

1 *~~0799/P1.43~~*SECTION 477. 108.227 (1) (e) 6. of the statutes is amended to

2 read:

3 108.227 (1) (e) 6. A license or certificate of registration issued by the
4 department of financial institutions, ~~or a division of it,~~ insurance, and professional
5 standards under ss. 138.09, 138.12, 138.14, 202.12 to 202.14, 202.22, 217.06,
6 218.0101 to 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, 224.93 or under
7 subch. IV of ch. 551.

8 *~~0800/P1.136~~*SECTION 478. 108.227 (1) (e) 6. of the statutes is amended to

9 read:

10 108.227 (1) (e) 6. A license or certificate of registration issued ~~by the~~
11 ~~department of financial institutions, or a division of it,~~ under ss. 138.09, 138.12,
12 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to 218.0163, 218.02, 218.04,
13 218.05, 224.72, 224.725, 224.93 or under subch. IV of ch. 551.

14 *~~0872/P1.191~~*SECTION 479. 108.227 (1) (e) 16. of the statutes is created to

15 read:

16 108.227 (1) (e) 16. A license issued by the division of hearings and appeals in
17 the department of administration under s. 102.17 (1) (c).

18 *~~0797/P1.55~~*SECTION 480. 108.227 (1) (f) of the statutes is amended to read:

19 108.227 (1) (f) "Licensing department" means the department of
20 administration; the department of agriculture, trade and consumer protection; the
21 board of commissioners of public lands; the department of children and families; the
22 government accountability board; the department of financial institutions,
23 insurance, and professional standards; the department of health services; the
24 department of natural resources; the department of public instruction; the

1 department of revenue; the department of safety and professional services; the office
2 of the commissioner of insurance; or the department of transportation.

3 ~~*-0799/P1.44*SECTION 481.~~ 108.227 (1) (f) of the statutes is amended to read:

4 108.227 (1) (f) “Licensing department” means the department of
5 administration; the department of agriculture, trade and consumer protection; the
6 board of commissioners of public lands; the department of children and families; the
7 government accountability board; the department of financial institutions,
8 insurance, and professional standards; the department of health services; the
9 department of natural resources; the department of public instruction; the
10 department of revenue; ~~the department of safety and professional services; the office~~
11 ~~of the commissioner of insurance; or the department of transportation.~~

12 ~~*-0800/P1.137*SECTION 482.~~ 108.227 (1) (f) of the statutes is amended to read:

13 108.227 (1) (f) “Licensing department” means the department of
14 administration; the department of agriculture, trade and consumer protection; the
15 board of commissioners of public lands; the department of children and families; the
16 government accountability board; the department of financial institutions,
17 insurance, and professional standards; the department of health services; the
18 department of natural resources; the department of public instruction; the
19 department of revenue; ~~the department of safety and professional services; the office~~
20 ~~of the commissioner of insurance; or the department of transportation.~~

21 ~~*-0872/P1.192*SECTION 483.~~ 108.227 (1m) (intro.) of the statutes is amended
22 to read:

23 108.227 (1m) GENERAL PROVISIONS. (intro.) The department shall promulgate
24 rules specifying procedures to be used before taking action under sub. (3) (b) or s.
25 ~~102.17 (1) (et),~~ 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7),

1 or 105.13 (4) with respect to a person whose license or credential is to be denied, not
2 renewed, discontinued, suspended, or revoked, including rules with respect to all of
3 the following:

4 *~~0872/P1.193~~**SECTION 484.** 108.227 (3) (a) 3. of the statutes is amended to
5 read:

6 108.227 (3) (a) 3. Upon the request of any person whose license or certificate
7 has been previously revoked or denied under s. ~~102.17 (1) (et)~~, 103.275 (2) (bt), 103.34
8 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), reinstate the license or
9 certificate if the applicant is not liable for delinquent contributions.

10 *~~0872/P1.194~~**SECTION 485.** 108.227 (5) (a) of the statutes is amended to read:

11 108.227 (5) (a) The department of workforce development shall conduct a
12 hearing requested by a license holder or applicant for a license or license renewal or
13 continuation under sub. (2) (b) 1. b., or as requested under s. ~~102.17 (1) (et)~~, 103.275
14 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), to review
15 a certification or determination of contribution delinquency that is the basis of a
16 denial, suspension, or revocation of a license or certificate in accordance with this
17 section or an action taken under s. ~~102.17 (1) (et)~~, 103.275 (2) (bt), 103.34 (10) (d),
18 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4). A hearing under this paragraph
19 is limited to questions of mistaken identity of the license or certificate holder or
20 applicant and of prior payment of the contributions that the department of workforce
21 development certified or determined the license or certificate holder or applicant
22 owes the department. At a hearing under this paragraph, any statement filed by the
23 department of workforce development, the licensing department, or the supreme
24 court, if the supreme court agrees, may be admitted into evidence and is prima facie
25 evidence of the facts that it contains. Notwithstanding ch. 227, a person entitled to

1 a hearing under this paragraph is not entitled to any other notice, hearing, or review,
2 except as provided in sub. (6).

3 ***-0872/P1.195*SECTION 486.** 108.227 (5) (b) 1. of the statutes is amended to
4 read:

5 108.227 (5) (b) 1. Issue a nondelinquency certificate to a license holder or an
6 applicant for a license or license renewal or continuation if the department
7 determines that the license holder or applicant is not liable for delinquent
8 contributions. For a hearing requested in response to an action taken under s. ~~102.17~~
9 ~~(1) (et)~~, 103.275 (2) (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13
10 (4), the department shall grant a license or certificate or reinstate a license or
11 certificate if the department determines that the applicant for or the holder of the
12 license or certificate is not liable for delinquent contributions, unless there are other
13 grounds for denying the application or revoking the license or certificate.

14 ***-0872/P1.196*SECTION 487.** 108.227 (5) (b) 2. of the statutes is amended to
15 read:

16 108.227 (5) (b) 2. Provide notice that the department of workforce development
17 has affirmed its certification of contribution delinquency to a license holder; to an
18 applicant for a license, a license renewal, or a license continuation; and to the
19 licensing department or the supreme court, if the supreme court agrees. For a
20 hearing requested in response to an action taken under s. ~~102.17 (1) (et)~~, 103.275 (2)
21 (bt), 103.34 (10) (d), 103.91 (4) (d), 103.92 (8), 104.07 (7), or 105.13 (4), the department
22 of workforce development shall provide notice to the license or certificate holder or
23 applicant that the department of workforce development has affirmed its
24 determination of contribution delinquency.

25 ***-0797/P1.56*SECTION 488.** 109.07 (1m) (b) of the statutes is amended to read:

1 109.07 (1m) (b) The department of workforce development shall promptly
2 provide a copy of the notice required under par. (a) to the ~~office of the commissioner~~
3 ~~of insurance~~ department of financial institutions, insurance, and professional
4 standards and shall cooperate with the ~~office of the commissioner of insurance~~
5 department of financial institutions, insurance, and professional standards in the
6 performance of its responsibilities under s. 601.41 (7).

7 *~~0799/P1.45~~*SECTION 489. 112.07 (1) of the statutes is amended to read:

8 112.07 (1) Notwithstanding any other provision of the statutes, any fiduciary,
9 as defined in s. 112.01 (1) (b), who is holding securities in a fiduciary capacity, any
10 bank or trust company holding securities as a custodian or managing agent, and any
11 bank or trust company holding securities as custodian for a fiduciary may deposit or
12 arrange for the deposit of such securities in a clearing corporation as defined in s.
13 408.102 (1) (e). When the securities are so deposited, certificates representing
14 securities of the same class of the same issuer may be merged and held in bulk in the
15 name of the nominee of the clearing corporation with any other such securities
16 deposited in that clearing corporation by any person regardless of the ownership of
17 the securities, and certificates of small denomination may be merged into one or more
18 certificates of larger denomination. The records of the fiduciary and the records of
19 the bank or trust company acting as custodian, as managing agent or as custodian
20 for a fiduciary shall at all times show the name of the party for whose account the
21 securities are so deposited. Ownership of, and other interests in, the securities may
22 be transferred by bookkeeping entry on the books of the clearing corporation without
23 physical delivery of certificates representing the securities. A bank or trust company
24 which deposits securities pursuant to this section shall be subject to such rules and
25 regulations as, in the case of state chartered institutions, the ~~division of banking~~

1 department of financial institutions, insurance, and professional standards and, in
2 the case of national banking associations, the comptroller of the currency may from
3 time to time issue. A bank or trust company acting as custodian for a fiduciary shall,
4 on demand by the fiduciary, certify in writing to the fiduciary the securities deposited
5 by the bank or trust company in a clearing corporation pursuant to this section for
6 the account of the fiduciary. A fiduciary shall, on demand by any party to a judicial
7 proceeding for the settlement of the fiduciary's account or on demand by the attorney
8 for such a party, certify in writing to the party the securities deposited by the
9 fiduciary in the clearing corporation for its account as such fiduciary.

10 *~~0906/P1.50~~**SECTION 490.** 119.495 (2) of the statutes is amended to read:

11 119.495 (2) The board shall include in its budget transmitted to the common
12 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
13 to be authorized in the budget for the ensuing year. The common council shall issue
14 the notes and levy a direct annual irrepealable tax sufficient to pay the principal and
15 interest on the notes as they become due. The common council may issue the notes
16 by private sale. The common council shall make every effort to involve a minority
17 investment firm certified under s. ~~16.287~~ 203.07 as managing underwriter of the
18 notes or to engage a minority financial adviser certified under s. ~~16.287~~ 203.07 to
19 advise the city regarding any public sale of the notes.

20 *~~0906/P1.51~~**SECTION 491.** 119.496 (2) of the statutes is amended to read:

21 119.496 (2) The board shall include in its budget transmitted to the common
22 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
23 to be authorized in the budget for the ensuing year. The common council shall issue
24 the notes and levy a direct annual irrepealable tax sufficient to pay the principal and
25 interest on the notes as they become due. The common council may issue the notes

1 by private sale. The common council shall establish goals of involving minority
2 investment firms certified under s. ~~16.287~~ 203.07 as managing underwriters for at
3 least 50% of the total amount financed by the notes and of engaging a minority
4 financial adviser certified under s. ~~16.287~~ 203.07 to advise the city regarding any
5 public sale of the notes.

6 *~~0797/P1.57~~***SECTION 492.** 120.13 (2) (d) of the statutes is amended to read:

7 120.13 (2) (d) The ~~commissioner of insurance~~ department of financial
8 institutions, insurance, and professional standards may prescribe detailed
9 requirements for reinsurance under par. (c) by rule or by order. The ~~commissioner~~
10 ~~of insurance~~ department of financial institutions, insurance, and professional
11 standards may promulgate rules governing self-insurance plans under pars. (b) to
12 (g) to ensure that they comply with all applicable provisions of chs. 600 to 647.

13 *~~0797/P1.58~~***SECTION 493.** 120.14 (1) of the statutes is amended to read:

14 120.14 (1) At the close of each fiscal year, the school board of each school district
15 shall employ a licensed accountant to audit the school district accounts and certify
16 the audit. The audit shall include information concerning the school district's
17 self-insurance plan under s. 120.13 (2) (b), as specified by the ~~commissioner of~~
18 ~~insurance~~ department of financial institutions, insurance, and professional
19 standards, and information about expenditures for community programs and
20 services under s. 120.13 (19). If required by the state superintendent under s. 115.28
21 (18), the audit shall include an audit of the number of pupils reported for
22 membership purposes under s. 121.004 (5). The cost of the audit shall be paid from
23 school district funds. Annually by September 15, the school district clerk shall file
24 a financial audit statement with the state superintendent.

25 *~~0797/P1.59~~***SECTION 494.** 138.055 (4) (c) of the statutes is repealed.

SECTION 495

1 *~~-0799/P1.46~~*SECTION 495. 138.055 (4) (c) of the statutes is repealed.

2 *~~-0797/P1.60~~*SECTION 496. 138.055 (4) (d) of the statutes is amended to read:

3 138.055 (4) (d) ~~The division of banking~~ department of financial institutions,
4 insurance, and professional standards for all other lenders.

5 *~~-0799/P1.47~~*SECTION 497. 138.055 (4) (d) of the statutes is amended to read:

6 138.055 (4) (d) ~~The division of banking~~ department of financial institutions,
7 insurance, and professional standards for all other lenders.

8 *~~-0797/P1.61~~*SECTION 498. 138.056 (1) (a) 4. c. of the statutes is repealed.

9 *~~-0799/P1.48~~*SECTION 499. 138.056 (1) (a) 4. c. of the statutes is repealed.

10 *~~-0797/P1.62~~*SECTION 500. 138.056 (1) (a) 4. d. of the statutes is amended to
11 read:

12 138.056 (1) (a) 4. d. ~~The division of banking~~ department of financial
13 institutions, insurance, and professional standards for all other lenders.

14 *~~-0799/P1.49~~*SECTION 501. 138.056 (1) (a) 4. d. of the statutes is amended to
15 read:

16 138.056 (1) (a) 4. d. ~~The division of banking~~ department of financial
17 institutions, insurance, and professional standards for all other lenders.

18 *~~-0799/P1.50~~*SECTION 502. 138.09 (1d) of the statutes is amended to read:

19 138.09 (1d) In this section, "~~division~~" "department" means the ~~division of~~
20 banking department of financial institutions, insurance, and professional
21 standards.

22 *~~-0799/P1.51~~*SECTION 503. 138.12 (1) (a) of the statutes is repealed.

23 *~~-0799/P1.52~~*SECTION 504. 138.12 (1) (am) of the statutes is created to read:

24 138.12 (1) (am) "Department" means the department of financial institutions,
25 insurance, and professional standards.

1 ***-0799/P1.53***SECTION 505. 138.14 (1) (f) of the statutes is repealed.

2 ***-0799/P1.54***SECTION 506. 138.14 (9r) (f) of the statutes is amended to read:

3 138.14 (9r) (f) The ~~division~~ department shall make copies of the informational
4 materials under par. (a) available, upon request, to licensees and to the public,
5 including making these informational materials available on the department's
6 Internet site of the ~~department of financial institutions~~. The ~~division~~ department
7 may charge licensees a reasonable fee for printed copies of informational materials
8 supplied under this paragraph.

9 ***-0799/P1.55***SECTION 507. 138.16 (1) (a) of the statutes is amended to read:

10 138.16 (1) (a) "~~Division~~" Department means the ~~division of banking attached~~
11 ~~to the~~ department of financial institutions, insurance, and professional standards.

12 ***-0800/P1.138***SECTION 508. 145.01 (4m) of the statutes is renumbered 145.01

13 (4m) (intro.) and amended to read:

14 145.01 (4m) FAILING PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. (intro.)
15 "Failing private on-site wastewater treatment system" ~~has the meaning specified~~
16 ~~under s. 145.245 (4).~~ means a private on-site wastewater treatment system that
17 causes or results in any of the following conditions:

18 ***-0800/P1.139***SECTION 509. 145.01 (4m) (a) of the statutes is created to read:

19 145.01 (4m) (a) The discharge of sewage into surface water or groundwater.

20 ***-0800/P1.140***SECTION 510. 145.01 (4m) (b) of the statutes is created to read:

21 145.01 (4m) (b) The introduction of sewage into zones of saturation which
22 adversely affects the operation of a private on-site wastewater treatment system.

23 ***-0800/P1.141***SECTION 511. 145.01 (4m) (c) of the statutes is created to read:

24 145.01 (4m) (c) The discharge of sewage to a drain tile or into zones of bedrock.

25 ***-0800/P1.142***SECTION 512. 145.01 (4m) (d) of the statutes is created to read:

SECTION 512

1 145.01 (4m) (d) The discharge of sewage to the surface of the ground.

2 ***-0800/P1.143*****SECTION 513.** 145.01 (4m) (e) of the statutes is created to read:

3 145.01 (4m) (e) The failure to accept sewage discharges and backup of sewage
4 into the structure served by the private on-site wastewater treatment system.

5 ***-0941/P2.2*****SECTION 514.** 145.01 (12) of the statutes is amended to read:

6 145.01 (12) PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. “Private on-site
7 wastewater treatment system” means a sewage treatment and disposal system
8 serving a single structure with a septic tank and soil absorption field located on the
9 same parcel as the structure. This term also means an alternative sewage system
10 approved by the department of natural resources including a substitute for the septic
11 tank or soil absorption field, a holding tank, a system serving more than one
12 structure or a system located on a different parcel than the structure. A private
13 on-site wastewater treatment system may be owned by the property owner or by a
14 special purpose district.

15 ***-0941/P2.3*****SECTION 515.** 145.02 (title) of the statutes is amended to read:

16 145.02 (title) **Powers of the department of financial institutions,**
17 **insurance, and professional standards and the department of natural**
18 **resources.**

19 ***-0941/P2.4*****SECTION 516.** 145.02 (2) of the statutes is amended to read:

20 145.02 (2) The Except as provided in sub. (2m), the department shall have
21 general supervision of all such plumbing and shall after public hearing prescribe and
22 publish and enforce reasonable standards therefor which shall be uniform and of
23 statewide concern so far as practicable. Any employee designated by the department
24 may act for the department in holding such public hearing. To the extent that the
25 historic building code applies to the subject matter of these standards, the standards

1 do not apply to a qualified historic building if the owner elects to be subject to s.
2 101.121.

3 ***-0941/P2.5*SECTION 517.** 145.02 (2m) of the statutes is created to read:

4 145.02 (2m) The department of natural resources shall have general
5 supervision of private on-site wastewater treatment systems and shall promulgate
6 rules establishing standards for those systems.

****NOTE: Do you want to give DNR any other powers with regard to these systems?
See DSPS powers in current law under s. 145.02, stats. RNK

7 ***-0800/P1.144*SECTION 518.** 145.02 (4) (a) of the statutes is amended to read:

8 145.02 (4) (a) The department shall prescribe rules as to the qualifications,
9 examination and licensing of master and journeyman plumbers and restricted
10 plumber licensees, for the licensing of utility contractors, for the registration of
11 plumbing apprentices and pipe layers and for the registration and training of
12 registered learners. The plumbers council, created under s. ~~15.407~~ 15.177 (16), shall
13 advise the department in formulating the rules.

14 ***-0941/P2.6*SECTION 519.** 145.045 (1) of the statutes is amended to read:

15 145.045 (1) POWERS AND DUTIES. The department shall by rule establish an
16 examining program for the certification of soil testers, setting such standards as the
17 department finds necessary to accomplish the purposes of this chapter. Such
18 standards shall include formal written examinations for all applicants. The
19 department shall charge applicants for the cost of examination and certification.
20 After July 1, 1974, no person may construct soil bore holes or conduct soil percolation
21 tests or other similar tests specified by the department of natural resources that
22 relate to private on-site wastewater treatment systems unless the person holds a
23 valid certificate issued under this section.

****NOTE: Are these changes consistent with the intent of the request? That is, will the mentioned tests be “specified” by DNR? Also, I have assumed that DFIIPS will retain authority to certify all soil testers. Is this correct? RNK

1 ***-0941/P2.7***SECTION 520. 145.045 (2) of the statutes is amended to read:

2 145.045 (2) REVOCATION OF CERTIFICATE. The department may revoke or
3 suspend the certification of any soil tester but only after a formal hearing for the
4 practice of any fraud or deceit in obtaining the certificate or any gross negligence,
5 incompetence or misconduct in the practice of soil testing.

****NOTE: If you give DNR the authority to certify soil testers, this provision must be amended. See the previous note. RNK

6 ***-0941/P2.8***SECTION 521. 145.045 (3) of the statutes is amended to read:

7 145.045 (3) PLUMBERS AND SEPTIC TANK INSTALLERS. A plumber or septic tank
8 installer may also be a soil tester and install any system after approval of the site or
9 project by the department of financial institutions, insurance, and professional
10 standards, the department of natural resources, or the governmental unit
11 responsible for the regulation of private on-site wastewater treatment systems.

****NOTE: Are these changes consistent with the intent of the request? RNK

12 ***-0941/P2.9***SECTION 522. 145.14 (2) (a) of the statutes is amended to read:

13 145.14 (2) (a) *Systems or services.* Persons classified under this paragraph may
14 install septic tanks for private on-site wastewater treatment systems, may install
15 drain fields designed to serve such septic tanks, and may install sewer service from
16 the septic tank or sewer extensions from mains to the immediate inside or proposed
17 inside foundation wall of the building. Such persons may also install water services,
18 stormwater use systems, and reclaimed water systems if the services or systems are
19 to be located outside the foundation wall of the building.

****NOTE: Do you want to give DNR any authority to classify plumbers for the purpose of this paragraph? If so, this paragraph will need amending. RNK

20 ***-0800/P1.145***SECTION 523. 145.17 (2) of the statutes is amended to read:

1 145.17 (2) The department shall prescribe rules as to the qualifications,
2 examination and licensing of journeymen automatic fire sprinkler system fitters and
3 automatic fire sprinkler contractors and for the registration and training of
4 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
5 contractors and journeymen council, created under s. ~~15.407~~ 15.177 (17), shall advise
6 the department in formulating the rules.

7 *~~0941/P2.10~~*SECTION 524. 145.19 (1b) of the statutes is amended to read:

8 145.19 (1b) DEFINITION. In this section, “sanitary permit” means a permit
9 authorizing the installation of a private on-site wastewater treatment system that
10 is issued by the department of natural resources or any governmental unit
11 responsible for the regulation of private on-site wastewater treatment systems.

12 *~~0941/P2.11~~*SECTION 525. 145.19 (1m) of the statutes is amended to read:

13 145.19 (1m) APPLICATION PROCESS. The department of natural resources shall
14 prescribe the information to be included in an application for a sanitary permit. The
15 applicant shall submit the completed application for a sanitary permit to the
16 governmental unit. The governmental unit shall approve or disapprove the sanitary
17 permit according to the rules promulgated by the department of natural resources
18 under this chapter.

19 *~~0941/P2.12~~*SECTION 526. 145.19 (2) of the statutes is amended to read:

20 145.19 (2) FEE. No fee for a sanitary permit may be less than the amount
21 determined ~~under~~ by the department of natural resources by rule. The governing
22 body for the governmental unit responsible for the regulation of private on-site
23 wastewater treatment systems may establish a fee for a sanitary permit which is
24 more than the amount determined ~~under~~ by the department of natural resources by

1 rule. A governmental unit may not charge more than one fee for a sanitary permit
2 or the renewal of a sanitary permit in any 12–month period.

3 *–0941/P2.13*SECTION 527. 145.19 (3) of the statutes is amended to read:

4 145.19 (3) FEES AND RECORDS OF PERMITS FORWARDED TO THE DEPARTMENT OF OF
5 NATURAL RESOURCES. The governmental unit responsible for the regulation of private
6 on–site wastewater treatment systems shall forward to the department of natural
7 resources within 90 days after each valid permit is issued a portion of the fee, as
8 determined under by the department of natural resources by rule. The
9 governmental unit shall also compile a periodic summary of the permits that it has
10 issued. The summary shall contain the information required by the department of
11 natural resources by rule, and shall be submitted by the governmental unit to the
12 department of natural resources at intervals to be determined by the department of
13 natural resources by rule.

14 *–0941/P2.14*SECTION 528. 145.19 (6) of the statutes is amended to read:

15 145.19 (6) GROUNDWATER FEE. In addition to the fee under sub. (2), the
16 governmental unit responsible for the regulation of private on–site wastewater
17 treatment systems shall collect a groundwater fee of \$25 for each sanitary permit.
18 The governmental unit shall forward this fee to the department of natural resources
19 together with the fee under sub. (3). The moneys collected under this subsection
20 shall be credited to the environmental fund for environmental management.

21 *–0941/P2.15*SECTION 529. 145.19 (7) of the statutes is amended to read:

22 145.19 (7) PERIOD OF VALIDITY. A sanitary permit is valid for 2 years from the
23 date of issue and renewable for similar periods thereafter. A sanitary permit shall
24 remain valid to the end of the established period, notwithstanding any change in the

1 state plumbing code or in any private on-site wastewater treatment system
2 ordinance during that period.

****NOTE: Given that DNR will be issuing sanitary permits, I'm not sure whether
the reference to the plumbing code in this provision should be deleted. Please advise.
RNK

3 ***-0941/P2.16*SECTION 530.** 145.20 (2) (e) of the statutes is amended to read:

4 145.20 (2) (e) File reports and conduct surveys and inspections as required by
5 the governmental unit responsible for the regulation of private on-site wastewater
6 treatment systems or the department of natural resources.

7 ***-0941/P2.17*SECTION 531.** 145.20 (2) (g) of the statutes is amended to read:

8 145.20 (2) (g) Perform other duties regarding private on-site wastewater
9 treatment systems as considered appropriate by the governmental unit responsible
10 for the regulation of private on-site wastewater treatment systems or as required by
11 the rules of the department of natural resources.

12 ***-0941/P2.18*SECTION 532.** 145.20 (3) (title) of the statutes is amended to
13 read:

14 145.20 (3) (title) DEPARTMENT OF NATURAL RESOURCES RESPONSIBILITIES.

15 ***-0941/P2.19*SECTION 533.** 145.20 (3) (a) 1. of the statutes is amended to read:

16 145.20 (3) (a) 1. The department of natural resources may specify categories
17 of private on-site wastewater treatment systems for which approval by the
18 department of natural resources is required prior to issuance of sanitary permits by
19 the governmental unit responsible for the regulation of private on-site wastewater
20 treatment systems.

21 ***-0941/P2.20*SECTION 534.** 145.20 (3) (a) 2. of the statutes is amended to read:

22 145.20 (3) (a) 2. The department of natural resources may exempt a
23 governmental unit from any category of private on-site wastewater treatment

1 systems for which departmental approval by the department of natural resources is
2 required prior to sanitary permit issuance under subd. 1., upon a determination, in
3 accordance with rules promulgated by the department of natural resources, that past
4 performance of the governmental unit on reviews and audits under par. (b) has been
5 satisfactory and that the governmental unit has the capacity to give the same level
6 of application and plan review as that provided by the department of natural
7 resources. The department of natural resources may revoke an exemption upon a
8 finding that performance of the governmental unit on a review or audit conducted
9 subsequent to the granting of the exemption is unsatisfactory or that the
10 governmental unit is not giving the same level of application and plan review as that
11 provided by the department of natural resources. Findings in a revocation action
12 may be made only after a public hearing upon 30 days' advance notice to the clerk
13 of the governmental unit. The department of natural resources shall submit a report
14 under s.13.172 (2) to the chief clerk of each house of the legislature, at the beginning
15 of each legislative session, describing the exemptions under this subdivision.

16 ***-0941/P2.21***SECTION 535. 145.20 (3) (b) of the statutes is amended to read:

17 145.20 (3) (b) The department of natural resources shall review the private
18 on-site wastewater treatment system program in each governmental unit
19 responsible for the regulation of private on-site wastewater treatment systems to
20 ascertain compliance with sub. (2) and with regulations issued by the department of
21 natural resources. This review shall include a random audit of sanitary permits,
22 including verification by on-site inspection.

23 ***-0941/P2.22***SECTION 536. 145.20 (3) (c) of the statutes is amended to read:

24 145.20 (3) (c) If the governing body for a governmental unit responsible for the
25 regulation of private on-site wastewater treatment systems does not adopt a private

1 on-site wastewater treatment system ordinance meeting the requirements of s.
 2 59.70 (5) or if the governmental unit does not appoint personnel meeting the
 3 requirements of sub. (1) or if the governmental unit does not comply with the
 4 requirements of sub. (2) or s. 145.19 (3), the department of natural resources may
 5 conduct hearings in the county seat upon 30 days' notice to the county clerk. As soon
 6 as practicable after the public hearing, the department of natural resources shall
 7 issue a written decision regarding compliance with s. 59.70 (5) or 145.19 (3) or sub.
 8 (1) or (2). If the department of natural resources determines that there is a violation
 9 of these provisions, the governmental unit may not issue a sanitary permit for the
 10 installation of a private on-site wastewater treatment system until the violation is
 11 corrected.

12 *~~0941/P2.23~~*SECTION 537. 145.20 (3) (d) of the statutes is amended to read:

13 145.20 (3) (d) The department of natural resources shall conduct training and
 14 informational programs for officials of the governmental unit responsible for the
 15 regulation of private on-site wastewater treatment systems and employees and
 16 persons licensed under this chapter and s. 281.48 and certified as operators of
 17 septage servicing vehicles under s. 281.17 (3) to improve the delivery of service under
 18 the private on-site wastewater treatment system program. The department of
 19 natural resources shall obtain the assistance of the Wisconsin counties association
 20 in planning and conducting the training and informational programs.

****NOTE: Is this provision consistent with the intent of the request? That is, do
 you want DNR to do all of the training described in this paragraph? RNK

21 *~~0800/P1.146~~*SECTION 538. 145.20 (5) (a) of the statutes is amended to read:

22 145.20 (5) (a) The department shall establish a maintenance program to be
 23 administered by governmental units responsible for the regulation of private on-site

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1 wastewater treatment systems. The department shall determine the private on-site
 2 wastewater treatment systems to which the maintenance program applies. At a
 3 minimum the maintenance program is applicable to all new or replacement private
 4 on-site wastewater treatment systems constructed in a governmental unit after the
 5 date on which the governmental unit adopts this program. The department may
 6 apply the maintenance program by rule to private on-site wastewater treatment
 7 systems constructed in a governmental unit responsible for the regulation of private
 8 on-site wastewater treatment systems on or before the date on which the
 9 governmental unit adopts the program. ~~The department shall determine the private~~
 10 ~~on-site wastewater treatment systems to which the maintenance program applies~~
 11 ~~in governmental units that do not meet the conditions for eligibility under s. 145.245~~
 12 ~~(9).~~

13 ~~*-0941/P2.24*SECTION 539. 145.20 (5) (a) of the statutes is amended to read:~~
 14 ~~145.20 (5) (a) The department of natural resources shall establish a~~
 15 ~~maintenance program to be administered by governmental units responsible for the~~
 16 ~~regulation of private on-site wastewater treatment systems. The department of~~
 17 ~~natural resources shall determine the private on-site wastewater treatment~~
 18 ~~systems to which the maintenance program applies. At a minimum the maintenance~~
 19 ~~program is applicable to all new or replacement private on-site wastewater~~
 20 ~~treatment systems constructed in a governmental unit after the date on which the~~
 21 ~~governmental unit adopts this program. The department of natural resources may~~
 22 ~~apply the maintenance program by rule to private on-site wastewater treatment~~
 23 ~~systems constructed in a governmental unit responsible for the regulation of private~~
 24 ~~on-site wastewater treatment systems on or before the date on which the~~
 25 ~~governmental unit adopts the program. The department of natural resources shall~~

1 determine the private on-site wastewater treatment systems to which the
2 maintenance program applies in governmental units that do not meet the conditions
3 for eligibility under s. 145.245 (9).

4 *~~0800/P1.147~~*SECTION 540. 145.20 (5) (am) of the statutes is amended to
5 read:

6 145.20 (5) (am) Each governmental unit responsible for the regulation of
7 private on-site wastewater treatment systems shall adopt and begin the
8 administration of the program established under par. (a) before October 1, 2019. As
9 part of adopting and administering the program, the governmental unit shall
10 conduct and maintain an inventory of all the private on-site wastewater treatment
11 systems located in the governmental unit and shall complete the initial inventory
12 before October 1, 2017. ~~In order to be eligible for grant funding under s. 145.245, a~~
13 ~~governmental unit must comply with these deadlines.~~

14 *~~0941/P2.25~~*SECTION 541. 145.20 (5) (b) of the statutes is amended to read:

15 145.20 (5) (b) The maintenance program shall include a requirement of
16 inspection or pumping of the private on-site wastewater treatment system at least
17 once every 3 years if the private on-site wastewater treatment system does not have
18 a maintenance plan as prescribed by rule by the department of natural resources.
19 Inspections may be conducted by a master plumber, journeyman plumber or
20 restricted plumber licensed under this chapter, a person licensed under s. 281.48 or
21 by an employee of the state or governmental unit designated by the department of
22 natural resources, and the department of natural resources may determine by rule
23 other persons who are qualified to undertake required inspection, maintenance, or
24 repairs. The department of natural resources shall specify the methods to establish
25 the required frequency of inspection, maintenance, and pumping for each type of

1 private on-site wastewater treatment system that does not have a maintenance plan
2 and shall periodically update the methods.

3 ***-0800/P1.148*SECTION 542.** 145.20 (5) (c) of the statutes is amended to read:

4 145.20 (5) (c) The department of natural resources may suspend or revoke a
5 license issued under s. 281.48 or a certificate issued under s. 281.17 (3) to the
6 operator of a septage servicing vehicle if the department of natural resources finds
7 that the licensee or operator falsified information on inspection forms. The
8 department of ~~safety and professional services~~ may suspend or revoke the license of
9 a plumber licensed under this chapter if the department finds that the plumber
10 falsified information on inspection forms.

11 ***-0941/P2.26*SECTION 543.** 145.23 of the statutes is amended to read:

12 **145.23 Rules.** The department of natural resources may make and enforce
13 rules relating to lot size and lot elevation necessary for proper sanitary conditions
14 in the development and maintenance of subdivisions not served by a public sewer,
15 where provision for such service has not been made.

****NOTE: Is this change consistent with the intent of this draft? Should DFIIPS
retain any rule-making authority on this issue? RNK

16 ***-0941/P2.27*SECTION 544.** 145.24 (1) of the statutes is amended to read:

17 145.24 (1) If an existing private on-site wastewater treatment system either
18 is not located in soil meeting the siting standards or is not constructed in accordance
19 with design standards promulgated under s. 145.02 or 145.13, the owner of the
20 private on-site wastewater treatment system may petition the department of
21 natural resources for a variance to the siting or design standards.

22 ***-0941/P2.28*SECTION 545.** 145.24 (2) of the statutes is amended to read:

1 145.24 (2) The department of natural resources shall establish procedures for
2 the review and evaluation of existing private on-site wastewater treatment systems
3 which do not comply with siting or design standards.

4 *-0941/P2.29*SECTION 546. 145.24 (3) of the statutes is amended to read:

5 145.24 (3) Upon receipt of a petition for a variance, the department of natural
6 resources shall require the owner of the private on-site wastewater treatment
7 system to submit information necessary to evaluate the request for a variance. If the
8 department of natural resources determines that the existing private on-site
9 wastewater treatment system is not a failing private on-site wastewater treatment
10 system, and continued use of the existing private on-site wastewater treatment
11 system will not pose a threat of contamination of waters of the state, then the
12 department of natural resources may issue a variance to allow continued use of the
13 existing private on-site wastewater treatment system. The department of natural
14 resources shall rescind the variance if the existing private on-site wastewater
15 treatment system becomes a failing private on-site wastewater treatment system or
16 contaminates waters of the state.

17 *-0800/P1.149*SECTION 547. 145.245 of the statutes is repealed.

18 *-0797/P1.63*SECTION 548. 146.91 (2) (intro.) of the statutes is amended to
19 read:

20 146.91 (2) (intro.) The department, ^{of health services} with the advice of the council on long-term
21 care insurance, the ~~office of the commissioner of insurance~~ department of financial
22 institutions, insurance, and professional standards, the board on aging and
23 long-term care, and the department of employee trust funds, shall design a program
24 that includes the following:

25 *-0797/P1.64*SECTION 549. 146.96 of the statutes is amended to read:

1 **146.96 Uniform claim processing form.** Beginning no later than July 1,
2 2004, every health care provider, as defined in s. 146.81 (1) (a) to (p), shall use the
3 uniform claim processing form developed by ~~the commissioner of insurance~~ under s.
4 601.41 (9) (b) when submitting a claim to an insurer.

5 *~~0800/P1.150~~**SECTION 550.** 157.061 (2g) of the statutes is amended to read:
6 157.061 (2g) "Cemetery board" means the board created in s. ~~15.405~~ 15.175
7 (3m).

8 *~~0800/P1.151~~**SECTION 551.** 157.062 (1) of the statutes is amended to read:
9 157.062 (1) ORGANIZATION. Seven or more residents of the same county may
10 form a cemetery association. They shall meet, select a chairperson and secretary,
11 choose a name, fix the annual meeting date, and elect by ballot not less than 3 nor
12 more than 9 trustees whom the chairperson and secretary shall immediately divide
13 by lot into 3 classes, who shall hold their offices for 1, 2, and 3 years, respectively.
14 Within 3 days, the chairperson and secretary shall certify the corporate name, the
15 names, home addresses and business addresses of the organizers and of the trustees,
16 and their classification, and the annual meeting date acknowledged by them, and,
17 except as provided in sub. (9), deliver the certification to the department of financial
18 ~~institutions~~. The association then has the powers of a corporation.

19 *~~0800/P1.152~~**SECTION 552.** 157.062 (2) of the statutes is amended to read:
20 157.062 (2) AMENDMENTS. The association may change its name, the number
21 of trustees or the annual meeting date by resolution at an annual meeting, or special
22 meeting called for such purpose, by a majority vote of the members present, and,
23 except as provided in sub. (9), by delivering to the department of ~~financial~~
24 ~~institutions~~ a copy of the resolution, with the date of adoption, certified by the
25 president and secretary or corresponding officers.

1 ***-0800/P1.153*****SECTION 553.** 157.062 (6) (b) of the statutes is amended to read:

2 157.062 (6) (b) If an association that has been dissolved under par. (a), or any
3 group that was never properly organized as a cemetery association, has cemetery
4 grounds and human remains are buried in the cemetery grounds, 5 or more
5 members, or persons interested as determined by order of the circuit judge under par.
6 (c), may publish a class 3 notice, under ch. 985, in the municipality in which the
7 cemetery is located, of the time, place, and object of the meeting, assemble and
8 reorganize by the election of trustees and divide them into classes as provided in sub.
9 (1), the commencement of the terms to be computed from the next annual meeting
10 date. The secretary shall enter the proceedings of the meeting on the records. The
11 association is reorganized upon delivery of a copy of the proceedings to the
12 department of ~~financial institutions~~, except as provided in sub. (9). Upon
13 reorganization, the title to the cemetery grounds, trust funds, and all other property
14 of the association or group vests in the reorganized association, under the control of
15 the trustees. The reorganized association may continue the name of the dissolved
16 association or may adopt a new name.

17 ***-0800/P1.154*****SECTION 554.** 157.062 (6m) of the statutes is amended to read:

18 157.062 (6m) **FORMS.** The department of ~~financial institutions~~ may prescribe
19 and furnish forms for providing the information required under subs. (1) to (6).

20 ***-0800/P1.155*****SECTION 555.** 157.062 (9) of the statutes is amended to read:

21 157.062 (9) **EXEMPTIONS FOR CERTAIN CEMETERIES.** In lieu of delivering a
22 certification, resolution, or copy of proceedings to the department of ~~financial~~
23 ~~institutions~~ under sub. (1), (2), or (6) (b), a cemetery association that is not required
24 to be licensed under s. 440.91 (1) or registered under s. 440.91 (1m) shall deliver the

1 certification, resolution, or copy of proceedings to the office of the register of deeds
2 of the county in which the cemetery is located.

3 ***-0800/P1.156*SECTION 556.** 157.064 (7) of the statutes is amended to read:

4 157.064 (7) Not more than 30 days after a transfer under sub. (6), the
5 transferring association shall notify the department of financial institutions in
6 writing of the transfer, including the name and address of the accepting association
7 or its treasurer. The department of financial institutions may prescribe and furnish
8 forms for providing the information required under this subsection.

9 ***-0800/P1.157*SECTION 557.** 157.11 (9m) of the statutes is amended to read:

10 157.11 (9m) ACTION BY DISTRICT ATTORNEY. If any money or property is not
11 turned over when required by this section, or default occurs under a bond, the district
12 attorney, upon the request of the department of safety and professional services,
13 shall bring action to recover.

14 ***-0800/P1.158*SECTION 558.** 157.12 (3) (b) of the statutes is amended to read:

15 157.12 (3) (b) The cemetery's treasurer is the custodian of the fund. The
16 treasurer shall file with the cemetery, at the cemetery's expense, a bond with sureties
17 approved by the department of safety and professional services to indemnify the
18 cemetery against loss if the treasurer fails to maintain the fund. No indemnity is
19 required if the terms of sale of a mausoleum space require the purchaser to pay
20 directly to a trust company in the state, designated by the cemetery as custodian of
21 the fund. The fund shall be invested as provided in s. 157.19. Income from
22 investment may be used only to maintain the mausoleum, except that if the amount
23 of income exceeds the amount necessary to properly maintain the mausoleum the
24 excess amount may be used to maintain any portion of the cemetery.

1 *~~0800/P1.159~~*SECTION 559. 157.62 (1) (a) (intro.) of the statutes is amended
2 to read:

3 157.62 (1) (a) (intro.) Except as provided in par. (b) and s. 157.625, every
4 cemetery association shall file an annual report with the department of ~~financial~~
5 ~~institutions~~. The report shall be made on a calendar-year basis unless the
6 department of ~~financial institutions~~, by rule, provides for other reporting periods.
7 The report is due on the 60th day after the last day of the reporting period. The
8 annual report shall include all of the following:

9 *~~0800/P1.160~~*SECTION 560. 157.62 (1) (c) of the statutes is amended to read:

10 157.62 (1) (c) The department of ~~financial institutions~~ may prescribe and
11 furnish forms for reports required under this subsection. If the department of
12 ~~financial institutions~~ prescribes forms under this paragraph, the department of
13 ~~financial institutions~~ shall mail the forms to cemetery associations required to file
14 under par. (a) no later than 60 days before the reports are due.

15 *~~0800/P1.161~~*SECTION 561. 157.65 (1) (a) of the statutes is amended to read:

16 157.65 (1) (a) If the department of ~~safety and professional services~~ has reason
17 to believe that any person is violating or has violated this subchapter or any rule
18 promulgated under this subchapter and that the continuation of that activity might
19 cause injury to the public interest, the department of ~~safety and professional services~~
20 may investigate.

21 *~~0800/P1.162~~*SECTION 562. 157.65 (1) (b) of the statutes is amended to read:

22 157.65 (1) (b) If the department of ~~safety and professional services~~ has reason
23 to believe that any person is violating s. 157.12 or any rule promulgated under s.
24 157.12 and that the continuation of that activity might cause injury to the public
25 interest, the department of ~~safety and professional services~~ may investigate.

1 *~~0800/P1.163~~*SECTION 563. 157.65 (2) of the statutes is amended to read:

2 157.65 (2) The department of justice or any district attorney, upon informing
3 the department of justice, may commence an action in circuit court in the name of
4 the state to restrain by temporary or permanent injunction any violation of this
5 subchapter. The court may, prior to entry of final judgment, make such orders or
6 judgments as may be necessary to restore to any person any pecuniary loss suffered
7 because of the acts or practices involved in the action, if proof of such loss is submitted
8 to the satisfaction of the court. The department of justice may subpoena persons and
9 require the production of books and other documents, and may request the board
10 described in s. ~~15.405~~ 15.175 (3m) or the department of safety and professional
11 services to exercise its authority under sub. (1) to aid in the investigation of alleged
12 violations of this subchapter.

13 *~~0797/P1.65~~*SECTION 564. 165.40 (1) (am) of the statutes is repealed.

14 *~~0797/P1.66~~*SECTION 565. 165.40 (1) (dm) of the statutes is repealed.

15 *~~0797/P1.67~~*SECTION 566. 165.40 (2) (a) (intro.) of the statutes is amended
16 to read:

17 165.40 (2) (a) (intro.) Except as provided in sub. (5), no person may engage in
18 the acquisition of a hospital or a system of hospitals owned by any of the following
19 unless the person has first received review and approval of an application concerning
20 the acquisition under this section from the attorney general, the ~~office~~ department
21 of financial institutions, insurance, and professional standards, and the department
22 of health services:

23 *~~0797/P1.68~~*SECTION 567. 165.40 (2) (b) of the statutes is amended to read:

24 165.40 (2) (b) If the proposed acquisition under this subsection is for a system
25 of hospitals, the person who proposes to engage in the acquisition shall provide notice

1 of the impending acquisition to the attorney general, to the office department of
2 financial institutions, insurance, and professional standards, and to the department
3 of health services at least 30 days before the offer to purchase or lease is made. The
4 attorney general shall, within 5 days after receipt of the notice, determine and notify
5 the person as to whether a single application for the system or an application for each
6 hospital within the system shall be submitted for review. If the attorney general
7 determines that an application for each hospital within the system shall be
8 submitted, no submitted application is complete until all complete applications for
9 the hospitals within the system are submitted to the attorney general, to the office
10 department of financial institutions, insurance, and professional standards, and to
11 the department of health services.

12 *~~0797/P1.69~~*SECTION 568. 165.40 (3) (title) of the statutes is amended to
13 read:

14 165.40 (3) (title) ~~APPLICATION REVIEW BY THE ATTORNEY GENERAL, THE OFFICE AND~~
15 ~~THE DEPARTMENT, PROCEDURES.~~

16 *~~0797/P1.70~~*SECTION 569. 165.40 (3) (a) (intro.) of the statutes is amended
17 to read:

18 165.40 (3) (a) (intro.) An application for review by the attorney general, the
19 office department of financial institutions, insurance, and professional standards,
20 and the department of health services that is required under sub. (2) shall, at the
21 time the offer to purchase or lease is made, be submitted to the attorney general, to
22 the office department of financial institutions, insurance, and professional
23 standards, and to the department of health services on a form that is provided by the
24 attorney general. The application shall include all of the following:

25 *~~0797/P1.71~~*SECTION 570. 165.40 (3) (e) of the statutes is amended to read:

1 165.40 (3) (e) The attorney general shall establish and maintain a summary
2 of written and oral comments made for or at the public meeting, including all
3 questions posed, and shall require answers of the appropriate parties. The attorney
4 general shall in an expeditious manner provide the office department of financial
5 institutions, insurance, and professional standards and the department of health
6 services with a copy of the summary and answers. The summary and answers shall
7 be filed in the office of the attorney general and in the public library of the public
8 library system for the community served by the hospital and a copy shall be available
9 upon request to the attorney general.

10 *~~0797/P1.72~~SECTION 571. 165.40 (3) (f) of the statutes is amended to read:

11 165.40 (3) (f) The attorney general may subpoena additional information or
12 witnesses, require and administer oaths, require sworn statements, take depositions
13 and use related discovery procedures for purposes of the meeting under par. (d) and
14 otherwise during performance of a review under this subsection. The attorney
15 general shall in an expeditious manner provide the office department of financial
16 institutions, insurance, and professional standards and the department of health
17 services with copies of any information obtained by the attorney general under this
18 paragraph.

19 *~~0797/P1.73~~SECTION 572. 165.40 (3) (g) of the statutes is amended to read:

20 165.40 (3) (g) The attorney general shall provide the office department of
21 financial institutions, insurance, and professional standards and the department of
22 health services with any information about the application that is in addition to that
23 which the attorney general has previously provided the office department of
24 financial institutions, insurance, and professional standards and the department of
25 health services. Within 60 days after receipt of a completed application under sub.

1 (2) (a) or as soon as practicable but not more than 150 days after receipt of a
2 completed application under sub. (2) (b), the attorney general, the ~~office~~ department
3 of financial institutions, insurance, and professional standards, and the department
4 of health services shall each independently review the application in accordance with
5 the standards specified in sub. (4) and shall approve or disapprove the application.
6 The attorney general, the ~~office~~ department of financial institutions, insurance, and
7 professional standards, and the department of health services may not make a
8 decision under this paragraph based on any condition that is not directly related to
9 the standards under sub. (4). The attorney general, the ~~office~~ department of financial
10 institutions, insurance, and professional standards, and the department of health
11 services shall jointly agree on a single release date for the decisions each has made
12 under this paragraph and shall release their decisions on that date.

13 *~~0797/P1.74~~***SECTION 573.** 165.40 (3) (h) (intro.) of the statutes is amended
14 to read:

15 165.40 (3) (h) (intro.) If the attorney general, the ~~office~~ department of financial
16 institutions, insurance, and professional standards, or the department of health
17 services disapproves an application under par. (g), any of the following may bring an
18 action in circuit court for a declaratory judgment under s. 806.04 as to whether the
19 proposed acquisition meets the standards under sub. (4):

20 *~~0797/P1.75~~***SECTION 574.** 165.40 (4) (intro.) of the statutes is amended to
21 read:

22 165.40 (4) ~~APPLICATION REVIEW BY THE ATTORNEY GENERAL, THE OFFICE AND THE~~
23 ~~DEPARTMENT, STANDARDS.~~ (intro.) The attorney general shall approve an application
24 if he or she finds and the ~~office~~ department of financial institutions, insurance, and
25 professional standards and the department of health services shall approve an

1 application if the office department of financial institutions, insurance, and
2 professional standards or the department of health services finds that the following
3 standards are met:

4 *~~0797/P1.76~~*SECTION 575. 165.40 (6) (a) 1. of the statutes is amended to read:

5 165.40 (6) (a) 1. Acquisition of a hospital that is subject to sub. (2) is made
6 without approval by the attorney general, the office department of financial
7 institutions, insurance, and professional standards, or the department of health
8 services.

9 *~~0797/P1.77~~*SECTION 576. 165.40 (6) (a) 2. of the statutes is amended to read:

10 165.40 (6) (a) 2. Acquisition of a hospital that is subject to sub. (2) is made after
11 the attorney general, the office department of financial institutions, insurance, and
12 professional standards, or the department of health services has disapproved an
13 application for the acquisition under sub. (4) and, if an action under s. 806.04 is
14 brought, after a judicial determination is made under s. 806.04 that the proposed
15 acquisition does not meet the standards specified in sub. (4) (a) to (h).

16 *~~0797/P1.78~~*SECTION 577. 165.40 (6) (b) of the statutes is amended to read:

17 165.40 (6) (b) If the attorney general or the office department of financial
18 institutions, insurance, and professional standards is aware that a violation of par.
19 (a) 1. or 2. has occurred, the attorney general or the office department of financial
20 institutions, insurance, and professional standards shall notify the department of
21 health services for appropriate action under s. 50.35.

22 *~~0800/P1.164~~*SECTION 578. 165.825 of the statutes is amended to read:

23 **165.825 Information link.** The department of justice shall cooperate with the
24 departments of ~~safety and professional services~~, health services, and financial
25 institutions, insurance, and professional standards in developing and maintaining

1 a computer linkup to provide access to the information obtained from a criminal
2 history search.

3 *~~0800/P1.165~~**SECTION 579.** 167.35 (7) (b) of the statutes is amended to read:

4 167.35 (7) (b) The department of revenue, in the course of conducting any
5 inspection or examination authorized under s. 139.39, may inspect cigarettes to
6 determine if the cigarettes are marked as provided under sub. (4), and the
7 department of revenue shall notify the department of ~~safety and professional~~
8 ~~services~~ of any unmarked cigarettes.

9 *~~0800/P1.166~~**SECTION 580.** 167.35 (7) (c) of the statutes is amended to read:

10 167.35 (7) (c) Authorized personnel from the department of justice, from the
11 department of ~~safety and professional services~~, and from the department of revenue,
12 and any sheriff, police officer, or other law enforcement personnel, within their
13 respective jurisdictions, may enter and inspect any premises where cigarettes are
14 made, sold, offered for sale, or stored to determine if the cigarettes comply with this
15 section. An inspection under this paragraph includes examining the books, papers,
16 invoices, and other records of any person who is subject to this section and who is in
17 control, possession, or occupancy of the premises.

18 *~~0799/P1.56~~**SECTION 581.** 177.30 (2) of the statutes is amended to read:

19 177.30 (2) The administrator, at reasonable times and upon reasonable notice,
20 may examine the records of any person to determine whether the person has
21 complied with this chapter. The administrator may designate the ~~division of banking~~
22 department of financial institutions, insurance, and professional standards or other
23 appropriate regulatory authority to examine the records of regulated institutions to
24 determine if the institutions have complied with this chapter. The administrator

1 may conduct the examination even if the person believes it is not in possession of any
2 property reportable or deliverable under this chapter.

3 ***-0797/P1.79*SECTION 582.** 185.983 (1) (a) of the statutes is amended to read:

4 185.983 (1) (a) File with the ~~commissioner of insurance~~ department of financial
5 institutions, insurance, and professional standards a declaration defining the
6 organization and operation of the plan, all printed literature, and specimen copies
7 of all proposed contracts of insurance with persons covered and with participating
8 physicians, hospitals, and other providers, including all amendments thereto. The
9 form of all such contracts and amendments shall be subject to approval by the
10 ~~commissioner of insurance~~ department of financial institutions, insurance, and
11 professional standards but the ~~commissioner~~ department may not withhold
12 approval if the form of the contracts or changes in the contracts comply with the
13 provisions of ss. 185.981 to 185.985.

14 ***-0797/P1.80*SECTION 583.** 185.983 (1) (d) of the statutes is amended to read:

15 185.983 (1) (d) File with the ~~commissioner of insurance~~ department of financial
16 institutions, insurance, and professional standards, on such forms as may be
17 prescribed by the ~~commissioner~~ department, an annual report of its financial
18 condition as of December 31 each year, on or before the last day of February following.

19 ***-0797/P1.81*SECTION 584.** 185.983 (1m) of the statutes is amended to read:

20 185.983 (1m) In addition to ss. 601.04, 601.31, 632.79, and 632.895 (5), the
21 ~~commissioner of insurance~~ department of financial institutions, insurance, and
22 professional standards may by rule subject a medicare supplement policy, as defined
23 in s. 600.03 (28r), a medicare replacement policy, as defined in s. 600.03 (28p), or a
24 long-term care insurance policy, as defined in s. 600.03 (28g), that is sold by a
25 cooperative health care association organized under s. 185.981 to other provisions

1 of chs. 600 to 646, except that the ~~commissioner~~ department may not subject a
2 medicare supplement policy, a medicare replacement policy, or a long-term care
3 insurance policy to s. 632.895 (8).

4 ***-0797/P1.82*SECTION 585.** 185.99 (1) (a) of the statutes is repealed and
5 recreated to read:

6 185.99 (1) (a) “Department” means the department of financial institutions,
7 insurance, and professional standards.

8 ***-0797/P1.83*SECTION 586.** 185.99 (3) (d) of the statutes is amended to read:

9 185.99 (3) (d) Each health benefit purchasing cooperative shall file its
10 membership criteria, as well as any amendments to the criteria, with the
11 ~~commissioner~~ department.

12 ***-0797/P1.84*SECTION 587.** 185.99 (5) (intro.) of the statutes is amended to
13 read:

14 185.99 (5) REQUIRED REPORTS. (intro.) Each health benefit purchasing
15 cooperative shall submit to the legislature under s. 13.172 (2) and to the
16 ~~commissioner~~ department all of the following:

17 ***-0797/P1.85*SECTION 588.** 185.99 (6) of the statutes is amended to read:

18 185.99 (6) DESIGNATION OF GEOGRAPHIC AREAS. After consultation with the
19 Wisconsin Federation of Cooperatives, the ~~commissioner~~ department shall
20 designate, by order, the geographic areas of the state in which health benefit
21 purchasing cooperatives may be organized. A geographic area may overlap with one
22 or more other geographic areas.

23 ***-0799/P1.57*SECTION 589.** 186.098 (12) of the statutes is amended to read:

24 186.098 (12) LOANS TO MEMBERS. A credit union may make loans to members
25 secured by assignment or transfer of stock certificates or other evidence of the

1 borrower's ownership interest in a corporation formed for the cooperative ownership
2 of real estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a
3 mortgage involving a one-family residence, apply to a proceeding to enforce the
4 lender's rights in security given for a loan under this subsection. The office of credit
5 unions shall promulgate joint rules with the ~~division of banking~~ department of
6 financial institutions, insurance, and professional standards that establish
7 procedures for enforcing a lender's rights in security given for a loan under this
8 subsection.

9 *~~0799/P1.58~~*SECTION 590. 186.235 (15) (b) of the statutes is amended to read:

10 186.235 (15) (b) Witness fees shall be the same as fees under s. 814.67 (1) (b)
11 and (c). The fees of witnesses who are called by the office in the interests of the state
12 shall be paid by the state upon presentation of proper vouchers approved by the office
13 of credit unions and charged to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).
14 A witness subpoenaed by the office at the instance of a party other than the office
15 shall not be entitled to payment of fees by the state unless the office certifies that the
16 testimony was material to the purpose for which the subpoena was issued.

17 *~~0799/P1.59~~*SECTION 591. 186.314 (2m) (e) of the statutes is amended to
18 read:

19 186.314 (2m) (e) Upon approval by the credit union members of the proposition
20 for conversion under par. (c), the credit union shall take all necessary action under
21 ch. 214 or 221 to complete the conversion to a savings bank or state bank. Within
22 90 days after receipt from the ~~division of banking~~ department of financial
23 institutions, insurance, and professional standards of a certificate of incorporation
24 as a savings bank or state bank, the credit union shall file a copy of the certificate

1 with the office of credit unions and the office of credit unions shall issue to a
2 converting credit union a certificate of conversion to a savings bank or state bank.

3 ***-0906/P1.52*SECTION 592.** 200.49 (1) (b) of the statutes is amended to read:

4 200.49 (1) (b) “Minority group member” has the meaning given under s. ~~16.287~~
5 203.07 (1) (f).

6 ***-0906/P1.53*SECTION 593.** 200.57 (1) (a) of the statutes is amended to read:

7 200.57 (1) (a) “Disabled veteran–owned financial adviser” and “disabled
8 veteran–owned investment firm” mean a financial adviser and investment firm,
9 respectively, certified by the department of administration under s. ~~16.283~~ 203.03
10 (3).

11 ***-0906/P1.54*SECTION 594.** 200.57 (1) (b) of the statutes is amended to read:

12 200.57 (1) (b) “Minority financial adviser” and “minority investment firm”
13 mean a financial adviser and investment firm, respectively, certified by the
14 department of administration under s. ~~16.287~~ 203.07 (2).

15 ***-0906/P1.55*SECTION 595.** Chapter 203 (title) of the statutes is created to
16 read:

17 **CHAPTER 203**

18 **BUSINESS DEVELOPMENT**

19 ***-0906/P1.56*SECTION 596.** 203.01 of the statutes is created to read:

20 **203.01 Definitions.** In this chapter:

21 (1) “Department” means the department of financial institutions, insurance,
22 and professional standards.

23 (2) “Secretary” means the secretary of financial institutions, insurance, and
24 professional standards.

25 ***-0799/P1.60*SECTION 597.** 214.01 (1) (f) of the statutes is created to read:

1 214.01 (1) (f) “Department” means the department of financial institutions,
2 insurance, and professional standards.

3 *~~0799/P1.61~~*SECTION 598. 214.01 (1) (im) of the statutes is repealed.

4 *~~0799/P1.62~~*SECTION 599. 214.04 (21) (b) of the statutes is amended to read:

5 214.04 (21) (b) The rules of the ~~division~~ department shall provide that any
6 remote service unit shall be available for use, on a nondiscriminatory basis, by any
7 state or federal savings bank which has its principal place of business in this state,
8 by any other state or federal savings bank obtaining the consent of a state or federal
9 savings bank that has its principal place of business in this state and is using the
10 terminal and by all customers designated by a savings bank using the unit. This
11 paragraph does not authorize a savings bank which has its principal place of
12 business outside this state to conduct business as a savings bank in this state. A
13 remote service unit shall be available for use, on a nondiscriminatory basis, by any
14 credit union, state or national bank or state or federal savings and loan association,
15 whose home office is located in this state, if the credit union, bank or savings and loan
16 association requests to share its use, subject to joint rules established by ~~the division~~
17 ~~of banking~~, the office of credit unions and the ~~division~~ department. The ~~division~~
18 department by order may authorize the installation and operation of a remote service
19 unit in a mobile facility, after notice and hearing upon the proposed service stops of
20 the mobile facility.

21 *~~0799/P1.63~~*SECTION 600. 214.48 (4) (a) of the statutes is amended to read:

22 214.48 (4) (a) An independent qualified appraiser, designated by the board of
23 directors, who is properly licensed and certified by the department ~~of safety and~~
24 ~~professional services~~ or by another entity authorized to govern appraisal licensure
25 and certification and who meets the requirements of title XI of the financial

1 institutions reform, recovery and enforcement act of 1989, 12 USC 3331 to 3351 and
2 regulations adopted pursuant to those sections.

3 ***-0799/P1.64*SECTION 601.** 214.715 (2) of the statutes is amended to read:

4 214.715 (2) Employees of the ~~division~~ department may not be subject to any
5 civil liability or penalty, or to any criminal prosecution, for any error in judgment or
6 discretion made in good faith and upon reasonable grounds in any action taken or
7 omitted under this chapter by the employee in an official capacity.

8 ***-0799/P1.65*SECTION 602.** 214.72 (1) (am) of the statutes is repealed.

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****NOTE: Do you want to amend s. 214.72 (1) (b) so that the term
“administrator” is limited to an administrator with duties relating to
regulation of savings banks (or, more generally, financial institutions)?

9 ***-0799/P1.66*SECTION 603.** 214.725 (5) of the statutes is amended to read:

10 214.725 (5) Employees of the ~~division~~ department or other designated agents
11 may administer oaths and examine and take and preserve testimony under oath as
12 to anything in the affairs or ownership of the savings bank or the entity examined.

13 ***-0799/P1.67*SECTION 604.** 214.78 (3) of the statutes is amended to read:

14 214.78 (3) A person who subpoenas a witness shall advance the fees and
15 mileage of the witness. Witness fees shall be the same as fees under s. 814.67 (1) (b)
16 and (c). The fees of witnesses who are called by the review board in the interests of
17 the state shall be paid by the state upon presentation of proper vouchers approved
18 by the chairperson of the review board and charged to the appropriation under s.
19 ~~20.144 (1)~~ 20.142 (2) (g).

20 ***-0799/P1.68*SECTION 605.** 215.01 (6) of the statutes is repealed.

21 ***-0799/P1.69*SECTION 606.** 215.01 (6f) of the statutes is created to read:

22 215.01 (6f) “Department” means the department of financial institutions,
23 insurance, and professional standards.

1 *~~0799/P1.70~~**SECTION 607.** 215.02 (4) of the statutes is amended to read:

2 215.02 (4) IMMUNITY. Employees of the ~~division~~ department shall not be subject
3 to any civil liability or penalty, nor to any criminal prosecution, for any error in
4 judgment or discretion made in good faith and upon reasonable grounds in any action
5 taken or omitted under this chapter by the employee in the employee's official
6 capacity.

7 *~~0799/P1.71~~**SECTION 608.** 215.04 (1) (b) of the statutes is amended to read:

8 215.04 (1) (b) Review the acts, orders, and determinations of the ~~division~~
9 department under this chapter.

10 *~~0799/P1.72~~**SECTION 609.** 215.04 (3) of the statutes is amended to read:

11 215.04 (3) WITNESS FEES. A person who causes a witness to be subpoenaed shall
12 advance the fees and mileage expense of the witness. Witness fees shall be the same
13 as fees under s. 814.67 (1) (b) and (c). The fees of witnesses who are called by the
14 review board in the interests of the state shall be paid by the state upon presentation
15 of proper vouchers approved by the chairperson of the review board and charged to
16 the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).

17 *~~0799/P1.73~~**SECTION 610.** 217.02 (2k) of the statutes is created to read:

18 217.02 (2k) "Department" means the department of financial institutions,
19 insurance, and professional standards.

20 *~~0799/P1.74~~**SECTION 611.** 217.02 (2m) of the statutes is repealed.

21 *~~0797/P1.86~~**SECTION 612.** 218.0142 (6) (b) of the statutes is amended to read:

22 218.0142 (6) (b) Every finance company, if insurance is provided by the finance
23 company, shall also within 30 days after acquisition of the retail installment contract
24 send or cause to be sent to the retail buyer a policy of insurance clearly setting forth
25 the exact nature of the insurance coverage and the amount of the premiums, each

1 stated separately, which shall be filed with the ~~commissioner of insurance~~
2 department of financial institutions, insurance, and professional standards in
3 accordance with ch. 625. The cancellation and rewriting of any policy provided by
4 the finance company shall comply with the requirements of s. 631.69.

5 *~~0799/P1.75~~***SECTION 613.** 218.02 (1) (d) of the statutes is repealed.

6 *~~0799/P1.76~~***SECTION 614.** 218.02 (1) (dm) of the statutes is created to read:
7 218.02 (1) (dm) “Department” means the department of financial institutions,
8 insurance, and professional standards.

9 *~~0799/P1.77~~***SECTION 615.** 218.04 (1) (bm) of the statutes is created to read:

10 218.04 (1) (bm) “Department” means the department of financial institutions,
11 insurance, and professional standards.

12 *~~0799/P1.78~~***SECTION 616.** 218.04 (1) (c) of the statutes is repealed.

13 *~~0799/P1.79~~***SECTION 617.** 218.05 (1) (cm) of the statutes is created to read:

14 218.05 (1) (cm) “Department” means the department of financial institutions,
15 insurance, and professional standards.

16 *~~0799/P1.80~~***SECTION 618.** 218.05 (1) (d) of the statutes is repealed.

17 *~~0799/P1.81~~***SECTION 619.** 220.01 (1m) of the statutes is repealed.

18 *~~0799/P1.82~~***SECTION 620.** 221.0303 (2) of the statutes is amended to read:

19 221.0303 (2) OPERATION AND ACQUISITION OF CUSTOMER BANK COMMUNICATIONS
20 TERMINALS. A bank may, directly or indirectly, acquire, place, and operate, or
21 participate in the acquisition, placement, and operation of, at locations other than
22 its main or branch offices, customer bank communications terminals, in accordance
23 with rules established by the ~~division~~ department. The rules of the ~~division~~
24 department shall provide that any such customer bank communications terminal
25 shall be available for use, on a nondiscriminatory basis, by any state or national bank

1 and by all customers designated by a bank using the terminal. This subsection does
2 not authorize a bank which has its principal place of business outside this state to
3 conduct banking business in this state. The customer bank communications
4 terminals also shall be available for use, on a nondiscriminatory basis, by any credit
5 union, savings and loan association, or savings bank, if the credit union, savings and
6 loan association, or savings bank requests to share its use, subject to rules jointly
7 established by the ~~division of banking~~ department and the office of credit unions.
8 The ~~division~~ department by order may authorize the installation and operation of a
9 customer bank communications terminal in a mobile facility, after notice and
10 hearing upon the proposed service stops of the mobile facility.

11 *~~0799/P1.83~~*SECTION 621. 221.0802 of the statutes is amended to read:

12 **221.0802 Banks may be placed in hands of ~~division~~ department.** A bank
13 doing business under this chapter may place its affairs and assets under the control
14 of the ~~division~~ department by posting a notice on its front door, as follows: "This bank
15 is in the hands of the ~~Division of Banking of the Department of Financial~~
16 Institutions, Insurance, and Professional Standards". Immediately upon posting
17 such notice, the bank shall notify the ~~division~~ department of this action. The posting
18 of the notice, or the taking possession of a bank by the ~~division~~ department, places
19 the bank's assets and property in the possession of the ~~division~~ department, and bars
20 any attachment proceedings. For each day the ~~division~~ department is placed in
21 possession of the bank, and until such time as a special deputy is appointed under
22 s. 220.08 (4), the bank shall pay to the ~~division~~ department the actual cost of such
23 liquidation proceedings. The ~~division~~ department shall pay the amounts to the state
24 treasurer and the percentage specified in s. ~~20.144 (1)~~ 20.142 (2) (g) shall be credited
25 to the appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

1 *~~-0799/P1.84~~***SECTION 622.** 222.0102 (3) of the statutes is repealed.

2 *~~-0799/P1.85~~***SECTION 623.** 224.71 (1e) of the statutes is repealed.

3 *~~-0799/P1.86~~***SECTION 624.** 224.90 (1) of the statutes is repealed.

4 *~~-0799/P1.87~~***SECTION 625.** 227.01 (13) (zy) of the statutes is amended to read:

5 227.01 (13) (zy) Relates to any form prescribed by ~~the division of banking in~~

6 the department of financial institutions, insurance, and professional standards in

7 connection with the licensing of mortgage bankers or mortgage brokers under s.

8 224.72 or the licensing of mortgage loan originators under s. 224.725.

9 *~~-0797/P1.87~~***SECTION 626.** 227.43 (1) (bm) of the statutes is created to read:

10 227.43 (1) (bm) Assign a hearing examiner to preside over any hearing or

11 review of a worker's compensation claim or other dispute under ch. 102 or of an

12 insurance-related claim or other dispute under chs. 600 to 655.

~~****NOTE: To editor and reconcilers: This provision is intended to expand
the provision in Gordon's draft that addresses only worker's comp claims.
Please delete this note after reconciliation is done.~~

13 *~~-0872/P1.197~~***SECTION 627.** 227.43 (1) (bm) of the statutes is created to read:

14 227.43 (1) (bm) Assign a hearing examiner to preside over any hearing or

15 review of a worker's compensation claim or other dispute under ch. 102.

16 *~~-0872/P1.198~~***SECTION 628.** 227.43 (2) (am) of the statutes is created to read:

17 227.43 (2) (am) The department of financial institutions, insurance, and

18 professional standards shall notify the division of hearings and appeals of every

19 pending hearing to which the administrator of the division is required to assign a

20 hearing examiner under sub. (1) (bm) after that department is notified that a hearing

21 on the matter is required.

22 *~~-0872/P1.199~~***SECTION 629.** 227.43 (3) (bm) of the statutes is created to read:

1 227.43 (3) (bm) The administrator of the division of hearings and appeals may
 2 set the fees to be charged for any services rendered to the department of financial
 3 institutions, insurance, and professional standards by a hearing examiner under
 4 this section. The fee shall cover the total cost of the services less any costs covered
 5 by the appropriation under s. 20.505 (4) (f).

6 *~~0872/P1.200~~*SECTION 630. 227.43 (4) (bm) of the statutes is created to read:
 7 227.43 (4) (bm) The department of financial institutions, insurance, and
 8 professional standards shall pay all costs of the services of a hearing examiner
 9 assigned under sub. (1) (bm), according to the fees set under sub. (3) (bm).

10 *~~0799/P1.88~~*SECTION 631. 227.52 (3) of the statutes is amended to read:
 11 227.52 (3) Those decisions of the ~~division of banking~~ department of financial
 12 institutions, insurance, and professional standards that are subject to review, prior
 13 to any judicial review, by the banking review board, and decisions of the ~~division of~~
 14 banking department of financial institutions, insurance, and professional standards
 15 relating to savings banks or savings and loan associations, but no other financial
 16 institutions subject to the jurisdiction of the ~~division of banking~~ department of
 17 financial institutions, insurance, and professional standards, except as provided in
 18 sub. (4).

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****NOTE: We believe that the last clause of this provision (beginning
 “, but no other ...”) could be stricken in lieu of the treatment included
 above, as we are not aware of any state-chartered financial institutions
 other than state banks (including those with trust powers), savings banks,
 savings and loan associations, and credit unions.

19 *~~0800/P1.167~~*SECTION 632. 227.59 of the statutes is amended to read:
 20 **227.59 Certification of certain cases from the circuit court of Dane**
 21 **County to other circuits.** Any action or proceeding for the review of any order of
 22 an administrative officer, commission, department, or other administrative tribunal

1 of the state required by law to be instituted in or taken to the circuit court of Dane
2 County, except an action or appeal for the review of any order of the department of
3 workforce development or the department of safety and professional services
4 financial institutions, insurance, and professional standards or findings and orders
5 of the labor and industry review commission, which is instituted or taken and is not
6 called for trial or hearing within 6 months after the proceeding or action is instituted,
7 and the trial or hearing of which is not continued by stipulation of the parties or by
8 order of the court for cause shown, shall on the application of either party on 5 days'
9 written notice to the other be certified and transmitted for trial to the circuit court
10 of the county of the residence or principal place of business of the plaintiff or
11 petitioner, where the action or proceeding shall be given preference. Unless written
12 objection is filed within the 5-day period, the order certifying and transmitting the
13 proceeding shall be entered without hearing. The plaintiff or petitioner shall pay to
14 the clerk of the circuit court of Dane County a fee of \$2 for transmitting the record.

****NOTE: Please note that the change to the department name in this section actually broadens the exception for DSPS under current law. Please let me know if you would like to include language limiting the exception to orders issued by DFIIPS that primarily concern professional licensing and buildings and safety. MPG

15 *–0906/P1.57*SECTION 633. 229.46 (1) (ag) of the statutes is amended to read:

16 229.46 (1) (ag) “Disabled veteran–owned business” means a business certified
17 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

18 *–0906/P1.58*SECTION 634. 229.46 (1) (b) of the statutes is amended to read:

19 229.46 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
20 203.07 (1) (f).

21 *–0906/P1.59*SECTION 635. 229.70 (1) (ag) of the statutes is amended to read:

22 229.70 (1) (ag) “Disabled veteran–owned business” means a business certified
23 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

1 *~~0906/P1.60~~**SECTION 636.** 229.70 (1) (am) of the statutes is amended to read:

2 229.70 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07

3 (1) (e).

4 *~~0906/P1.61~~**SECTION 637.** 229.70 (1) (b) of the statutes is amended to read:

5 229.70 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~

6 203.07 (1) (f).

7 *~~0906/P1.62~~**SECTION 638.** 229.8273 (1) (am) of the statutes is amended to

8 read:

9 229.8273 (1) (am) “Disabled veteran–owned business” means a business
10 certified by the department of administration under s. ~~16.283~~ 203.03 (3).

11 *~~0906/P1.63~~**SECTION 639.** 229.8273 (1) (b) of the statutes is amended to read:

12 229.8273 (1) (b) “Minority business” has the meaning given in s. ~~16.287~~ 203.07

13 (1) (e).

14 *~~0906/P1.64~~**SECTION 640.** 229.8273 (1) (c) of the statutes is amended to read:

15 229.8273 (1) (c) “Minority group member” has the meaning given in s. ~~16.287~~

16 203.07 (1) (f).

17 *~~0906/P1.65~~**SECTION 641.** 229.845 (1) (ag) of the statutes is amended to read:

18 229.845 (1) (ag) “Disabled veteran–owned business” means a business certified

19 by the department of administration under s. ~~16.283~~ 203.03 (3).

20 *~~0906/P1.66~~**SECTION 642.** 229.845 (1) (am) of the statutes is amended to

21 read:

22 229.845 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07

23 (1) (e).

24 *~~0852/P1.6~~**SECTION 643.** 230.08 (2) (e) 4f. of the statutes is repealed.

25 *~~0852/P1.7~~**SECTION 644.** 230.08 (2) (e) 4g. of the statutes is created to read:

1 230.08 (2) (e) 4g. Financial institutions, insurance, and professional standards
2 - 14.

3 *~~-0872/P1.201~~**SECTION 645.** 230.08 (2) (e) 6. of the statutes is amended to
4 read:

5 230.08 (2) (e) 6. Workforce development — ~~9~~ 8.

6 *~~-0852/P1.8~~**SECTION 646.** 230.08 (2) (e) 8h. of the statutes is repealed.

7 *~~-0852/P1.9~~**SECTION 647.** 230.08 (2) (e) 11m. of the statutes is repealed.

8 *~~-0852/P1.10~~**SECTION 648.** 230.08 (2) (L) 5. of the statutes is repealed.

9 *~~-0852/P1.11~~**SECTION 649.** 230.08 (2) (v) of the statutes is repealed.

10 *~~-0906/P1.67~~**SECTION 650.** 230.08 (2) (yb) of the statutes is amended to read:

11 230.08 (2) (yb) The director and the deputy director of the office of business
12 development in the department of ~~administration~~ financial institutions, insurance,
13 and professional standards.

14 *~~-0800/P1.168~~**SECTION 651.** 230.339 of the statutes is repealed.

15 *~~-0906/P1.68~~**SECTION 652.** 231.27 (1) of the statutes is amended to read:

16 231.27 (1) In this section, “minority business”, “minority financial adviser” and
17 “minority investment firm” mean a business, financial adviser and investment firm,
18 respectively, certified by the department of ~~administration~~ under s. ~~16.287~~ 203.07
19 (2).

20 *~~-0906/P1.69~~**SECTION 653.** 231.29 (1) of the statutes is amended to read:

21 231.29 (1) In this section, “business,” “financial adviser,” and “investment firm”
22 mean a business, financial adviser, and investment firm certified by the department
23 of ~~administration~~ under s. ~~16.283~~ 203.03 (3).

24 *~~-0906/P1.70~~**SECTION 654.** 234.35 (1) of the statutes is amended to read:

1 234.35 (1) In this section, “minority business”, “minority financial adviser” and
2 “minority investment firm” mean a business, financial adviser and investment firm,
3 respectively, certified ~~by the department of administration~~ under s. ~~16.287~~ 203.07
4 (2).

5 *~~0906/P1.71~~*SECTION 655. 234.36 (1) of the statutes is amended to read:

6 234.36 (1) In this section, “business,” “financial adviser,” and “investment firm”
7 mean a business, financial adviser, and investment firm certified ~~by the department~~
8 ~~of administration~~ under s. ~~16.283~~ 203.03 (3).

9 *~~0941/P2.30~~*SECTION 656. 236.13 (2m) of the statutes is amended to read:

10 236.13 (2m) As a further condition of approval when lands included in the plat
11 lie within 500 feet of the ordinary high-water mark of any lake, any navigable
12 stream, or any other body of navigable water or if land in the proposed plat involves
13 lake or navigable stream shorelands referred to in s. 236.16, the department of
14 natural resources, to prevent pollution of navigable waters, ~~or the department of~~
15 ~~safety and professional services,~~ and to protect the public health and safety, may
16 require assurance of adequate drainage areas for private on-site wastewater
17 treatment systems and building setback restrictions, or provisions by the owner for
18 public sewage disposal facilities for waters of the state, as defined in s. 281.01 (18),
19 industrial wastes, as defined in s. 281.01 (5), and other wastes, as defined in s. 281.01
20 (7). The public sewage disposal facilities may consist of one or more systems as the
21 department of natural resources ~~or the department of safety and professional~~
22 ~~services~~ determines on the basis of need for prevention of pollution of the waters of
23 the state or protection of public health and safety.

****NOTE: Are these changes consistent with the intent of this drafting request?

RNK

1 *~~0797/P1.88~~***SECTION 657.** 238.397 (4) (d) of the statutes is amended to read:

2 238.397 (4) (d) The corporation shall notify the department of revenue of all
3 persons entitled to claim tax benefits under this section, except that the corporation
4 shall notify the ~~office of the commissioner of insurance~~ department of financial
5 institutions, insurance, and professional standards of all persons entitled to claim
6 the credit under s. 76.636.

7 *~~0797/P1.89~~***SECTION 658.** 250.041 (1) (b) of the statutes is repealed.

8 *~~0797/P1.90~~***SECTION 659.** 250.041 (1) (e) of the statutes is amended to read:

9 250.041 (1) (e) A permit under s. 254.47 (1); or 254.64 (1) (a) or (b) ~~or 255.08~~
10 (2).

11 *~~0906/P1.72~~***SECTION 660.** 252.12 (2) (a) 9. of the statutes is amended to read:

12 252.12 (2) (a) 9. ‘Grant for family resource center.’ The department shall award
13 a grant to develop and implement an African–American family resource center in the
14 city of Milwaukee that targets activities toward the prevention and treatment of HIV
15 infection and related infections, including hepatitis C virus infection, of minority
16 group members, as defined in s. ~~16.287~~ 203.07 (1) (f).

17 *~~0906/P1.73~~***SECTION 661.** 252.12 (2) (c) 2. of the statutes is amended to read:

18 252.12 (2) (c) 2. From the appropriation account under s. 20.435 (1) (am), the
19 department shall award \$75,000 in each fiscal year as grants for services to prevent
20 HIV infection and related infections, including hepatitis C virus infection. Criteria
21 for award of the grants shall include the criteria specified under subd. 1. The
22 department shall award 60% of the funding to applying organizations that receive
23 funding under par. (a) 8. and 40% of the funding to applying community–based
24 organizations that are operated by minority group members, as defined in s. ~~16.287~~
25 203.07 (1) (f).

1 *~~0797/P1.91~~*SECTION 662. 252.23 of the statutes is renumbered 463.10, and
2 463.10 (title), (2), (3) and (4) (a), as renumbered, are amended to read:

3 **463.10 (title) Regulation of tattooists and tattooing establishments.**

4 (2) DEPARTMENT; DUTY. Except as provided in ~~ss. 250.041 and 252.241~~ 463.14,
5 the department shall provide uniform, statewide licensing and regulation of
6 tattooists and uniform, statewide licensing and regulation of tattoo establishments
7 under this section. The department shall inspect a tattoo establishment once before
8 issuing a license for the tattoo establishment under this section and may make
9 additional inspections that the department determines are necessary.

10 (3) LICENSE REQUIRED. Except as provided in sub. (5), no person may tattoo or
11 attempt to tattoo another, designate or represent himself or herself as a tattooist or
12 use or assume the title “tattooist” and no tattoo establishment may be operated
13 unless the person and the establishment are licensed by the department under this
14 section or by a local health department that is designated as the department’s agent
15 under ~~s. 252.245~~ 463.16.

16 (4) (a) Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14 and subject to
17 sub. (4m), standards and procedures, including fee payment to offset the cost of
18 licensing tattooists and tattoo establishments, for the annual issuance of licenses as
19 tattooists or as tattoo establishments to applicants under this section. The
20 department may not promulgate a rule that imposes a fee for a license under sub. (3)
21 on an individual who is eligible for the veterans fee waiver program under s. 45.44.

22 *~~0797/P1.92~~*SECTION 663. 252.24 of the statutes is renumbered 463.12, and
23 463.12 (2) and (4) (a), as renumbered, are amended to read:

24 463.12 (2) DEPARTMENT; DUTY. Except as provided in ~~ss. 250.041 and 252.241~~
25 s. 463.14, the department shall provide uniform, statewide licensing and regulation

1 of body piercers and uniform, statewide licensing and regulation of body-piercing
2 establishments under this section. The department shall inspect a body-piercing
3 establishment once before issuing a license for the body-piercing establishment
4 under this section and may make additional inspections that the department
5 determines are necessary.

6 (4) (a) Except as provided in ~~ss. 250.041 and 252.241~~ s. 463.14 and subject to
7 sub. (4m), standards and procedures, including fee payment to offset the cost of
8 licensing body piercers and body-piercing establishments, for the annual issuance
9 of licenses as body piercers or as body-piercing establishments to applicants under
10 this section. The department may not promulgate a rule under which the
11 department may charge an individual who is eligible for the veterans fee waiver
12 program under s. 45.44 a fee to obtain a license under sub. (3).

13 *~~0797/P1.93~~***SECTION 664.** 252.241 of the statutes is renumbered 463.14, and
14 463.14 (title), (1), (1m), (3), (4) and (5), as renumbered, are amended to read:

15 **463.14 (title) Denial, nonrenewal and revocation of license or permit**
16 **based on delinquent taxes or unemployment insurance contributions. (1)**
17 Except as provided in sub. (1m), the department shall require each applicant to
18 provide the department with the applicant's social security number, if the applicant
19 is an individual, or the applicant's federal employer identification number, if the
20 applicant is not an individual, as a condition of issuing or renewing a license under
21 ~~s. 252.23 (2) or (4) (a) or 252.24 (2) or (4) (a)~~ 463.10 or 463.12, or a permit under s.
22 463.25.

23 (1m) If an individual who applies for or to renew a license or permit under sub.
24 (1) does not have a social security number, the individual, as a condition of obtaining
25 the license or permit, shall submit a statement made or subscribed under oath or

1 affirmation to the department that the applicant does not have a social security
2 number. The form of the statement shall be prescribed by the department of children
3 and families. A license or permit issued or renewed in reliance upon a false
4 statement submitted under this subsection is invalid.

5 (3) Except as provided in sub. (1m), the department shall deny an application
6 for the issuance or renewal of a license or permit specified in sub. (1) if the applicant
7 does not provide the information specified in sub. (1).

8 (4) The department shall deny an application for the issuance or renewal of a
9 license or permit specified in sub. (1), or shall revoke the license or permit specified
10 in sub. (1), if the department of revenue certifies under s. 73.0301 that the applicant
11 for or holder of the license or permit is liable for delinquent taxes.

12 (5) The department shall deny an application for the issuance or renewal of a
13 license or permit specified in sub. (1), or shall revoke the license or permit specified
14 in sub. (1), if the department of workforce development certifies under s. 108.227 that
15 the applicant for or holder of the license or permit is liable for delinquent
16 unemployment insurance contributions.

17 ~~*-0797/P1.94~~ SECTION 665. 252.245 of the statutes is renumbered 463.16, and
18 463.16 (1), (2), (3), (4m), (5), (6), (8) and (9), as renumbered, are amended to read:

19 463.16 (1) In the administration and enforcement of ss. ~~252.23 and 252.24~~
20 ~~463.10 and 463.12~~, the department may enter into a written agreement with a local
21 health department with a jurisdictional area that has a population greater than
22 5,000, which designates the local health department as the department's agent in
23 issuing licenses to and making investigations or inspections of tattooists and tattoo
24 establishments and body piercers and body-piercing establishments. In a
25 jurisdictional area of a local health department without agent status, the