of each the odd-numbered year years.
- 11          15m. Barber: April 1 of each the odd-numbered year years.
- 12          16. Barbering establishment: April 1 of each the odd-numbered year years.
- 13          17. Barbering instructor: April 1 of each the odd-numbered year years.
- 14          18. Barbering manager: April 1 of each the odd-numbered year years.
- 15          19. Barbering school: April 1 of each the odd-numbered year years.
- 16          20m. Behavior analyst: December 15 of each the even-numbered year years.
- 17          21. Cemetery authority, licensed: December 15 of each the even-numbered  
18 year years.
- 19          21m. Cemetery authority, registered: December 15 of each the even-numbered  
20 year; \$10 years.
- \*\*\*\*NOTE: Section 440.08 (2) (a) provides for renewal dates, and not renewal fees.  
I believe the reference to a dollar amount here is an artifact from the 2007-08 legislative  
session. Instead of having a fee listed here, I therefore eliminated it from this provision.  
Okay?
- 21          22. Cemetery preneed seller: December 15 of each the even-numbered year  
22 years.

1           23. Cemetery salesperson: December 15 of each the even-numbered year  
2 years.

3           23p. Chiropractic radiological technician: December 15 of each the  
4 even-numbered year years.

5           23s. Chiropractic technician: December 15 of each the even-numbered year  
6 years.

7           24. Chiropractor: December 15 of each the even-numbered year years.

8           24b. Cosmetologist: April 1 of each the odd-numbered year years.

9           24d. Cosmetology establishment: April 1 of each the odd-numbered year years.

10          24g. Cosmetology instructor: April 1 of each the odd-numbered year years.

11          24i. Cosmetology manager: April 1 of each the odd-numbered year years.

12          24k. Cosmetology school: April 1 of each the odd-numbered year years.

13          24m. Crematory authority: January 1 of each the even-numbered year years.

14          25. Dental hygienist: October 1 of each the odd-numbered year years.

15          26. Dentist: October 1 of each the odd-numbered year years.

16          26m. Dentist, faculty member: October 1 of each the odd-numbered year years.

17          27. Designer of engineering systems: February 1 of each the even-numbered  
18 year years.

19          27m. Dietitian: November 1 of each the even-numbered year years.

20          29. Drug manufacturer: June 1 of each the even-numbered year years.

21          30. Electrologist: April 1 of each the odd-numbered year years.

22          31. Electrology establishment: April 1 of each the odd-numbered year years.

23          32. Electrology instructor: April 1 of each the odd-numbered year years.

24          33. Electrology school: April 1 of each the odd-numbered year years.

25          34. Electrology specialty school: April 1 of each the odd-numbered year years.

1 35. Engineer, professional: August 1 of each the even-numbered year years.

2 36. Funeral director: December 15 of each the odd-numbered year years.

3 37. Funeral establishment: June 1 of each the odd-numbered year years.

4 38. Hearing instrument specialist: February 1 of each the odd-numbered year  
5 years.

6 38g. Home inspector: December 15 of each the even-numbered year years.

7 38j. Juvenile martial arts instructor: September 1 of each the even-numbered  
8 year years.

9 38m. Landscape architect: August 1 of each the even-numbered year years.

10 39. Land surveyor, professional: February 1 of each the even-numbered year  
11 years.

12 39m. Limited X-ray machine operator: September 1 of each the  
13 even-numbered year years.

14 42. Manicuring establishment: April 1 of each the odd-numbered year years.

15 43. Manicuring instructor: April 1 of each the odd-numbered year years.

16 44. Manicuring school: April 1 of each the odd-numbered year years.

17 45. Manicuring specialty school: April 1 of each the odd-numbered year years.

18 46. Manicurist: April 1 of each the odd-numbered year years.

19 46m. Marriage and family therapist: March 1 of each the odd-numbered year  
20 years.

21 46r. Massage therapist or bodywork therapist: March 1 of each the  
22 odd-numbered year years.

23 46w. Midwife, licensed: July 1 of each the even-numbered year years.

24 46y. Mobile dentistry program registration: October 1 of each the  
25 odd-numbered year years.

440.08<sup>(B)</sup>(2)(ag)

Material moved from pages 8 & 9

(A) SEC. #. RA; 440.08(2)(a) 46y.; 440.08(2)(ag) 46y.; 2013 Wisconsin Act 244

(A)

SEC. #. RA; 448.08(2)(a) 48. to 72. ;

448.08(2)(ag) 48. to 72.

SECTION 2

1 NOTE: NOTE: NOTE: Subd. 46y. is created by 2013 Wis. Act 244 effective the 1st day of the 3rd month beginning after the legislative reference bureau receives  
2 the notice from the dentistry examining board under section 15 (1) of Act 244. NOTE:

3 48. Nurse, licensed practical: May 1 of each the odd-numbered year years.

448.08(2)(ag)

4 (B) 49. Nurse, registered: March 1 of each the even-numbered year years.

5 50. Nurse-midwife: March 1 of each the even-numbered year years.

6 51. Nursing home administrator: July 1 of each the even-numbered year  
7 years.

8 52. Occupational therapist: June 1 of each the odd-numbered year years.

9 53. Occupational therapy assistant: June 1 of each the odd-numbered year  
10 years.

11 54. Optometrist: December 15 of each the odd-numbered year years.

12 54m. Perfusionist: March 1 of each the even-numbered year years.

13 55. Pharmacist: June 1 of each the even-numbered year years.

14 56. Pharmacy, in-state and out-of-state: June 1 of each the even-numbered  
15 year years.

16 57. Physical therapist: March 1 of each the odd-numbered year years.

17 57m. Physical therapist assistant: March 1 of each the odd-numbered year  
18 years.

19 58. Physician, other than a physician who possesses the degree of doctor of  
20 osteopathy: November 1 of each the odd-numbered year years.

21 58m. Physician who possesses the degree of doctor of osteopathy: March 1 of  
22 each the even-numbered year years.

\*\*\*\*NOTE: Please see the note under s. 448.07 (1) (a), below.

23 59. Physician assistant: March 1 of each the odd-numbered year years.

24 60. Podiatrist: November 1 of each the even-numbered year years.

25 61. Private detective: September 1 of each the even-numbered year years.

1           62. Private detective agency: September 1 of each the odd-numbered year  
2 years.

3           63. Private practice school psychologist: October 1 of each the odd-numbered  
4 year years.

5           63g. Private security person: September 1 of each the even-numbered year  
6 years.

7           63m. Professional counselor: March 1 of each the odd-numbered year years.

8           63u. Professional geologist: August 1 of each the even-numbered year years.

9           63v. Professional geology, hydrology, or soil science firm, partnership, or  
10 corporation: August 1 of each the even-numbered year years.

11           63w. Professional hydrologist: August 1 of each the even-numbered year years.

12           63x. Professional soil scientist: August 1 of each the even-numbered year  
13 years.

14           64. Psychologist: October 1 of each the odd-numbered year years.

15           64g. Radiographer, licensed: September 1 of each the even-numbered year  
16 years.

17           65. Real estate broker: December 15 of each the even-numbered year years.

18           66. Real estate business entity: December 15 of each the even-numbered year  
19 years.

20           67. Real estate salesperson: December 15 of each the even-numbered year  
21 years.

22           67m. Registered interior designer: August 1 of each the even-numbered year  
23 years.

24           67v. Registered music, art or dance therapist: October 1 of each the  
25 odd-numbered year years.



1           67x. Registered music, art, or dance therapist with psychotherapy license:  
2           October 1 of each the odd-numbered year years.

3           68. Respiratory care practitioner: July 1 of each the even-numbered year  
4           years.

5           68b. Sanitarian: January 1 of each the even-numbered year years.

6           68c. Sign language interpreter: September 1 of each the odd-numbered year  
7           years.

8           68d. Social worker: March 1 of each the odd-numbered year years.

9           68h. Social worker, advanced practice: March 1 of each the odd-numbered year  
10          years.

11          68p. Social worker, independent: March 1 of each the odd-numbered year  
12          years.

13          68t. Social worker, independent clinical: March 1 of each the odd-numbered  
14          year years.

15          68v. Speech-language pathologist: February 1 of each the odd-numbered year  
16          years.

17          69. Time-share salesperson: December 15 of each the even-numbered year  
18          years.

19          70. Veterinarian: December 15 of each the odd-numbered year years.

20          71. Veterinary technician: December 15 of each the odd-numbered year years.

21          72. Wholesale distributor of prescription drugs: June 1 of each the  
22          even-numbered year years.

\*\*\*\*NOTE: Another approach would be to eliminate this list of dates completely and have renewal dates dealt with in DSPS rules.

History: 1991 a. 39 ss. 3305, 3313; 1991 a. 78, 160, 167, 269, 278, 315; 1993 a. 3, 16, 102, 105, 107, 443, 463, 465; 1993 a. 490 ss. 228 to 230, 274, 275; 1995 a. 27, 233, 321, 322, 461; 1997 a. 27, 75, 81, 96, 156, 191, 237, 261, 300; 1999 a. 9, 32; 2001 a. 16, 70, 74, 80, 89; 2003 a. 150, 270, 285, 327; 2005 a. 25, 31, 242, 292, 297, 407; 2007 a. 20, 174, 189; 2009 a. 28, 29, 106, 130, 174, 282, 355, 360; 2011 a. 160, 190, 258; 2013 a. 20, 240, 244, 358; s. 35.17 correction in (3) (b).

**SECTION 3. 440.08 (2) (a) 1n., 2n., 3n. and 4n.** of the statutes are created to read:

23

and 5n.

move to page 5

↑

↓

440.08(2)(a)

1 1n. Beginning with the first renewal after the initial issuance of a credential,  
2 credentials may be renewed every 4 years as provided in this paragraph.

3 2n. General renewal dates shall be as specified in par. (ag), and renewals shall  
4 be in either odd-<sup>numbered</sup> or even-numbered years, as specified in par. (ag).

5 3n. The actual renewal dates for credential holders who are individuals shall  
6 be staggered so that the renewal dates for credential holders who have  
7 even-numbered birth years are 2 years apart from the renewal dates for credential  
8 holders who have even-numbered birth years. e odd

9 4n. Renewal years for credential holders that are not individuals shall be  
10 staggered according to the rules promulgated under subd. 5n.

11 5n. The department shall promulgate rules for the implementation of subds.  
12 1n. to 4n.

\*\*\*\*NOTE: Based on what was in the request, I understood how the phase-in and implementation would work for nurses, but I wasn't sure how that translated for other professions, which all have different renewal dates and would therefore have to have different phase-ins. So, please review this provision. Notably, I required DSPS to do rules to implement this, and the details for each profession could be included in those rules. Let me know if you'd like a different approach.

\*\*\*\*NOTE: It was unclear to me what should happen for non-individual (i.e., firms and establishments), which do not have birth years. The instructions said they should automatically transition (I assume this meant there would be no phase-in, but I was not sure), but should they be staggered somehow as well? I assumed yes, but since I had no further instruction, I provided that this would be addressed by rule.

move to page 5

13 SECTION 4. 440.08 (2) (ag) (intro.) of the statutes is created to read:

14 440.08 (2) (ag) <sup>(intro.)</sup> For the purpose of par. (a), the general renewal dates and years  
15 for credentials are as follows:

16 SECTION 5. 440.08 (2) (ar) of the statutes is created to read:

17 440.08 (2) (ar) Notwithstanding pars. (a) and (ag), <sup>and (c)</sup> the department may  
18 establish a system to transition credential holders from 2-year to 4-year licensure  
19 periods by phasing-in the application of par. (ag). Notwithstanding any continuing

paren period stay



*and the requirement to pay the renewal fee under par. (c)*

1 education or other similar requirement established under chs. 440 to 480) a person  
 2 who renews a credential for 2 years pursuant to the system established under this  
 3 paragraph is only required to complete <sup>one-</sup> half of the continuing education or other  
 4 similar requirement established under chs. 440 to 480 to satisfy the requirement for  
 5 that renewal. *and is only required to pay one-half of the renewal fee that applies* The department shall promulgate rules to implement any transition  
 6 system established under this paragraph, which shall not allow for more than one  
 7 2-year renewal of a credential after the effective date of this paragraph ... [LRB  
 8 inserts date].

*to a person renewing a credential for 4 years*

X 9 SECTION 6. 440.905 (2) of the statutes is amended to read:

10 440.905 (2) The board has rule-making authority and may promulgate rules  
 11 relating to the regulation of cemetery authorities, cemetery salespersons, and  
 12 cemetery preneed sellers. ~~The board may determine, by rule, a fee under s. 440.05~~  
 13 ~~(1) (a) and under s. 440.08 (2) (a) 21. that is sufficient to fund the board's operating~~  
 14 ~~costs.~~

History: 2005 a. 25; 2011 a. 32.

\*\*\*\*NOTE: I struck this because DSPS, and not the boards, now determines fees.

OK?

X 15 SECTION 7. 440.91 (1m) (c) of the statutes is amended to read:

16 440.91 (1m) (c) The renewal date ~~and renewal fee~~ for a registration granted  
 17 under par. (b) ~~are~~ is specified in s. 440.08 (2) (a). The department shall determine  
 18 the renewal fee for a registration granted under par. (b) under s. 440.03 (9) (a).

\*\*\*\*NOTE: As discussed in the NOTE for section 440.08 (2) (a) 21m., having the  
 renewal fee in the statutes for registered cemetery authorities was an artifact from the  
 2007-08 legislative session. Therefore, I added language to this provision providing that  
 DSPS shall set the amount of a renewal fee for a registered cemetery authority as with  
 other credentials. OK? ✓

X 19 History: 1989 a. 307 ss. 75, 80 to 83, 91; 1991 a. 39, 269; 2005 a. 25; 2007 a. 20, 174; 2009 a. 180; 2011 a. 146.

SECTION 8. 440.974 (2) of the statutes is amended to read:

1           440.974 (2) The department shall promulgate rules establishing continuing  
2 education requirements for individuals registered under this subchapter. The rules  
3 promulgated under this subsection shall require the completion of at least 40 80  
4 hours of continuing education every ~~2~~ 4 years.

X  
5 History: 1997 a. 81; 2009 a. 158; 2013 a. 124.

**SECTION 9.** 440.992 (6) of the statutes is repealed.

      \*\*\*\*NOTE: This provision provides that a certificate of registration or a renewal of  
a registration for athlete agents is valid for two years. I therefore repealed it. Okay?

X  
6 **SECTION 10.** 445.06 of the statutes is amended to read:

7           **445.06 Renewal of licenses.** The renewal date for a funeral director's license  
8 is specified under s. 440.08 (2) (a), and the renewal fee for such license is determined  
9 by the department under s. 440.03 (9) (a). Before any renewal license is delivered  
10 to any licensed funeral director, proof must be furnished by the applicant, to the  
11 satisfaction of the examining board, that the applicant is doing business at a  
12 recognized funeral establishment. The applicant must also furnish proof of  
13 completion of at least ~~15~~ 30 hours of continuing education during the previous ~~2~~-year  
14 4-year licensure period, except that new licensees are exempt from this requirement  
15 during the time between initial licensure and commencement of a full ~~2~~-year 4-year  
16 licensure period.

X  
17 History: 1975 c. 39 s. 732 (2); 1975 c. 199; 1977 c. 29; 1979 c. 175 s. 29; 1979 c. 221 s. 662; Stats. 1979 s. 445.06; 1983 a. 485; 1985 a. 29; 1991 a. 39; 2007 a. 20; 2011 a. 146.

**SECTION 11.** 446.02 (1) (b) of the statutes is amended to read:

18           446.02 (1) (b) Submits evidence satisfactory to the examining board that the  
19 person meets the requirements of continuing education for license renewal as the  
20 examining board may require, which requirements shall include current proficiency  
21 in the use of an automated external defibrillator achieved through instruction  
22 provided by an individual, organization, or institution of higher education approved  
23 under s. 46.03 (38) to provide such instruction. The person shall include the approval

1 number assigned under sub. (5) (b) to each educational program completed by the  
2 person to satisfy the requirements of this paragraph. During the time between  
3 initial licensure and commencement of a full ~~2-year~~ licensure period, new licensees  
4 shall not be required to meet continuing education requirements. Any person who  
5 has not engaged in the practice of chiropractic for 2 years or more, while holding a  
6 valid license under this chapter, and desiring to engage in such practice, shall be  
7 required by the examining board to complete a continuing education course at a  
8 school of chiropractic approved by the examining board or pass a practical  
9 examination administered by the examining board or both.

\*\*\*\*NOTE: I've stricken the reference to the <sup>two</sup> ~~two~~ <sup>four</sup> year licensure period. Note that  
this would mean someone could go up to about 4 years without completing any CE credits.  
Please review this change. Do you also wish to modify the sentence governing a person  
who has not engaged in the practice of chiropractic for two years or more?



X 10 SECTION 12. 446.025 (3) (a) of the statutes is renumbered 446.025 (3) (a) 1. and  
11 amended to read:

12 446.025 (3) (a) 1. The renewal date ~~and fees~~ for a certificate issued under this  
13 section ~~are~~ is specified in s. 440.08 (2) (a).

\*\*\*\*NOTE: Because the fees for this credential are not specified in s. 440.08 (2) (a),  
I've stricken the reference here to fees. Is that okay? See also s. 446.025 (3) (a) 2., created  
below.

^ 14 SECTION 13. 446.025 (3) (a) 2. of the statutes is created to read:  
15 446.025 (3) (a) 2. The renewal fees for a certificate issued under this section are  
16 specified in rules promulgated <sup>by the department</sup> under s. 440.03 (9) (a).

<sup>determined</sup> \*\*\*\*NOTE: This provision adds language providing that DSPTS sets the renewal fees  
under s. 440.03 (9) (a), as it does for other fees. Is this okay?

X 17 SECTION 14. 446.025 (3) (b) of the statutes is amended to read:

18 446.025 (3) (b) A chiropractic radiological technician shall, at the time that he  
19 or she applies for renewal of a certificate under par. (a), submit evidence satisfactory  
20 to the examining board that he or she has completed at least ~~12~~ 24 continuing

99

1 educational credit hours in programs established by rules promulgated by the  
2 examining board.

History: 2009 a. 28.

3 **SECTION 15.** 446.026 (3) (a) of the statutes is renumbered 446.026 (3) (a) 1. and  
4 amended to read:

5 446.026 (3) (a) 1. The renewal date and fees for a certificate issued under this  
6 section are is specified in s. 440.08 (2) (a).

\*\*\*\*NOTE: Because the fees for this credential are not specified in s. 440.08 (2) (a),  
I've stricken the reference here to fees. Is that okay? See also s. 446.026 (3) (a) 2., created  
below.

7 **SECTION 16.** 446.026 (3) (a) 2. of the statutes is created to read:

8 446.026 (3) (a) 2. The renewal fees for a certificate issued under this section are  
9 specified in rules promulgated under s. 440.03 (9) (a).  
*by the department*

\*\*\*\*NOTE: This provision adds language providing that DSPS sets the renewal fees  
under s. 440.03 (9) (a), as it does for other fees. Is this okay?

10 **SECTION 17.** 446.026 (3) (b) of the statutes is amended to read:

11 446.026 (3) (b) A chiropractic technician shall, at the time that he or she applies  
12 for renewal of a certificate under par. (a), submit evidence satisfactory to the  
13 examining board that he or she has completed at least ~~6~~ 12 continuing educational  
14 credit hours in programs established by rules promulgated by the examining board.

History: 2009 a. 28.

15 **SECTION 18.** 447.055 (1) (a) of the statutes is amended to read:

16 447.055 (1) (a) Except as provided in subs. (3) and (4), a person is not eligible  
17 for renewal of a license to practice dental hygiene, other than a permit issued under  
18 s. 447.02 (3), unless the person has taught, prepared, attended, or otherwise  
19 completed, during the ~~2~~-year 4-year period immediately preceding the renewal date  
20 specified under s. 440.08 (2) (a), ~~12~~ 24 credit hours of continuing education relating  
21 to the clinical practice of dental hygiene that is sponsored or recognized by a local,

1 state, regional, national, or international dental, dental hygiene, dental assisting, or  
2 medical-related professional organization.

\*\*\*\*NOTE: Please review my changes here and see if they are correct and if any further changes are needed. Also, s. 447.055, stats., contains several additional specific provisions related to continuing education requirements. It appears that further changes may be required, for instance, to s. 447.055 (1) (b) and (c), stats. Please let me know what, if anything, I should do to amend those provisions. Should the amounts therein be doubled?

X 3 **SECTION 19.** 447.056 (1) (intro.) of the statutes is amended to read:

4 447.056 (1) (intro.) Except as provided in subs. (2) to (4), a person is not eligible  
5 for renewal of a license to practice dentistry, other than a permit issued under s.  
6 447.02 (3), unless the person has taught, attended, or otherwise completed, during  
7 the ~~2-year~~ 4-year period immediately preceding the renewal date specified under  
8 s. 440.08 (2) (a), ~~30~~ 60 credit hours of continuing education related to the practice  
9 of dentistry or the practice of medicine, including not less than ~~25~~ 50 credit hours  
10 of instruction in clinical dentistry or clinical medicine. Not more than ~~4~~ 8 of the ~~30~~  
11 60 hours may be from teaching. Continuing education does not satisfy the  
12 requirements under this subsection unless the continuing education is one of the  
13 following:

X 14 **SECTION 20.** 447.056 (3) of the statutes is amended to read:

15 447.056 (3) Credit hours completed before the ~~2-year~~ 4-year period  
16 immediately preceding renewal of a license to practice dentistry may not be applied  
17 to fulfill the credit hours required under sub. (1).

History: 2007 a. 31; 2009 a. 10.

\*\*\*\*NOTE: Please review my changes here. Is this change correct?

18 **SECTION 21.** 448.07 (1) (a) of the statutes is amended to read:

19 448.07 (1) (a) Every person licensed or certified under this subchapter shall  
20 register on or before each November 1 of ~~each odd-numbered~~ his or her renewal year  
21 following issuance of the license or certificate with the board in such manner as the

1 board shall designate and upon forms the board shall provide. The secretary of the  
 2 board, ~~on or before October 1 of each odd-numbered year,~~ shall, at least 30 days prior  
 3 to that date, mail or cause to be mailed to every person required to register a  
 4 registration form. The board shall furnish to each person registered under this  
 5 section a certificate of registration, and the person shall display the registration  
 6 certificate conspicuously in the office at all times. No person may exercise the rights  
 7 or privileges conferred by any license or certificate granted by the board unless  
 8 currently registered as required under this subsection.

\*\*\*\*NOTE: Please review my changes to this provision and let me know if you think this should be amended differently. Unlike for most professions, this provision discusses the concept of renewal as a "registration." If there is no reason not to, I would suggest further modifying s. 448.07, stats., to change references to "registration" to "renewal" so that it reads like the provisions for other professions. Also, s. 440.08 (2) (a) 58m. provides that the renewal date for a physician who possesses the degree of doctor of osteopathy is March 1 of each even-numbered year, and that seems like it might conflict somewhat with the current text of this provision.

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15-10

*the Medical Examining Board do not have November renewal dates.*

*Likewise, other professions regulated by*

9 **SECTION 22.** 448.13 (title) of the statutes is repealed and recreated to read:

10

**448.13(title) Continuing education and professional development.**

11 **SECTION 23.** 448.13 (1) (a) 1. of the statutes is amended to read:

12 448.13 (1) (a) 1. Continuing education programs or courses of study approved  
 13 for at least ~~30~~ 60 hours of credit by the board within the ~~2~~ 4 calendar years preceding  
 14 the calendar year for which the registration is effective.

History: 1977 c. 131, 418; 1987 a. 399; 1995 a. 245; 1997 a. 175, 311; 1999 a. 180; 2001 a. 89; 2009 a. 382; 2011 a. 160.

15 **SECTION 24.** 448.665 of the statutes is amended to read:

16 **448.665 Continuing education.** The affiliated credentialing board shall  
 17 promulgate rules establishing requirements and procedures for licensees to  
 18 complete continuing education programs or courses of study in order to qualify for  
 19 renewal of a license granted under this subchapter. The rules shall require a licensee  
 20 to complete at least ~~30~~ 60 hours of continuing education programs or courses of study

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1 within each ~~2-year~~ 4-year period immediately preceding the renewal date specified  
2 under s. 440.08 (2) (a). The affiliated credentialing board may waive all or part of  
3 these requirements for the completion of continuing education programs or courses  
4 of study if the affiliated credentialing board determines that prolonged illness,  
5 disability or other exceptional circumstances have prevented a licensee from  
6 completing the requirements.

X 7 History: 1997 a. 175.

**SECTION 25.** 448.9545 (1) (a) of the statutes is amended to read:

8 448.9545 (1) (a) To be eligible for renewal of a license issued under s. 448.953  
9 (1) or (2), a licensee shall, during the ~~2-year~~ 4-year period immediately preceding  
10 the renewal date specified under s. 440.08 (2) (a), complete not less than ~~30~~ 60 credit  
11 hours of continuing education in courses of study approved by the affiliated  
12 credentialing board.

X 13 History: 1999 a. 9; 2009 a. 162.

**SECTION 26.** 448.9545 (1) (b) (intro.) of the statutes is amended to read:

14 448.9545 (1) (b) (intro.) No more than ~~10~~ 20 credit hours of the continuing  
15 education required under par. (a) may be on any of the following subject areas or  
16 combination of subject areas:

\*\*\*\*NOTE: Please review this change made to complement the changes I made to  
s. 448.9545 (1) (a). Let me know if this is incorrect or if other changes are needed.

X 17 **SECTION 27.** 448.955 (2) (a) of the statutes is amended to read:

18 448.955 (2) (a) Completed, during the ~~2-year~~ 4-year period immediately  
19 preceding the renewal date specified in s. 440.08 (2) (a), the continuing education  
20 requirements specified in s. 448.9545.

21 History: 1999 a. 9; 2007 a. 20, 104; 2009 a. 162.

**SECTION 28.** 448.955 (3) (a) of the statutes is amended to read:

1           448.955 (3) (a) A place for the licensee to describe his or her work history,  
2 including the average number of hours worked each week, for the ~~2-year~~ 4-year  
3 period immediately preceding the renewal date specified in s. 440.08 (2) (a).

History: 1999 a. 9; 2007 a. 20, 104; 2009 a. 162.

\*\*\*\*NOTE: Please review this change.

X  
4           **SECTION 29.** 448.956 (1) (c) of the statutes is amended to read:

5           448.956 (1) (c) A protocol established under par. (a) shall be updated no later  
6 than 30 days before the date ~~specified in s. 440.08 (2) (a) 14f.~~ on which a licensee's  
7 license is due for renewal.

X  
          \*\*\*\*NOTE: Please review this change.

8           **SECTION 30.** 449.06 (2m) of the statutes is amended to read:

9           449.06 (2m) The examining board shall promulgate rules requiring a person  
10 who is issued a license to practice optometry to complete, during the ~~2-year~~ 4-year  
11 period immediately preceding the person's renewal date ~~specified in s. 440.08 (2) (a),~~  
12 not less than ~~30~~ 60 hours of continuing education. The rules shall include  
13 requirements that apply only to optometrists who are allowed to use topical ocular  
14 diagnostic pharmaceutical agents under s. 449.17 or who are allowed to use  
15 therapeutic pharmaceutical agents or remove foreign bodies from an eye or from an  
16 appendage to the eye under s. 449.18.

X  
History: 1977 c. 29; 1991 a. 39, 207; 2005 a. 297; 2007 a. 20.

17           **SECTION 31.** 450.085 (1) of the statutes is amended to read:

18           450.085 (1) An applicant for renewal of a license under s. 450.08 (2) (a) shall  
19 submit proof that he or she has completed, within the ~~2-year~~ 4-year period  
20 immediately preceding the date of his or her application, ~~30~~ 60 hours of continuing  
21 education in courses conducted by a provider that is approved by the Accreditation  
22 Council for Pharmacy Education or in courses approved by the board. Courses  
23 specified in s. 450.035 (1r) and (2) are courses in continuing education for purposes

1 of this subsection. This subsection does not apply to an applicant for renewal of a  
 2 license that expires on the first renewal date after the date on which the board  
 3 initially granted the license.

X 4 History: 1997 a. 68; 1997 a. 237 s. 727m; 2013 a. 124.

**SECTION 32.** 452.10 (2) (a) of the statutes is amended to read:

5 452.10 (2) (a) Each new application for a broker's or salesperson's license shall  
 6 be for the remainder of the ~~biennial license period~~ of licensure as determined under  
 7 s. 440.08 (2).

X 8 History: 1981 c. 94, 314, 391; 1983 a. 27, 273; 1985 a. 305; 1987 a. 264, 399; 1989 a. 307; 1991 a. 39; 1995 a. 400; 2007 a. 20; 2011 a. 32.

**SECTION 33.** 453.062 (2) of the statutes is amended to read:

9 453.062 (2) CONTINUING EDUCATION. (a) Except as provided in sub. (3), the  
 10 examining board may not renew a veterinary license unless the applicant certifies  
 11 that he or she has completed, during the preceding ~~2-year~~ 4-year licensure period,  
 12 at least ~~30~~ 60 hours of continuing education programs or courses approved by the  
 13 examining board.

14 (b) Except as provided in sub. (3), the examining board may not renew a  
 15 veterinary technician certification unless the applicant certifies that he or she has  
 16 completed, during the preceding ~~2-year~~ 4-year certification period, at least ~~15~~ 30  
 17 hours of continuing education programs or courses approved by the examining  
 18 board.

19 (c) If any complaint is made against a veterinarian or veterinary technician,  
 20 the examining board may require the veterinarian or veterinary technician to  
 21 submit proof of the continuing education programs or courses that he or she has  
 22 completed during the preceding ~~2-year~~ 4-year licensure or certification period.

History: 2003 a. 103 ss. 2, 4; 2007 a. 20.

\*\*\*\*NOTE: Please review these changes.

X 23 **SECTION 34.** 454.265 (2) (a) of the statutes is amended to read:

1           454.265 (2) (a) That a licensed barber complete more than ~~4~~ 8 training hours  
2           of instruction in barbering every ~~2~~ 4 years before the licensed barber has completed  
3           8 years of practice as a licensed barber.

History: 2011 a. 190.

\*\*\*\*NOTE: Please review these changes.

X 4           **SECTION 35.** 456.07 (1) of the statutes is amended to read:

5           456.07 (1) Every individual who holds a license as a nursing home  
6           administrator issued by the department shall biennially apply to the examining  
7           board every 4 years for a new certificate of registration and report any facts  
8           requested by the examining board on forms provided for such purpose.

History: 1977 c. 29; 1979 c. 162; 1991 a. 39; 2007 a. 20; 2013 a. 168.

X 9           **SECTION 36.** 456.07 (2) of the statutes is amended to read:

10          456.07 (2) The application for a new certificate of registration shall include the  
11          applicable renewal fee determined by the department under s. 440.03 (9) (a) and  
12          evidence satisfactory to the examining board that during the biennial period  
13          immediately preceding application for registration the applicant has attended a  
14          continuing education program or course of study. During the time between initial  
15          licensure and commencement of a full ~~2~~ 1-year licensure period new licensees shall not  
16          be required to meet continuing education requirements. All registration fees are  
17          payable on or before the applicable renewal date specified under s. 440.08 (2) (a).

History: 1977 c. 29; 1979 c. 162; 1991 a. 39; 2007 a. 20; 2013 a. 168.

X 18          **SECTION 37.** 457.22 (2) of the statutes is amended to read:

19          457.22 (2) The rules promulgated under sub. (1) may not require an individual  
20          to complete more than ~~30~~ 60 hours of continuing education programs or courses of  
21          study in order to qualify for renewal. The appropriate section of the examining board  
22          may waive all or part of the requirements established in rules promulgated under

1 this section if it determines that prolonged illness, disability, or other exceptional  
2 circumstances have prevented the individual from completing the requirements.

X 3 History: 1991 a. 160; 2001 a. 80.

**SECTION 38.** 458.09 (3) of the statutes is amended to read:

4 458.09 (3) The number of hours of attendance at and completion of continuing  
5 education programs or courses of study required under the rules promulgated under  
6 s. 458.085 (3) shall be reduced by one hour for each hour of attendance at and  
7 completion of, within the ~~2~~ 4 years immediately preceding the date on which the  
8 renewal application is submitted, continuing education programs or courses of study  
9 that the applicant has attended and completed in order to continue to qualify for  
10 employment as an assessor and that the department determines is substantially  
11 equivalent to attendance at and completion of continuing education programs or  
12 courses of study for certified general appraisers, certified residential appraisers or  
13 licensed appraisers, as appropriate.

X 14 History: 1991 a. 39 s. 3419d; 1991 a. 78; 1993 a. 3; 1997 a. 225.

**SECTION 39.** 458.13 of the statutes is amended to read:

15 **458.13 Continuing education requirements.** At the time of renewal of a  
16 certificate issued under this chapter, each applicant shall submit proof that, within  
17 the ~~2~~ 4 years immediately preceding the date on which the renewal application is  
18 submitted, he or she has satisfied the continuing education requirements specified  
19 in the rules promulgated under s. 458.085 (3).

X 20 History: 1991 a. 39 s. 3419c; 1991 a. 78; 1997 a. 225.

**SECTION 40.** 459.09 (1) (b) of the statutes is amended to read:

21 459.09 (1) (b) Submit with the renewal application proof that he or she  
22 completed, within the ~~2~~ 4 years immediately preceding the date of his or her  
23 application, ~~20~~ 40 hours of continuing education programs or courses of study  
24 approved or required under rules promulgated under s. 459.095. This paragraph

1 does not apply to an applicant for renewal of a license that expires on the first  
2 renewal date after the date on which the examining board initially granted the  
3 license.

4 **History:** 1977 c. 29; 1991 a. 39; 1997 a. 49; 1999 a. 9; 2003 a. 270; 2007 a. 20.

**SECTION 41.** 459.24 (5) (b) of the statutes is amended to read:

5 459.24 (5) (b) Proof that the applicant completed, within the ~~2~~ 4 years  
6 immediately preceding the date of his or her application, ~~20~~ 40 hours of continuing  
7 education programs or courses of study approved or required under rules  
8 promulgated under sub. (5m). This paragraph does not apply to an applicant for  
9 renewal of a license that expires on the first renewal date after the date on which the  
10 examining board initially granted the license.

11 **History:** 1989 a. 316; 1993 a. 16, 66; 1997 a. 49; 1999 a. 9; 2003 a. 270; 2007 a. 20; 2009 a. 356.

**SECTION 42.** 460.10 (1) (a) of the statutes is amended to read:

12 460.10 (1) (a) Requirements and procedures for a license holder to complete  
13 continuing education programs or courses of study to qualify for renewal of his or her  
14 license. The rules promulgated under this paragraph may not require a license  
15 holder to complete more than ~~24~~ 48 hours of continuing education programs or  
16 courses of study in order to qualify for renewal of his or her license.

17 **History:** 2001 a. 74; 2009 a. 355; 2011 a. 260.

(END)

d-note

2015-2016 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0480/P1ins  
MED:.....

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**SECTION 1.** 448.13 (1) (a) (intro.) of the statutes is amended to read:

448.13 (1) (a) (intro.) Except as provided in par. (b), each physician shall, in each ~~2nd year at the time of application~~ he or she applies for a certificate of registration under s. 448.07, submit proof of attendance at and completion of all of the following:

History: 1977 c. 131, 418; 1987 a. 399; 1995 a. 245; 1997 a. 175, 311; 1999 a. 180; 2001 a. 89; 2009 a. 382; 2011 a. 160.

\*\*\*\*NOTE: Please see the note for the change to s. 448.07 and review this change, as I am not sure if this is correct.

INSERT 15-14

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**SECTION 2.** 448.13 (1) (a) 2. of the statutes is amended to read:

448.13 (1) (a) 2. Professional development and maintenance of certification or performance improvement or continuing medical education programs or courses of study required by the board by rule under s. 448.40 (1) and completed within the ~~2~~ 4 calendar years preceding the calendar year for which the registration is effective.

History: 1977 c. 131, 418; 1987 a. 399; 1995 a. 245; 1997 a. 175, 311; 1999 a. 180; 2001 a. 89; 2009 a. 382; 2011 a. 160.

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**SECTION 3.** 448.13 (1m) of the statutes is amended to read:

448.13 (1m) The board shall, on a random basis, verify the accuracy of proof submitted by physicians under sub. (1) (a) and may, at any time ~~during the 2 calendar years specified in sub. (1) (a),~~ require a physician to submit proof of any continuing education, professional development, and maintenance of certification or performance improvement or continuing medical education programs or courses of study that he or she has attended and completed ~~at that time during the 2 calendar years since he or she last registered under s. 448.07.~~

History: 1977 c. 131, 418; 1987 a. 399; 1995 a. 245; 1997 a. 175, 311; 1999 a. 180; 2001 a. 89; 2009 a. 382; 2011 a. 160.

\*\*\*\*NOTE: Please see the note for the change to s. 448.07 and review this change, as I was not sure what to do with this provision exactly.

1           **SECTION 4.** 448.13 (2) of the statutes is amended to read:

2           448.13 (2) Each person licensed as a perfusionist shall, in each ~~2nd year at the~~  
3           time of application he or she applies for a certificate of registration under s. 448.07,  
4           submit proof of completion of continuing education requirements promulgated by  
5           rule by the board.

**History:** 1977 c. 131, 418; 1987 a. 399; 1995 a. 245; 1997 a. 175, 311; 1999 a. 180; 2001 a. 89; 2009 a. 382; 2011 a. 160.

      \*\*\*\*NOTE: Please see the note for the change to s. 448.07 and review this change,  
      as I am not sure if this is correct.

6           **SECTION 5.** 448.13 (3) of the statutes is amended to read:

7           448.13 (3) Each person licensed as an anesthesiologist assistant shall, in each  
8           ~~2nd year at the time of application~~ he or she applies for a certificate of registration  
9           under s. 448.07, submit proof of meeting the criteria for recertification by the  
10          National Commission on Certification of Anesthesiologist Assistants or by a  
11          successor entity, including any continuing education requirements.

**History:** 1977 c. 131, 418; 1987 a. 399; 1995 a. 245; 1997 a. 175, 311; 1999 a. 180; 2001 a. 89; 2009 a. 382; 2011 a. 160.

      \*\*\*\*NOTE: Please see the note for the change to s. 448.07 and review this change,  
      as I am not sure if this is correct.



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

LRB-0480/P1dn

MED:|:....

gjs

*- date -*

②

I tried to find all provisions that referred to two-year licensure periods and change them to 4 years and doubled all continuing education requirements to account for the 4-years, though I would strongly urge that all of those changes be reviewed. In addition, note the following:

1. There are a number of provisions that leave the specifics of continuing education requirements to administrative rules, which means that the rules, in addition to or instead of the statutes, will be what need to be addressed to account for the expanded term of licensure. Will any provisions be required with respect to rules? Let me know if you want to discuss this issue further.
2. A number of provisions provide an exemption from CE requirements for an initial renewal of a credential. You may wish to consider whether to modify any of those provisions allowing for that exemption, as they would now allow licensees to potentially go up to 8 years without completing CE requirements.
3. Section 440.26 (3) has some unique requirements for private detective licenses, limiting the license terms to two years and tying the license dates to the dates for the private detective agency. How should I address this provision? ✓
4. Section 440.91 (1) (c) has some special requirements for cemetery authority renewals. Do these need to be further modified? ✓
5. I did not include initial applicability provisions or effective date provisions yet.
6. Numerous cross-reference changes may be necessary to account for the changes to s. 440.08 (2), stats. I can make those changes once those provisions are reviewed and the provisions in this draft have been reviewed. \*

Michael Duchek  
Legislative Attorney  
(608) 266-0130  
michael.duchek@legis.wisconsin.gov

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

LRB-0480/P1dn  
MED:cjs:rs

November 25, 2014

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Michael Duchek  
Legislative Attorney  
(608) 266-0130  
michael.duchek@legis.wisconsin.gov

## Duchek, Michael

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**From:** Potts, Andrew R - DOA <Andrew.Potts@wisconsin.gov>  
**Sent:** Monday, December 15, 2014 5:12 PM  
**To:** Duchek, Michael  
**Subject:** LRB-0480/P1

Mike,

Here is an update on the four year licensing provision:

- Keep CE requirements at two years. There will not be an active requirement to report the CEs to DSPS in the non-renewal years. Instead, the onus will be on the licensed professional to complete the credits in the allotted time. Feel free to call if this doesn't make sense.
- Firms will be on a four-year cycle with no offset/staggering necessary. In the grand scheme of things, firms account for such a small share of the total revenue, that it doesn't really matter if they aren't staggered.
- The sections striking the authority of the various boards to set renewal fees are ok.

Thanks,

Andy

**Andrew R. Potts**

*Executive Budget and Policy Analyst*

*Wisconsin Department of Administration*

*State Budget Office*

*(608) 267-0370*

Call from Andy at State Budget Office. Reviewed draft with DSPS, these are their responses:

D-note responses

2. No changes necessary.
3. Change to 4 years
4. No need for further modification
5. 7/1/16 should be effective date

Responses to notes in draft

9-22 note – keep dates in stats

11-9 note – OK

Section 13 – leave alone

Section 16 – use model language at 11-7

Section 20 – do 12 every 2 years preceding renewal date, no changes needed for note

Section 25 – OK

Section 28-30 – OK

Section 33 – no more than 10 per 2 year period

Sections 35&36 – OK

Section 40 – (a) and (b) would be per 2 year period, but (c) would be 4 years

Section 41 – retain current law