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BY FJi. 1-23 Trans  
State of Wisconsin  
2015 - 2016 LEGISLATURE



LRB-0807/P4 P3  
ALL:all:jf stays

MFG/RNK/ARG/FFX/RAC/TSD

DOA:.....Potts, BB0259 – Creation of Department of Financial Institutions, Insurance and Professional Standards; compile of LRB-0797, -0799, -0800, -0852, -0872, -0906, and -0941

**FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION**

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

*Analysis by the Legislative Reference Bureau*  
**COMMERCE AND ECONOMIC DEVELOPMENT**  
**BUSINESS ORGANIZATIONS AND FINANCIAL INSTITUTIONS**

Under current law, DFI regulates state-chartered banks, savings and loan associations, savings banks, and certain operations of the securities industry in this state. DFI also reviews and files charters, articles of incorporation, and other documents of business organizations and registers and oversees the mortgage banking industry. Finally, DFI oversees Uniform Commercial Code filings in this state and administers the Wisconsin Consumer Act.

This bill transfers all of the functions of DFI, including functions of the Division of Banking and the Division of Securities, to the Department of Financial Institutions and Professional Standards (DFIPS). Additionally, this bill attaches the Office of Credit Unions, previously attached to DFI, to DFIPS.

transfers

**ECONOMIC DEVELOPMENT**

Under current law, DOA administers disabled veteran-owned business certifications, woman-owned business certifications, and minority business certifications that are designed to encourage the creation and foster the growth of Wisconsin businesses owned by women, disabled veterans, or minorities. A business

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that qualifies for and maintains one of those certifications may be eligible to receive certain advantages bidding on public projects and other benefits. This bill transfers the administration of those certifications to DFIPS.

Also under current law, there is attached to DOA a Small Business Regulatory Review Board, which is tasked with reviewing and making reports concerning proposed administrative rules that may have an economic impact on small businesses. The Small Business Regulatory Review Board is advised by the Office of Business Development, which is also attached to DOA. The bill transfers the Small Business Regulatory Review Board and the Office of Business Development from DOA to DFIPS and renames the Office of Business Development the "Office of Regulatory Reform."

**EDUCATION**

**OTHER EDUCATIONAL AND CULTURAL AGENCIES**

Under current law, the Educational Approval Board (EAB) inspects and approves private trade, correspondence, business, and technical schools to protect the students of those schools, prevent fraud, and encourage accepted educational standards at those schools. Currently, the EAB is attached to the TCS Board for administrative purposes. This bill attaches the EAB to the DFIPS for administrative purposes.

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EAB  
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**HEALTH AND HUMAN SERVICES**

**OTHER HEALTH AND HUMAN SERVICES**

The bill transfers oversight of tattooing, body piercing, and tanning from DHS, which currently regulates those areas, to DFIPS.

**SAFETY AND PROFESSIONAL SERVICES**

Under current law, DSPS and the various boards and councils attached to DSPS regulate professional licensure and buildings and safety in Wisconsin. This bill eliminates DSPS and transfers all of its functions to DFIPS. The bill attaches to DFIPS the various boards and councils attached to DSPS under current law, except that the bill transfers the Veterinary Examining Board to DATCP.

**BUILDINGS AND SAFETY**

Under current law, DSPS administers the laws regulating private on-site wastewater treatment systems. Generally, a private on-site wastewater treatment system is a sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. Current law also requires certain local governmental units to enact ordinances regulating private on-site wastewater treatment systems.

This bill transfers DSPS's responsibilities with respect to administration of the laws regulating private on-site wastewater treatment systems to DNR, except that the bill eliminates a grant program for individuals and businesses served by failing private on-site wastewater treatment systems.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

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1           **SECTION 1.** 15.08 (1m) (a) of the statutes is amended to read:

2           15.08 (1m) (a) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~  
3           15.177 shall have all the powers and duties of other members except they shall not  
4           prepare questions for or grade any licensing examinations.

5           **SECTION 2.** 15.08 (1m) (am) of the statutes is amended to read:

6           15.08 (1m) (am) Public members appointed under s. ~~15.405~~ 15.175 or ~~15.407~~  
7           15.177 shall not be, nor ever have been, licensed, certified, registered, or engaged in  
8           any profession or occupation licensed or otherwise regulated by the board, examining  
9           board, or examining council to which they are appointed, shall not be married to any  
10          person so licensed, certified, registered, or engaged, and shall not employ, be  
11          employed by, or be professionally associated with any person so licensed, certified,  
12          registered, or engaged.

13          **SECTION 3.** 15.085 (1m) (a) of the statutes is amended to read:

14          15.085 (1m) (a) Public members appointed under s. ~~15.406~~ 15.176 shall have  
15          all of the powers and duties of other members except that they shall not prepare  
16          questions for or grade any licensing examinations.

17          **SECTION 4.** 15.085 (1m) (am) of the statutes is amended to read:

18          15.085 (1m) (am) Public members appointed under s. ~~15.406~~ 15.176 shall not  
19          be, nor ever have been, licensed, certified, registered, or engaged in any profession  
20          or occupation licensed or otherwise regulated by the affiliated credentialing board  
21          to which they are appointed, shall not be married to any person so licensed, certified,

1 registered, or engaged, and shall not employ, be employed by, or be professionally  
2 associated with any person so licensed, certified, registered, or engaged.

3 SECTION 5. 15.105 (32) of the statutes is renumbered 15.142 (18g) and amended  
4 to read:

5 15.142 (18g) OFFICE OF BUSINESS DEVELOPMENT ~~REGULATORY REFORM~~. There is  
6 created an office of ~~business development~~ which is ~~regulatory reform~~, attached to the  
7 department of ~~administration~~ financial institutions and professional standards  
8 under s. 15.03. The office shall be under the direction and supervision of a director  
9 who shall be appointed by the governor to serve at his or her pleasure.

10 SECTION 6. 15.105 (33) of the statutes is renumbered 15.142 (18r) and amended  
11 to read:

12 15.142 (18r) SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a  
13 small business regulatory review board, attached to the department of  
14 ~~administration~~ financial institutions and professional standards under s. 15.03. The  
15 board shall consist of 7 representatives of small businesses, as defined in s. 227.114  
16 (1), who shall be appointed for 3-year terms, and the chairpersons of one senate and  
17 one assembly committee concerned with small businesses, appointed as are  
18 members of standing committees.

19 SECTION 7. 15.135 (5) (title) of the statutes is created to read:

20 15.135 (5) (title) VETERINARY EXAMINING BOARD.

21 SECTION 8. 15.17 of the statutes is created to read:

22 15.17 Department of financial institutions and professional standards.

23 There is created a department of financial institutions and professional standards  
24 under the direction and supervision of the secretary of financial institutions and  
25 professional standards.

1 SECTION 9. 15.177 (title) of the statutes is created to read:

2 15.177 (title) **Same; councils.**

3 SECTION 10. 15.18 of the statutes is repealed.

4 SECTION 11. 15.183 of the statutes is repealed.

5 SECTION 12. 15.185 (title) of the statutes is repealed.

6 SECTION 13. 15.185 (1) of the statutes is renumbered 15.175 (14m) and  
7 amended to read:

8 15.175 (14m) BANKING REVIEW BOARD. There is created in the department of  
9 financial institutions and professional standards a banking review board consisting  
10 of 5 persons, appointed for staggered 5-year terms. At least 3 members shall be  
11 experienced bankers having at least 5 years' experience in the banking business. No  
12 member is qualified to act in any matter involving a bank in which the member is  
13 an officer, director or stockholder, or to which the member is indebted.

14 SECTION 14. 15.185 (3) of the statutes is renumbered 15.175 (15m) and  
15 amended to read:

16 15.175 (15m) SAVINGS INSTITUTIONS REVIEW BOARD. There is created in the  
17 department of financial institutions and professional standards a savings  
18 institutions review board consisting of 5 members, at least 3 of whom shall have not  
19 less than 5 years' experience in the savings and loan or savings bank business in this  
20 state, appointed for 5-year terms.

21 SECTION 15. 15.185 (7) of the statutes is renumbered 15.175 (16m), and 15.175  
22 (16m) (a), as renumbered, is amended to read:

23 15.175 (16m) (a) *Office of credit unions; creation.* There is created an office of  
24 credit unions which is attached to the department of financial institutions and  
25 professional standards under s. 15:03. The director shall be appointed by the

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1 governor to serve at the pleasure of the governor. No person may be appointed  
2 director who has not had at least 3 years of actual experience either in the operation  
3 of a credit union, or serving in a credit union supervisory capacity, or a combination  
4 of both. Notwithstanding s. 15.03, all personnel and budget requests by the office of  
5 credit unions shall be processed and forwarded by the department of financial  
6 institutions and professional standards without change except as requested and  
7 concurred in by the office of credit unions.

8 SECTION 16. 15.40 of the statutes is repealed.

9 SECTION 17. 15.405 (title) of the statutes is renumbered 15.175 (title) and  
10 amended to read:

11 15.175 (title) **Same; attached boards and, examining boards, and**  
12 **offices.**

13 SECTION 18. 15.405 (1) of the statutes is renumbered 15.175 (1) and amended  
14 to read:

15 15.175 (1) ACCOUNTING EXAMINING BOARD. There is created an accounting  
16 examining board in the department of ~~safety and professional services~~ financial  
17 institutions and professional standards. The examining board shall consist of 7  
18 members, appointed for staggered 4-year terms. Five members shall hold  
19 certificates as certified public accountants and be eligible for licensure to practice in  
20 this state. Two members shall be public members.

21 SECTION 19. 15.405 (1m) of the statutes is renumbered 15.175 (1m), and 15.175  
22 (1m) (a) (intro.) and 5., as renumbered, are amended to read:

23 15.175 (1m) (a) (intro.) There is created a building inspector review board  
24 which is attached to the department of ~~safety and professional services~~ financial

1 institutions and professional standards under s. 15.03 that consists of the following  
2 members:

3 5. A building inspector certified by the department of ~~safety and professional~~  
4 ~~services~~ financial institutions and professional standards, to inspect public  
5 buildings, places of employment, or one–family and two–family dwellings.

6 **SECTION 20.** 15.405 (2) of the statutes is renumbered 15.175 (2), and 15.175 (2)  
7 (intro.), as renumbered, is amended to read:

8 15.175 (2) EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,  
9 PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND SURVEYORS. (intro.)

10 There is created an examining board of architects, landscape architects, professional  
11 engineers, designers, and professional land surveyors in the department of ~~safety~~  
12 ~~and professional services~~ financial institutions and professional standards. Any  
13 professional member appointed to the examining board shall be registered or  
14 licensed to practice architecture, landscape architecture, professional engineering,  
15 the design of engineering systems, or professional land surveying under ch. 443. The  
16 examining board shall consist of the following members appointed for 4–year terms:  
17 3 architects, 3 landscape architects, 3 professional engineers, 3 designers, 3  
18 professional land surveyors, and 10 public members.

19 **SECTION 21.** 15.405 (2m) of the statutes is renumbered 15.175 (2m), and 15.175  
20 (2m) (a) (intro.), as renumbered, is amended to read:

21 15.175 (2m) (a) (intro.) There is created in the department of ~~safety and~~  
22 ~~professional services~~ financial institutions and professional standards an examining  
23 board of professional geologists, hydrologists, and soil scientists consisting of the  
24 following members appointed for 4–year terms:

1           **SECTION 22.** 15.405 (3) of the statutes is renumbered 15.175 (3), and 15.175 (3)  
2 (a) (intro.), as renumbered, is amended to read:

3           15.175 (3) (a) (intro.) There is created in the department of ~~safety and~~  
4 ~~professional services~~ financial institutions and professional standards an auctioneer  
5 board consisting of the following members appointed for 4-year terms:

6           **SECTION 23.** 15.405 (3m) of the statutes is renumbered 15.175 (3m), and 15.175  
7 (3m) (b) (intro.), as renumbered, is amended to read:

8           15.175 (3m) (b) (intro.) There is created in the department of ~~safety and~~  
9 ~~professional services~~ financial institutions and professional standards a cemetery  
10 board consisting of the following members, who shall serve 4-year terms:

11           **SECTION 24.** 15.405 (5) of the statutes is renumbered 15.175 (5) and amended  
12 to read:

13           15.175 (5) CHIROPRACTIC EXAMINING BOARD. There is created a chiropractic  
14 examining board in the department of ~~safety and professional services~~ financial  
15 institutions and professional standards. The chiropractic examining board shall  
16 consist of 6 members, appointed for staggered 4-year terms. Four members shall be  
17 graduates from a school of chiropractic and licensed to practice chiropractic in this  
18 state. Two members shall be public members. No person may be appointed to the  
19 examining board who is in any way connected with or has a financial interest in any  
20 chiropractic school.

21           **SECTION 25.** 15.405 (5g) of the statutes is renumbered 15.175 (5g) and amended  
22 to read:

23           15.175 (5g) CONTROLLED SUBSTANCES BOARD. There is created in the department  
24 of ~~safety and professional services~~ financial institutions and professional standards  
25 a controlled substances board consisting of the attorney general, the secretary of



1 health services, and the secretary of agriculture, trade and consumer protection, or  
2 their designees; the chairperson of the pharmacy examining board or a designee; and  
3 one psychiatrist and one pharmacologist appointed for 3–year terms.

4 **SECTION 26.** 15.405 (6) of the statutes is renumbered 15.175 (6), and 15.175 (6)  
5 (intro.), as renumbered, is amended to read:

6 15.175 (6) DENTISTRY EXAMINING BOARD. (intro.) There is created a dentistry  
7 examining board in the department of ~~safety and professional services~~ financial  
8 institutions and professional standards consisting of the following members  
9 appointed for 4–year terms:

10 **SECTION 27.** 15.405 (6m) of the statutes is renumbered 15.175 (6m), and 15.175  
11 (6m) (intro.), as renumbered, is amended to read:

12 15.175 (6m) HEARING AND SPEECH EXAMINING BOARD. (intro.) There is created  
13 a hearing and speech examining board in the department of ~~safety and professional~~  
14 ~~services~~ financial institutions and professional standards consisting of the following  
15 members appointed for 4–year terms:

16 **SECTION 28.** 15.405 (7) of the statutes is renumbered 15.175 (7), and 15.175 (7)  
17 (a), as renumbered, is amended to read:

18 15.175 (7) (a) There is created a medical examining board in the department  
19 of ~~safety and professional services~~ financial institutions and professional standards.

20 **SECTION 29.** 15.405 (7c) of the statutes is renumbered 15.175 (7c), and 15.175  
21 (7c) (a) (intro.), as renumbered, is amended to read:

22 15.175 (7c) (a) (intro.) There is created a marriage and family therapy,  
23 professional counseling, and social work examining board in the department of  
24 ~~safety and professional services~~ financial institutions and professional standards  
25 consisting of the following members appointed for 4–year terms:

1           **SECTION 30.** 15.405 (7e) of the statutes is renumbered 15.175 (7e), and 15.175  
2 (7e) (intro.), as renumbered, is amended to read:

3           **15.175 (7e) RADIOGRAPHY EXAMINING BOARD.** (intro.) There is created in the  
4 department of ~~safety and professional services~~ financial institutions and  
5 professional standards a radiography examining board consisting of the following 7  
6 members appointed for 4-year terms:

7           **SECTION 31.** 15.405 (7g) of the statutes is renumbered 15.175 (7g) and amended  
8 to read:

9           **15.175 (7g) BOARD OF NURSING.** There is created a board of nursing in the  
10 department of ~~safety and professional services~~ financial institutions and  
11 professional standards. The board of nursing shall consist of the following members  
12 appointed for staggered 4-year terms: 5 currently licensed registered nurses under  
13 ch. 441; 2 currently licensed practical nurses under ch. 441; and 2 public members.  
14 Each registered nurse member shall have graduated from a program in professional  
15 nursing and each practical nurse member shall have graduated from a program in  
16 practical nursing accredited by the state in which the program was conducted.

17           **SECTION 32.** 15.405 (7m) of the statutes is renumbered 15.175 (7m) and  
18 amended to read:

19           **15.175 (7m) NURSING HOME ADMINISTRATOR EXAMINING BOARD.** There is created  
20 a nursing home administrator examining board in the department of ~~safety and~~  
21 ~~professional services~~ financial institutions and professional standards consisting of  
22 9 members appointed for staggered 4-year terms and the secretary of health services  
23 or a designee, who shall serve as a nonvoting member. Five members shall be  
24 nursing home administrators licensed in this state. One member shall be a  
25 physician. One member shall be a nurse licensed under ch. 441. Two members shall

1 be public members. No more than 2 members may be officials or full-time employees  
2 of this state.

3 **SECTION 33.** 15.405 (7r) of the statutes is renumbered 15.175 (7r), and 15.175  
4 (7r) (intro.), as renumbered, is amended to read:

5 15.175 (7r) PHYSICAL THERAPY EXAMINING BOARD. (intro.) There is created in the  
6 department of ~~safety and professional services~~ financial institutions and  
7 professional standards a physical therapy examining board consisting of the  
8 following members appointed for staggered 4-year terms:

9 **SECTION 34.** 15.405 (8) of the statutes is renumbered 15.175 (8) and amended  
10 to read:

11 15.175 (8) OPTOMETRY EXAMINING BOARD. There is created an optometry  
12 examining board in the department of ~~safety and professional services~~ financial  
13 institutions and professional standards. The optometry examining board shall  
14 consist of 7 members appointed for staggered 4-year terms. Five of the members  
15 shall be licensed optometrists in this state. Two members shall be public members.

16 **SECTION 35.** 15.405 (9) of the statutes is renumbered 15.175 (9) and amended  
17 to read:

18 15.175 (9) PHARMACY EXAMINING BOARD. There is created a pharmacy examining  
19 board in the department of ~~safety and professional services~~ financial institutions and  
20 professional standards. The pharmacy examining board shall consist of 7 members  
21 appointed for staggered 4-year terms. Five of the members shall be licensed to  
22 practice pharmacy in this state. Two members shall be public members.

23 **SECTION 36.** 15.405 (10m) of the statutes is renumbered 15.175 (10m) and  
24 amended to read:

1           15.175 (10m) PSYCHOLOGY EXAMINING BOARD. There is created in the  
2 department of ~~safety and professional services~~ financial institutions and  
3 professional standards a psychology examining board consisting of 6 members  
4 appointed for staggered 4-year terms. Four of the members shall be psychologists  
5 licensed in this state. Each of the psychologist members shall represent a different  
6 specialty area within the field of psychology. Two members shall be public members.

7           **SECTION 37.** 15.405 (10r) of the statutes is renumbered 15.175 (10r), and 15.175  
8 (10r) (a) (intro.), as renumbered, is amended to read:

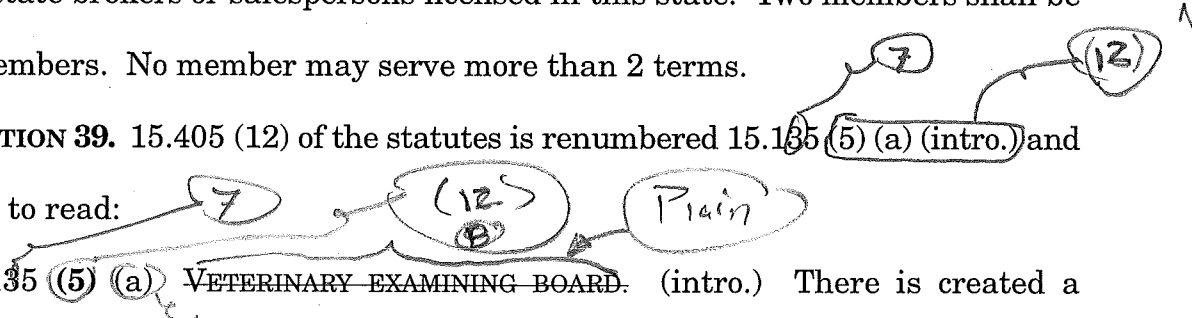
9           15.175 (10r) (a) (intro.) There is created a real estate appraisers board in the  
10 department of ~~safety and professional services~~ financial institutions and  
11 professional standards consisting of the following members appointed for 4-year  
12 terms:

13           **SECTION 38.** 15.405 (11m) of the statutes is renumbered 15.175 (11m) and  
14 amended to read:

15           15.175 (11m) REAL ESTATE EXAMINING BOARD. There is created a real estate  
16 examining board in the department of ~~safety and professional services~~ financial  
17 institutions and professional standards. The real estate examining board shall  
18 consist of 7 members appointed to staggered 4-year terms. Five of the members shall  
19 be real estate brokers or salespersons licensed in this state. Two members shall be  
20 public members. No member may serve more than 2 terms.

21           **SECTION 39.** 15.405 (12) of the statutes is renumbered 15.135 (5) (a) (intro.) and  
22 amended to read:

23           15.135 (5) (a) ~~VETERINARY EXAMINING BOARD.~~ (intro.) There is created a  
24 veterinary examining board in the department of ~~safety and professional services~~



financial institutions and professional standards

- 1 agriculture, trade and consumer protection. The veterinary examining board shall
- 2 consist of the following 8 members appointed for staggered 4-year terms.
- 3 1. Five of the members shall be licensed veterinarians licensed in this state.
- 4 2. One member shall be a veterinary technician certified in this state.
- 5 3. Two members shall be public members.
- 6 (b) No member of the examining board may in any way be financially interested
- 7 in any school having a veterinary department or a course of study in veterinary or
- 8 animal technology.

\*\*\*NOTE: In addition to renumbering, I altered the format of the statutory unit to conform more closely with the other subsections in s. 15.135, stats., and with drafting best practices. Okay? MPG

9 SECTION 40. 15.405 (16) of the statutes is renumbered 15.175 (16) and amended  
10 to read:

11 15.175 (16) FUNERAL DIRECTORS EXAMINING BOARD. There is created a funeral  
12 directors examining board in the department of ~~safety and professional services~~  
13 financial institutions and professional standards. The funeral directors examining  
14 board shall consist of 6 members appointed for staggered 4-year terms. Four  
15 members shall be licensed funeral directors under ch. 445 in this state. Two  
16 members shall be public members.

17 SECTION 41. 15.405 (17) of the statutes is renumbered 15.175 (17) and amended  
18 to read:

19 15.175 (17) COSMETOLOGY EXAMINING BOARD. There is created a cosmetology  
20 examining board in the department of ~~safety and professional services~~ financial  
21 institutions and professional standards. The cosmetology examining board shall  
22 consist of 9 members appointed for 4-year terms. Four members shall be licensed  
23 aestheticians or cosmetologists, 2 members shall be public members, one member

1 shall be a representative of a private school of cosmetology, one member shall be a  
2 representative of a public school of cosmetology, and one member shall be a licensed  
3 electrologist. No more than 4 members may be connected with or have any financial  
4 interest in a cosmetology school.

5 **SECTION 42.** 15.406 (title) of the statutes is renumbered 15.176 (title).

6 **SECTION 43.** 15.406 (2) of the statutes is renumbered 15.176 (2), and 15.176 (2)  
7 (intro.), as renumbered, is amended to read:

8 15.176 (2) DIETITIANS AFFILIATED CREDENTIALING BOARD. (intro.) There is created  
9 in the department of ~~safety and professional services~~ financial institutions and  
10 professional standards, attached to the medical examining board, a dietitians  
11 affiliated credentialing board consisting of the following members appointed for  
12 4-year terms:

13 **SECTION 44.** 15.406 (3) of the statutes is renumbered 15.176 (3), and 15.176 (3)  
14 (intro.), as renumbered, is amended to read:

15 15.176 (3) PODIATRY AFFILIATED CREDENTIALING BOARD. (intro.) There is created  
16 in the department of ~~safety and professional services~~ financial institutions and  
17 professional standards, attached to the medical examining board, a podiatry  
18 affiliated credentialing board consisting of the following members appointed for  
19 4-year terms:

20 **SECTION 45.** 15.406 (4) of the statutes is renumbered 15.176 (4), and 15.176 (4)  
21 (intro.), as renumbered, is amended to read:

22 15.176 (4) ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD. (intro.) There  
23 is created in the department of ~~safety and professional services~~ financial institutions  
24 and professional standards, attached to the medical examining board, an athletic

1 trainers affiliated credentialing board consisting of the following members  
2 appointed for 4-year terms:

3 SECTION 46. 15.406 (5) of the statutes is renumbered 15.176 (5), and 15.176 (5)  
4 (intro.), as renumbered, is amended to read:

5 15.176 (5) OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD. (intro.)  
6 There is created in the department of ~~safety and professional services~~ financial  
7 institutions and professional standards, attached to the medical examining board,  
8 an occupational therapists affiliated credentialing board consisting of the following  
9 members appointed for 4-year terms:

10 SECTION 47. 15.406 (6) of the statutes is renumbered 15.176 (6), and 15.176 (6)  
11 (a) (intro.) and 1., as renumbered, are amended to read:

12 15.176 (6) (a) (intro.) There is created in the department of ~~safety and~~  
13 ~~professional services~~ financial institutions and professional standards, attached to  
14 the medical examining board, a massage therapy and bodywork therapy affiliated  
15 credentialing board. The affiliated credentialing board shall consist of the following  
16 7 members appointed for 4-year terms:

- 17 1. Six massage therapists or bodywork therapists licensed under ch. 460 who
- 18 have engaged in the practice of massage therapy or bodywork therapy for at least 2
- 19 years preceding appointment. One member appointed under this subdivision shall
- 20 be a representative of a massage therapy or bodywork therapy school ~~approved by~~ <sup>certified</sup>
- 21 ~~the educational approval board under s. 38.50 ch. 37.~~ <sup>strike</sup> One member appointed under
- 22 this subdivision shall be a representative of a massage therapy or bodywork therapy
- 23 program offered by a technical college in this state. No other members appointed
- 24 under this subdivision shall be directly or indirectly affiliated with a massage
- 25 therapy or bodywork therapy school or program.

no strike

department of financial institutions and professional standards under s. 440.52

1           **SECTION 48.** 15.407 (title) of the statutes is renumbered 15.177 (title).

2           **SECTION 49.** 15.407 (1m) of the statutes is renumbered 15.177 (1m) and  
3 amended to read:

4           **15.177 (1m)** RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL. There is  
5 created a respiratory care practitioners examining council in the department of  
6 ~~safety and professional services~~ financial institutions and professional standards  
7 and serving the medical examining board in an advisory capacity in the formulating  
8 of rules to be promulgated by the medical examining board for the regulation of  
9 respiratory care practitioners. The respiratory care practitioners examining council  
10 shall consist of 3 certified respiratory care practitioners, each of whom shall have  
11 engaged in the practice of respiratory care for at least 3 years preceding  
12 appointment, one physician and one public member. The respiratory care  
13 practitioner and physician members shall be appointed by the medical examining  
14 board. The members of the examining council shall serve 3-year terms. Section  
15 15.08 (1) to (4) (a) and (6) to (10) shall apply to the respiratory care practitioners  
16 examining council, except that members of the examining council may serve more  
17 than 2 consecutive terms.

18           **SECTION 50.** 15.407 (2) of the statutes is renumbered 15.177 (2), and 15.177 (2)  
19 (intro.), as renumbered, is amended to read:

20           **15.177 (2)** COUNCIL ON PHYSICIAN ASSISTANTS. (intro.) There is created a council  
21 on physician assistants in the department of ~~safety and professional services~~  
22 financial institutions and professional standards and serving the medical examining  
23 board in an advisory capacity. The council's membership shall consist of:

24           **SECTION 51.** 15.407 (2m) of the statutes is renumbered 15.177 (2m), and 15.177  
25 (2m) (intro.), as renumbered, is amended to read:



1           15.177 (2m) (intro.) There is created a perfusionists examining council in the  
2           department of ~~safety and professional services~~ financial institutions and  
3           professional standards and serving the medical examining board in an advisory  
4           capacity. The council shall consist of the following members appointed for 3-year  
5           terms:

6           **SECTION 52.** 15.407 (3) of the statutes is renumbered 15.177 (3), and 15.177 (3)  
7           (intro.), as renumbered, is amended to read:

8           15.177 (3) **EXAMINING COUNCILS; BOARD OF NURSING.** (intro.) The following  
9           examining councils are created in the department of ~~safety and professional services~~  
10          financial institutions and professional standards to serve the board of nursing in an  
11          advisory capacity. Section 15.08 (1) to (4) (a) and (6) to (10), applies to the examining  
12          councils.

13          **SECTION 53.** 15.407 (5) of the statutes is renumbered 15.177 (5) and amended  
14          to read:

15          15.177 (5) **COUNCIL ON REAL ESTATE CURRICULUM AND EXAMINATIONS.** There is  
16          created in the department of ~~safety and professional services~~ financial institutions  
17          and professional standards a council on real estate curriculum and examinations  
18          consisting of 7 members appointed for 4-year terms. Five members shall be real  
19          estate brokers or salespersons licensed under ch. 452 and 2 members shall be public  
20          members. Of the real estate broker or salesperson members, one member shall be  
21          a member of the real estate examining board appointed by the real estate examining  
22          board, at least 2 members shall be licensed real estate brokers with at least 5 years  
23          of experience as real estate brokers, and at least one member shall be a licensed real  
24          estate salesperson with at least 2 years of experience as a real estate salesperson.  
25          Of the 2 public members, at least one member shall have at least 2 years of experience

1 in planning or presenting real estate educational programs. No member of the  
2 council may serve more than 2 consecutive terms.

3 **SECTION 54.** 15.407 (6) of the statutes is renumbered 15.177 (6), and 15.177 (6)  
4 (intro.), as renumbered, is amended to read:

5 15.177 (6) PHARMACIST ADVISORY COUNCIL. (intro.) There is created a pharmacist  
6 advisory council in the department of ~~safety and professional services~~ financial  
7 institutions and professional standards and serving the pharmacy examining board  
8 in an advisory capacity. The council shall consist of the following members appointed  
9 for 3-year terms:

10 **SECTION 55.** 15.407 (7) of the statutes is renumbered 15.177 (7), and 15.177 (7)  
11 (intro.), as renumbered, is amended to read:

12 15.177 (7) COUNCIL ON ANESTHESIOLOGIST ASSISTANTS; DUTIES. (intro.) There is  
13 created a council on anesthesiologist assistants in the department of ~~safety and~~  
14 ~~professional services~~ financial institutions and professional standards and serving  
15 the medical examining board in an advisory capacity. The council's membership  
16 shall consist of the following members, who shall be selected from a list of  
17 recommended appointees submitted by the president of the Wisconsin Society of  
18 Anesthesiologists, Inc., after the president of the Wisconsin Society of  
19 Anesthesiologists, Inc., has considered the recommendation of the Wisconsin  
20 Academy of Anesthesiologist Assistants for the appointee under par. (b), and who  
21 shall be appointed by the medical examining board for 3-year terms:

22 **SECTION 56.** 15.407 (8) of the statutes is renumbered 15.177 (8), and 15.177 (8)  
23 (intro.), as renumbered, is amended to read:

24 15.177 (8) CREMATORY AUTHORITY COUNCIL. (intro.) There is created a crematory  
25 authority council in the department of ~~safety and professional services~~ financial

1 institutions and professional standards consisting of the secretary of safety and  
2 ~~professional services~~ financial institutions and professional standards or a designee  
3 of the secretary, who shall serve as a nonvoting member, and the following persons  
4 appointed for 3-year terms:

5 **SECTION 57.** 15.407 (9) of the statutes is renumbered 15.177 (9), and 15.177 (9)  
6 (a) (intro.), as renumbered, is amended to read:

7 15.177 (9) (a) (intro.) There is created a sign language interpreter council in  
8 the department of ~~safety and professional services~~ financial institutions and  
9 professional standards consisting of the secretary of ~~safety and professional services~~  
10 financial institutions and professional standards or a designee of the secretary and  
11 the following 8 members nominated by the governor, and with the advice and consent  
12 of the senate appointed, for 3-year terms:

13 **SECTION 58.** 15.407 (10) of the statutes is renumbered 15.177 (10), and 15.177  
14 (10) (a) (intro.) and (b), as renumbered, are amended to read:

15 15.177 (10) (a) (intro.) There is created in the department of ~~safety and~~  
16 ~~professional services~~ financial institutions and professional standards, a dwelling  
17 code council, consisting of 11 members appointed for staggered 2-year terms. Each  
18 member shall represent at least one of the following groups:

19 (b) An employee of the department designated by the secretary of ~~safety and~~  
20 ~~professional services~~ financial institutions and professional standards shall serve as  
21 secretary, but shall not be a member, of the council. The council shall meet at least  
22 twice a year. Seven members of the council shall constitute a quorum. For the  
23 purpose of conducting business a majority vote of the council is required.

24 **SECTION 59.** 15.407 (11) of the statutes is renumbered 15.177 (11) and amended  
25 to read:

1           15.177 (11) CONTRACTOR CERTIFICATION COUNCIL. There is created in the  
2 department of ~~safety and professional services~~ financial institutions and  
3 professional standards a contractor certification council consisting of 3 members who  
4 are building contractors holding certificates of financial responsibility under s.  
5 101.654 and who are involved in, or who have demonstrated an interest in,  
6 continuing education for building contractors. The members shall be appointed by  
7 the secretary of ~~safety and professional services~~ financial institutions and  
8 professional standards for 3-year terms.

9           **SECTION 60.** 15.407 (12) of the statutes is renumbered 15.177 (12), and 15.177  
10 (12) (a) (intro.), as renumbered, is amended to read:

11           15.177 (12) (a) (intro.) There is created in the department of ~~safety and~~  
12 ~~professional services~~ financial institutions and professional standards a multifamily  
13 dwelling code council consisting of the following members appointed for 3-year  
14 terms:

15           **SECTION 61.** 15.407 (13) of the statutes is renumbered 15.177 (13), and 15.177  
16 (13) (a) (intro.), as renumbered, is amended to read:

17           15.177 (13) (a) (intro.) There is created in the department of ~~safety and~~  
18 ~~professional services~~ financial institutions and professional standards a  
19 manufactured housing code council consisting of the following members appointed  
20 by the secretary of ~~safety and professional services~~ financial institutions and  
21 professional standards for 3-year terms:

22           **SECTION 62.** 15.407 (14) of the statutes is renumbered 15.177 (14), and 15.177  
23 (14) (a) (intro.) and 10. and (b), as renumbered, are amended to read:

1           15.177 (14) (a) (intro.) There is created in the department of ~~safety and~~  
2 ~~professional services~~ financial institutions and professional standards a conveyance  
3 safety code council consisting of the following members appointed for 3-year terms:

4           10. An employee of the department of ~~safety and professional services~~ financial  
5 institutions and professional standards, designated by the secretary of ~~safety and~~  
6 ~~professional services~~ financial institutions and professional standards, who is  
7 familiar with commercial building inspections.

8           (b) The council shall meet at least twice a year. The employee of the department  
9 of ~~safety and professional services~~ financial institutions and professional standards  
10 designated by the secretary of ~~safety and professional services~~ financial institutions  
11 and professional standards under par. (a) 10. shall serve as nonvoting secretary of  
12 the council.

13           **SECTION 63.** 15.407 (16) of the statutes is renumbered 15.177 (16) and amended  
14 to read:

15           15.177 (16) PLUMBERS COUNCIL. There is created in the department of ~~safety~~  
16 ~~and professional services~~ financial institutions and professional standards a  
17 plumbers council consisting of 3 members. One member shall be an employee of the  
18 department of ~~safety and professional services~~ financial institutions and  
19 professional standards, selected by the secretary of ~~safety and professional services~~  
20 financial institutions and professional standards, to serve as the secretary of the  
21 council. Two members, one a master plumber and one a journeyman plumber, shall  
22 be appointed by the secretary of ~~safety and professional services~~ financial  
23 institutions and professional standards for 2-year terms.

24           **SECTION 64.** 15.407 (17) of the statutes is renumbered 15.177 (17) and amended  
25 to read:

1           15.177 (17) AUTOMATIC FIRE SPRINKLER SYSTEM CONTRACTORS AND JOURNEYMEN  
2 COUNCIL. There is created in the department of ~~safety and professional services~~  
3 financial institutions and professional standards an automatic fire sprinkler system  
4 contractors and journeymen council consisting of 5 members. One member shall be  
5 an employee of the department of ~~safety and professional services~~ financial  
6 institutions and professional standards, selected by the secretary of ~~safety and~~  
7 ~~professional services~~ financial institutions and professional standards, to serve as  
8 secretary of the council. Two members shall be licensed journeymen automatic fire  
9 sprinkler fitters and 2 members shall be persons representing licensed automatic  
10 fire sprinkler contractors, all appointed by the secretary of ~~safety and professional~~  
11 ~~services~~ financial institutions and professional standards for staggered 4-year  
12 terms.

13           **SECTION 65.** 15.407 (18) of the statutes is renumbered 15.177 (18), and 15.177  
14 (18) (a) (intro.), as renumbered, is amended to read:

15           15.177 (18) (a) (intro.) There is created in the department of ~~safety and~~  
16 ~~professional services~~ financial institutions and professional standards a building  
17 code council consisting of the following members appointed for 3-year terms:

18           **SECTION 66.** 15.945 ~~(title)~~ of the statutes is repealed. ✓

19           **SECTION 67.** 15.945 (1) of the statutes is renumbered 15.175 (19m) and  
20 amended to read: ✓

21           15.175 (19m) EDUCATIONAL APPROVAL BOARD. There is created an educational  
22 approval board which is attached to the ~~technical college system board~~ department  
23 of financial institutions and professional standards under s. 15.03. The board shall  
24 consist of not more than 7 members, who shall be representatives of state agencies ✓

fix component

1 and other persons with a demonstrated interest in educational programs, appointed  
2 to serve at the pleasure of the governor.

3 SECTION 68. 16.28 of the statutes is renumbered 203.02 and 203.02 (1), as  
4 renumbered, is amended to read:

5 **203.02 Office of business development regulatory reform.** (1) The office  
6 of ~~business development regulatory reform~~ shall provide administrative support to  
7 the small business regulatory review board and shall perform other functions  
8 determined by the secretary.

9 SECTION 69. 16.283 of the statutes is renumbered 203.03.

10 SECTION 70. 16.285 of the statutes is renumbered 203.05.

11 SECTION 71. 16.287 of the statutes is renumbered 203.07.

12 SECTION 72. 16.75 (3m) (a) 1. of the statutes is amended to read:

13 16.75 (3m) (a) 1. "Disabled veteran-owned business" means a business  
14 certified by the department of administration under s. ~~16.283~~ 203.03 (3).

15 SECTION 73. 16.75 (3m) (a) 2. of the statutes is amended to read:

16 16.75 (3m) (a) 2. "Disabled veteran-owned financial adviser" means a financial  
17 adviser certified by the department of administration under s. ~~16.283~~ 203.03 (3).

18 SECTION 74. 16.75 (3m) (a) 3. of the statutes is amended to read:

19 16.75 (3m) (a) 3. "Disabled veteran-owned investment firm" means an  
20 investment firm certified by the department of administration under s. ~~16.283~~  
21 203.03 (3).

22 SECTION 75. 16.75 (3m) (a) 4. of the statutes is amended to read:

23 16.75 (3m) (a) 4. "Minority business" means a business certified by the  
24 department of administration under s. ~~16.287~~ 203.07 (2).

25 SECTION 76. 16.75 (3m) (c) 5. a. of the statutes is amended to read:

1           16.75 (3m) (c) 5. a. In determining whether a purchase, contract, or subcontract  
2 complies with the goal established under par. (b) 1. or 2. or s. 16.855 (10m) (am) 1.  
3 or 2., 16.87 (2) (b) or (c), or 25.185 (2) (a) or (b), the department shall include only  
4 amounts paid to businesses, financial advisers, and investment firms certified by the  
5 ~~department of administration~~ under s. ~~16.283~~ 203.03 or ~~16.287~~ 203.07 (2), whichever  
6 is appropriate.

7           **SECTION 77.** 16.75 (3m) (c) 5. b. of the statutes is amended to read:

8           16.75 (3m) (c) 5. b. In determining whether a purchase, contract, or subcontract  
9 is made with a disabled veteran–owned business, the department shall include only  
10 amounts paid to disabled veteran–owned businesses certified by the ~~department of~~  
11 ~~administration~~ under s. ~~16.283~~ 203.03 (3).

12           **SECTION 78.** 16.854 (1) (a) of the statutes is amended to read:

13           16.854 (1) (a) “Minority business” has the meaning given in s. ~~16.287~~ 203.07  
14 (1) (e).

15           **SECTION 79.** 16.854 (1) (b) of the statutes is amended to read:

16           16.854 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~  
17 203.07 (1) (f).

18           **SECTION 80.** 16.855 (10m) (ac) of the statutes is amended to read:

19           16.855 (10m) (ac) In this subsection, “disabled veteran–owned business”  
20 means a business certified by the ~~department of administration~~ under s. ~~16.283~~  
21 203.03 (3).

22           **SECTION 81.** 16.855 (10n) (a) of the statutes is amended to read:

23           16.855 (10n) (a) In this subsection, “minority group member” has the meaning  
24 given in s. ~~16.287~~ 203.07 (1) (f).

25           **SECTION 82.** 16.87 (1) (am) of the statutes is amended to read:



1           16.87 (1) (am) “Disabled veteran–owned business” means a business certified  
2           ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

3           **SECTION 83.** 18.16 (1) (a) of the statutes is amended to read:

4           18.16 (1) (a) “Disabled veteran–owned financial adviser” means a financial  
5           adviser certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

6           **SECTION 84.** 18.16 (1) (b) of the statutes is amended to read:

7           18.16 (1) (b) “Disabled veteran–owned investment firm” means an investment  
8           firm certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

9           **SECTION 85.** 18.16 (1) (c) of the statutes is amended to read:

10          18.16 (1) (c) “Minority financial adviser” means a financial adviser certified ~~by~~  
11          ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

12          **SECTION 86.** 18.16 (1) (d) of the statutes is amended to read:

13          18.16 (1) (d) “Minority investment firm” means an investment firm certified ~~by~~  
14          ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

15          **SECTION 87.** 18.64 (1) (a) of the statutes is amended to read:

16          18.64 (1) (a) “Disabled veteran–owned financial adviser” means a financial  
17          adviser certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

18          **SECTION 88.** 18.64 (1) (b) of the statutes is amended to read:

19          18.64 (1) (b) “Disabled veteran–owned investment firm” means an investment  
20          firm certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

21          **SECTION 89.** 18.64 (1) (c) of the statutes is amended to read:

22          18.64 (1) (c) “Minority financial adviser” means a financial adviser certified ~~by~~  
23          ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

24          **SECTION 90.** 18.64 (1) (d) of the statutes is amended to read:

1           18.64 (1) (d) “Minority investment firm” means an investment firm certified by  
2 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

3           **SECTION 91.** 18.77 (1) (a) of the statutes is amended to read:

4           18.77 (1) (a) “Disabled veteran–owned financial adviser” means a financial  
5 adviser certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

6           **SECTION 92.** 18.77 (1) (b) of the statutes is amended to read:

7           18.77 (1) (b) “Disabled veteran–owned investment firm” means an investment  
8 firm certified by ~~the department of administration~~ under s. ~~16.283~~ 203.03 (3).

9           **SECTION 93.** 18.77 (1) (c) of the statutes is amended to read:

10           18.77 (1) (c) “Minority financial adviser” means a financial adviser certified by  
11 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

12           **SECTION 94.** 18.77 (1) (d) of the statutes is amended to read:

13           18.77 (1) (d) “Minority investment firm” means an investment firm certified by  
14 ~~the department of administration~~ under s. ~~16.287~~ 203.07 (2).

15           **SECTION 95.** 20.001 (7) of the statutes is created to read:

16           20.001 (7) CERTAIN APPROPRIATIONS OF THE DEPARTMENT OF FINANCIAL  
17 INSTITUTIONS AND PROFESSIONAL STANDARDS. In s. 20.142 (2):

18           (a) “Banking functions” means the functions conducted by the department of  
19 financial institutions and professional standards under chs. 34, 138, 202, 214, 215,  
20 216, 217, 218, 219, 220, 221, 222, 223, 224, 421, 422, 423, 424, 425, 426, 427, 428, and  
21 429.

22           (b) “Financial services functions” means all of the following:

23           1. The functions conducted by the department of financial institutions and  
24 professional standards specified in par. (a).

1           2. The functions conducted by the department of financial institutions and  
2 professional standards under chs. 132, 137, 157, 178, 179, 180, 181, 182, 183, 184,  
3 185, 187, 188, 190, 191, 193, 401, 402, 403, 404, 405, 407, 408, 409, 410, 411, 551, 552,  
4 and 553 and under ss. 50.05 (15), 66.0420, 71.80 (12), 88.05 (6), 96.17 (6), 100.23,  
5 101.955, 102.17, 109.09, 111.07, 231.13 (2), 279.08 (2), 443.10 (6), 703.23, 704.22,  
6 779.87 (3), 779.97, and 995.12 (3).

7           3. All functions conducted by the office of credit unions.

8           ~~SECTION 96. 20.115 (2) (jm) of the statutes is created to read:~~

9           ~~20.115 (2) (jm) *Veterinary examining board*. All moneys received from issuing  
10 and renewing credentials under ch. 89 for the licensing, rule-making, and  
11 regulatory functions of the veterinary examining board.~~

~~\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.~~

12          SECTION 97. 20.142 (intro.) of the statutes is created to read:

13          **20.142 Financial institutions and professional standards, department**  
14 **of.** (intro.) There is appropriated to the department of financial institutions and  
15 professional standards for the following programs:

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

16          SECTION 98. 20.142 (1) (title) of the statutes is created to read:

17          20.142 (1) (title) SUPERVISION AND MANAGEMENT.

      \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
reflected in the revised schedule in s. 20.005, stats.

18          SECTION 99. 20.142 (1) (gm) of the statutes is created to read:

19          20.142 (1) (gm) *Gifts and grants*. Except as otherwise provided in subs. (2), (3),  
20 and (4), all moneys received from gifts, grants, bequests, and devises, for the  
21 purposes for which made.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1       **SECTION 100.** 20.142 (1) (k) of the statutes is created to read:

2           20.142 (1) (k) *Interagency and intra-agency programs.* Except as otherwise  
3 provided in subs. (2), (3), and (4), all moneys received from other state agencies and  
4 all moneys received by the department from the department, for the purposes for  
5 which received.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6       **SECTION 101.** 20.142 (1) (m) of the statutes is created to read:

7           20.142 (1) (m) *Federal funds.* Except as otherwise provided in subs. (2), (3), and  
8 (4), all moneys received from the federal government as authorized by the governor  
9 under s. 16.54, for the purposes for which received.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10       **SECTION 102.** 20.144 (title) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11       **SECTION 103.** 20.144 (intro.) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

12       **SECTION 104.** 20.144 (1) (title) of the statutes is renumbered 20.142 (2) (title).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13       **SECTION 105.** 20.144 (1) (a) of the statutes is renumbered 20.142 (2) (a).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14       **SECTION 106.** 20.144 (1) (g) of the statutes is renumbered 20.142 (2) (g) and  
15 amended to read:

16           20.142 (2) (g) *General program operations related to financial services*  
17 *functions.* The amounts in the schedule for the general program operations of the

1 department of financial institutions and professional standards related to financial  
2 services functions. Except as provided in pars. (a), (h), (i), (j), and (u), all moneys  
3 received by the department, other than by the office of credit unions and the ~~division~~  
4 ~~of banking department for banking functions~~, and 88% of all moneys received by the  
5 office of credit unions and the ~~department's division of banking~~ department for  
6 banking functions, shall be credited to this appropriation, but any balance at the  
7 close of a fiscal year under this appropriation shall lapse to the general fund.  
8 Annually, \$325,000 of the amounts received under this appropriation account shall  
9 be transferred to the appropriation account under s. 20.575 (1) (g).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

\*\*\*\*NOTE: In the chapter 20 schedule, s. 20.144 (1) (g) is identified as a "PR" appropriation. It seems more appropriate for placement in sub. (2), rather than sub. (1), of the new s. 20.142.

10 SECTION 107. 20.144 (1) (h) of the statutes is renumbered 20.142 (2) (h) and  
11 amended to read:

12 20.142 (2) (h) ~~Gifts, grants, settlements~~ Settlements and publications; financial  
13 services functions. All moneys received from ~~gifts, grants, bequests, forfeitures~~  
14 under s. 426.203, and from settlements arising from financial services functions, for  
15 the purposes for which made or received and all moneys received by the department  
16 from financial services functions as fees or other charges for photocopying, microfilm  
17 copying, generation of copies of documents from optical disk storage, sales of books  
18 and other services provided in carrying out the financial services functions of the  
19 department, for the purposes for which the moneys were received or collected.

\*\*\*\*NOTE: This provision carves out what is not covered by the general gifts and grants provision in Program 1.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1           **SECTION 108.** 20.144 (1) (i) of the statutes is renumbered 20.142 (2) (i).

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2           **SECTION 109.** 20.144 (1) (j) of the statutes is renumbered 20.142 (2) (j).

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3           **SECTION 110.** 20.144 (1) (m) of the statutes is renumbered 20.142 (2) (m).

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4           **SECTION 111.** 20.144 (1) (u) of the statutes is renumbered 20.142 (2) (u).

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5           **SECTION 112.** 20.165 (intro.) of the statutes is repealed.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6           **SECTION 113.** 20.165 (1) (title) of the statutes is renumbered 20.142 (3) (title)

7 and amended to read:

8           20.142 (3) (title)   PROFESSIONAL REGULATION AND ~~ADMINISTRATIVE~~ BUSINESS  
9 SERVICES.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10          **SECTION 114.** 20.165 (1) (a) of the statutes is renumbered 20.142 (1) (a) and

11 amended to read:

12          20.142 (1) (a) *General program operations*—~~executive and administrative~~  
13 *services*. The amounts in the schedule for general program operations.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14          **SECTION 115.** 20.165 (1) (g) of the statutes is renumbered 20.142 (3) (g) and

15 amended to read:

16          20.142 (3) (g) *General program operations, professional licensure*. The  
17 amounts in the schedule for the professional licensing, ~~rule making~~, and regulatory

1 functions of the department under chs. 440 to 480, other than the licensing,  
 2 rule-making, and credentialing functions of the medical examining board and the  
 3 affiliated credentialing boards attached to the medical examining board and except  
 4 for preparing, administering, and grading examinations. Ninety percent of all  
 5 moneys received under chs. 440 to 480, except ch. 448 and ss. 440.03 (13), 440.05 (1)  
 6 (b), and, less \$10 of each renewal fee received under s. 452.12 (5); all moneys  
 7 transferred from the appropriation under par. (i); and all moneys received under s.

8 440.055 (2), shall be credited to this appropriation.

and 440.52 (11)(d)

strike

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 **SECTION 116.** 20.165 (1) (gc) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10 **SECTION 117.** 20.165 (1) (gm) of the statutes is renumbered 20.142 (3) (gm).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11 **SECTION 118.** 20.165 (1) (h) of the statutes is renumbered 20.142 (3) (h).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

12 **SECTION 119.** 20.165 (1) (hg) of the statutes is renumbered 20.142 (3) (hg).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13 **SECTION 120.** 20.165 (1) (i) of the statutes is renumbered 20.142 (3) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14 **SECTION 121.** 20.165 (1) (im) of the statutes is renumbered 20.142 (3) (im).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 122.** 20.165 (1) (jm) of the statutes is renumbered 20.142 (3) (jm).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

16 **SECTION 123.** 20.165 (1) (k) of the statutes is renumbered 20.142 (3) (k).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1       **SECTION 124.** 20.165 (1) (ka) of the statutes is renumbered 20.142 (3) (ka).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2       **SECTION 125.** 20.165 (1) (kb) of the statutes is renumbered 20.142 (3) (kb).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3       **SECTION 126.** 20.165 (1) (kc) of the statutes is renumbered 20.142 (3) (kc).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4       **SECTION 127.** 20.165 (1) (ke) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5       **SECTION 128.** 20.165 (1) (m) of the statutes is renumbered 20.142 (3) (m) and  
6 amended to read:

7           20.142 (3) (m) *Federal funds.* All moneys received from the federal government  
8 as authorized by the governor under s. 16.54 for technical assistance provided under  
9 s. 440.03 (2) ~~or to carry out other purposes for which made and received.~~

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10       **SECTION 129.** 20.165 (1) (n) of the statutes is renumbered 20.142 (3) (n).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11       **SECTION 130.** 20.165 (1) (o) of the statutes is renumbered 20.142 (3) (o).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

12       **SECTION 131.** 20.165 (1) (pz) of the statutes is renumbered 20.142 (3) (pz).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13       **SECTION 132.** 20.165 (1) (s) of the statutes is renumbered 20.142 (3) (s).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

14       **SECTION 133.** 20.165 (2) (title) of the statutes is renumbered 20.142 (4) (title).



\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1           **SECTION 134.** 20.165 (2) (a) of the statutes is renumbered 20.142 (4) (a).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2           **SECTION 135.** 20.165 (2) (de) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3           **SECTION 136.** 20.165 (2) (g) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4           **SECTION 137.** 20.165 (2) (ga) of the statutes is renumbered 20.142 (4) (ga).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5           **SECTION 138.** 20.165 (2) (gb) of the statutes is renumbered 20.142 (4) (gb).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6           **SECTION 139.** 20.165 (2) (h) of the statutes is renumbered 20.142 (4) (h).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7           **SECTION 140.** 20.165 (2) (j) of the statutes is renumbered 20.142 (4) (j) and  
8 amended to read:

9           20.142 (4) (j) *Safety and building operations.* The amounts in the schedule for  
10 the purposes of chs. 101 and 145 and ss. 167.35, 236.12 (2) (ap), 236.13 (1) (d) and  
11 (2m), and 236.335, for the purpose of transferring the amounts in the schedule under  
12 ~~par. (kg) to the appropriation account under par. (kg), and for the purpose of~~  
13 ~~transferring the amounts in the schedule under par. (km) to the appropriation~~  
14 ~~account under par. (km).~~ All moneys received under ch. 145, ss. 101.178, 101.19,  
15 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), 167.35 (2) (f),  
16 and 236.12 (7) and all moneys transferred under 2005 Wisconsin Act 45, section 76  
17 (6), shall be credited to this appropriation account.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1       **SECTION 141.** 20.165 (2) (ka) of the statutes is renumbered 20.142 (4) (ka).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2       **SECTION 142.** 20.165 (2) (kd) of the statutes is renumbered 20.142 (4) (kd).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3       **SECTION 143.** 20.165 (2) (kg) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4       **SECTION 144.** 20.165 (2) (km) of the statutes is repealed.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5       **SECTION 145.** 20.165 (2) (ks) of the statutes is renumbered 20.142 (4) (ks).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6       **SECTION 146.** 20.165 (2) (L) of the statutes is renumbered 20.142 (4) (L).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7       **SECTION 147.** 20.165 (2) (La) of the statutes is renumbered 20.142 (4) (La).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

8       **SECTION 148.** 20.165 (2) (m) of the statutes is renumbered 20.142 (4) (m).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9       **SECTION 149.** 20.165 (2) (ma) of the statutes is renumbered 20.142 (4) (ma).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

10       **SECTION 150.** 20.165 (2) (q) of the statutes is renumbered 20.142 (4) (q).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11       **SECTION 151.** 20.292 (1) (gm) of the statutes is amended to read:

12               20.292 (1) (gm) *Fire schools; state operations.* The amounts in the schedule for  
13 supervising and conducting schools for instruction in fire protection and prevention

1 under s. 38.04 (9). All moneys transferred from s. ~~20.165 (2)~~ 20.142 (4) (L) to this  
2 appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3)  
3 (a), at the end of each fiscal year the unencumbered balance in this appropriation  
4 shall revert to the appropriation under s. ~~20.165 (2)~~ 20.142 (4) (L).

5 **SECTION 152.** 20.292 (1) (gr) of the statutes is amended to read:

6 20.292 (1) (gr) *Fire schools; local assistance.* The amounts in the schedule for  
7 district fire fighter training programs under s. 38.12 (9). All moneys transferred  
8 from s. ~~20.165 (2)~~ 20.142 (4) (L) to this appropriation shall be credited to this  
9 appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on  
10 June 30 of each year shall revert to the appropriation under s. ~~20.165 (2)~~ 20.142 (4)  
11 (L).

12 **SECTION 153.** 20.292 (2) of the statutes is renumbered 20.142 (9) and amended  
13 to read:

14 20.142 (9) EDUCATIONAL APPROVAL BOARD. (g) *Proprietary school programs.* The  
15 amounts in the schedule for the examination and approval of proprietary school  
16 programs. Ninety percent of all moneys received from the issuance of solicitor's  
17 permits under s. ~~38.50 (8)~~ 37.08 and from the fees under s. ~~38.50 (10)~~ 37.10 and all  
18 moneys received from the fees under s. ~~38.50 (13) (d)~~ 37.13 (4) shall be credited to this  
19 appropriation account.

20 (gm) *Student protection.* All moneys received from fees received under s. ~~38.50~~  
21 ~~(10) (e) 4.~~ 37.10 (3) (d), for the purpose of indemnifying students, parents, or sponsors  
22 under s. ~~38.50 (10) (a)~~ 37.10 (1) and for the purpose of preserving under s. ~~38.50 (11)~~  
23 37.11 the students records of schools, as defined in s. ~~38.50 (11) (a) 2.~~ 37.11 (1) (b), that  
24 have discontinued their operations.

insert  
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35-11

1 (i) ~~Closed schools; preservation of student records.~~ All moneys received from  
2 fees collected under s. ~~38.50 (11) (d)~~ 37.11 (4) to be used for the administrative costs  
3 of taking possession of, preserving, and providing copies of student records of schools,  
4 as defined in s. ~~38.50 (11) (a) 2~~, 37.11 (1) (b), that have discontinued their operations.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5 SECTION 154. 20.320 (3) (title) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 SECTION 155. 20.320 (3) (q) of the statutes is repealed.

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7 SECTION 156. 20.370 (4) (mq) of the statutes is amended to read:

8 20.370 (4) (mq) *General program operations — environmental fund.* From the  
9 environmental fund, the amounts in the schedule for administration of  
10 environmental activities under chs. 160, 281, and 283 and for administration of  
11 activities related to the regulation of private on-site wastewater treatment systems  
12 under ch. 145.

13 SECTION 157. 20.435 (1) (gm) of the statutes is amended to read:

14 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*  
15 *services.* The amounts in the schedule for the purposes specified in ss. ~~252.23, 252.24,~~  
16 ~~252.245,~~ 253.12, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to 254.39,  
17 254.41, 254.47, 254.61 to 254.88, ~~255.08 (2),~~ and 256.15 (8), ch. 69, for the purchase  
18 and distribution of medical supplies, and to analyze and provide data under s.  
19 250.04. All moneys received under ss. 250.04 (3m), ~~252.23 (4) (a), 252.24 (4) (a),~~  
20 ~~252.245 (9),~~ 254.176, 254.178, 254.181, 254.20 (5) and (8), 254.31 to 254.39, 254.41,  
21 254.47, 254.61 to 254.88, ~~255.08 (2) (b),~~ and 256.15 (5) (f) and (8) (d) and ch. 69, other

1 than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited to  
2 this appropriation account.

3 **SECTION 158.** 20.445 (1) (km) of the statutes is amended to read:

4 20.445 (1) (km) *Nursing workforce survey and grants.* All moneys transferred  
5 from the appropriation account under s. ~~20.165 (1)~~ 20.142 (3) (jm) for developing,  
6 compiling, processing, evaluating, and reporting on the survey required under s.  
7 106.30 (2) and (3) and for awarding grants under s. 106.30 (5) (a).

8 **SECTION 159.** 20.505 (1) (gr) of the statutes is renumbered 20.142 (1) (gr) and  
9 amended to read:

10 20.142 (1) (gr) *Disabled veteran-owned, woman-owned, and minority business*  
11 *certification fees.* All moneys received from fees collected under s. ~~16.283~~ 203.03 (3)  
12 (c) for the costs of certifying disabled veteran-owned businesses under s. ~~16.283~~  
13 203.03; all moneys received from fees collected under s. ~~16.285~~ 203.05 (1) (bm), for  
14 the costs of certifying woman-owned businesses under s. ~~16.285~~ 203.05; and all  
15 moneys received from fees collected under s. ~~16.287~~ 203.07 (2) (dm) for the costs of  
16 certifying minority businesses under s. ~~16.287~~ 203.07.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

17 **SECTION 160.** 20.575 (1) (g) of the statutes is amended to read:

18 20.575 (1) (g) *Program fees.* The amounts in the schedule for the purpose of  
19 carrying out general program operations. Except as provided under par. (ka), all  
20 amounts received by the secretary of state, including fees under s. 137.02 and all  
21 moneys transferred from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g), shall  
22 be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), any

1 unencumbered balance at the close of a fiscal year exceeding 10% of that fiscal year's  
2 expenditures under this appropriation shall lapse to the general fund.

3 SECTION 161. 20.912 (4) of the statutes is amended to read:

4 20.912 (4) INSOLVENT DEPOSITORIES. When the bank, savings and loan  
5 association, savings bank, or credit union on which any check, share draft, or other  
6 draft is drawn by the secretary of administration before payment of such check, share  
7 draft, or other draft becomes insolvent or is taken over by the ~~division of banking~~  
8 department of financial institutions and professional standards, the federal home  
9 loan bank board, the U.S. office of thrift supervision, the federal deposit insurance  
10 corporation, the resolution trust corporation, the office of credit unions, the  
11 administrator of federal credit unions, or the U.S. comptroller of the currency, the  
12 secretary of administration shall on the demand of the person in whose favor such  
13 check, share draft, or other draft was drawn and upon the return to the secretary of  
14 such check, share draft, or other draft issue a replacement for the same amount.

15 SECTION 162. 20.923 (4) (c) 2. of the statutes is amended to read:

16 20.923 (4) (c) 2. ~~Administration~~ Financial institutions and professional  
17 standards, department of; office of ~~business development~~ regulatory reform:  
18 director.

Plain

19 SECTION 163. 20.923 (4) (f) 3d. of the statutes is created to read:

20 20.923 (4) (f) 3d. Financial institutions and professional standards,  
21 department of: secretary.

22 SECTION 164. 20.923 (4) (f) 3f. of the statutes is repealed.

23 SECTION 165. 20.923 (4) (f) 8m. of the statutes is repealed.

24 SECTION 166. 20.923 (8) of the statutes is amended to read:

1           20.923 (8) DEPUTIES. Salaries for deputies appointed pursuant to ss. 13.94 (3)  
2 (b), 15.04 (2), 230.04 (16), and 551.601 (1) shall be set by the appointing authority.  
3 The salary shall not exceed the maximum of the salary range one range below the  
4 salary range of the executive salary group to which the department or agency head  
5 is assigned. The positions of assistant secretary of state, assistant state treasurer  
6 and associate director of the historical society shall be treated as unclassified  
7 deputies for pay purposes under this subsection. The salary of the deputy director  
8 of the office of <sup>fair</sup> ~~business development~~ regulatory reform in the department of  
9 ~~administration~~ financial institutions and professional standards is assigned to  
10 executive salary group 2.

11           **SECTION 167.** 20.923 (12) of the statutes is repealed.

12           **SECTION 168.** 25.185 (1) (a) of the statutes is amended to read:

13           25.185 (1) (a) “Disabled veteran–owned financial adviser” means a financial  
14 adviser certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

15           **SECTION 169.** 25.185 (1) (b) of the statutes is amended to read:

16           25.185 (1) (b) “Disabled veteran–owned investment firm” means an  
17 investment firm certified ~~by the department of administration~~ under s. ~~16.283~~  
18 203.03 (3).

19           **SECTION 170.** 25.185 (1) (c) of the statutes is amended to read:

20           25.185 (1) (c) “Minority financial adviser” means a financial adviser certified  
21 ~~by the department of administration~~ under s. ~~16.287~~ 203.07 (2).

22           **SECTION 171.** 25.185 (1) (d) of the statutes is amended to read:

23           25.185 (1) (d) “Minority investment firm” means an investment firm certified  
24 ~~by the department of administration~~ under s. ~~16.287~~ 203.07 (2).

25           **SECTION 172.** 25.40 (1) (a) 2. of the statutes is amended to read:

1           25.40 (1) (a) 2. Other revenues specified in ch. 218 derived from the issuance  
2 of licenses under the authority of the ~~division of banking~~ department of financial  
3 institutions and professional standards which shall be paid into the general fund.

4           **SECTION 173.** 25.43 (3) of the statutes is amended to read:

5           25.43 (3) Except for the purpose of investment as provided in s. 25.17 (2) (d),  
6 the environmental improvement fund may be used only for the purposes authorized  
7 under ss. 20.320 (1) (r), (s), (sm), (t), and (x), and (2) (s) and (x) ~~and (3) (q)~~, 20.370 (4)  
8 (mt), (mx), and (nz), (8) (mr), and (9) (mt), (mx), and (ny), 20.505 (1) (v), (x), and (y),  
9 281.58, 281.59, 281.60, 281.61, and 281.62.

10          **SECTION 174.** 29.506 (7m) (a) of the statutes is amended to read:

11          ~~29.506 (7m) (a) The department shall issue a taxidermy school permit to a~~  
12 ~~person who applies for the permit; who, on August 15, 1991, holds a valid~~  
13 ~~taxidermist permit issued under this section; and who, on August 15, 1991, operates~~  
14 ~~a taxidermy school approved by the educational approval board under s. 38.50 ch. 37.~~

15          **SECTION 175.** ~~29.736 (1) (b) of the statutes is amended to read:~~

16          ~~29.736 (1) (b) "Qualified inspector" means a veterinarian licensed under ch.~~  
17 ~~453.89 or a person who is qualified to provide evidence of fish health under s. 95.60~~  
18 ~~(4s) (c).~~

19          **SECTION 176.** 34.01 (2) (a) of the statutes is amended to read:

20          34.01 (2) (a) Any loss of public moneys, which have been deposited in a  
21 designated public depository in accordance with this chapter, resulting from the  
22 failure of any public depository to repay to any public depositor the full amount of  
23 its deposit because the office of credit unions, administrator of federal credit unions,  
24 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift  
25 supervision, federal deposit insurance corporation, resolution trust corporation, or

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1 ~~division of banking~~ department of financial institutions and professional standards  
2 has taken possession of the public depository or because the public depository has,  
3 with the consent and approval of the office of credit unions, administrator of federal  
4 credit unions, U.S. office of thrift supervision, federal deposit insurance corporation,  
5 resolution trust corporation, or ~~division of banking~~ department of financial  
6 institutions and professional standards, adopted a stabilization and readjustment  
7 plan or has sold a part or all of its assets to another credit union, bank, savings bank,  
8 or savings and loan association which has agreed to pay a part or all of the deposit  
9 liability on a deferred payment basis or because the depository is prevented from  
10 paying out old deposits because of rules of the office of credit unions, administrator  
11 of federal credit unions, U.S. comptroller of the currency, federal home loan bank  
12 board, U.S. office of thrift supervision, federal deposit insurance corporation,  
13 resolution trust corporation, or ~~division of banking~~ department of financial  
14 institutions and professional standards.

15 **SECTION 177.** 34.03 (3) of the statutes is amended to read:

16 34.03 (3) Take such action as the ~~division~~ department deems necessary or  
17 appropriate for the protection, collection, compromise or settlement of any claim  
18 against or in favor of the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

19 **SECTION 178.** 34.03 (4) of the statutes is amended to read:

20 34.03 (4) Exercise all powers reasonably necessary and proper to the full and  
21 complete performance of the ~~division's~~ department's functions under this chapter,  
22 including but not limited to ordinary powers granted corporations.

23 **SECTION 179.** 34.08 of the statutes is amended to read:

**SECTION 179**

1           **34.08 Payment of losses.** (1) Except as provided in sub. (2), the  
2 appropriation in s. ~~20.144 (1)~~ 20.142 (2) (a) shall be used to repay public depositors  
3 for losses until the appropriation is exhausted.

4           (2) Payments under sub. (1) shall be made in the order in which satisfactory  
5 proofs of loss are received by the ~~division of banking~~ department of financial  
6 institutions and professional standards. The payment made to any public depositor  
7 for all losses of the public depositor in any individual public depository may not  
8 exceed \$400,000 above the amount of deposit insurance provided by an agency of the  
9 United States at the public depository that experienced the loss. Upon a satisfactory  
10 proof of loss, the ~~division of banking~~ department of financial institutions and  
11 professional standards shall direct the department of administration to draw its  
12 warrant payable from the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a) and the  
13 secretary of administration shall pay the warrant under s. 16.401 (4) in favor of the  
14 public depositor that has submitted the proof of loss.

15           (3) Losses become fixed as of the date of loss. A public depositor experiencing  
16 a loss shall, within 60 days of the loss, assign its interest in the deposit, to the extent  
17 of the amount paid under this section, to the ~~division of banking~~ department of  
18 financial institutions and professional standards. Upon failure to make the  
19 assignment, the public depositor shall forfeit its right to payment under this section.  
20 Any recovery made by the ~~division of banking~~ department of financial institutions  
21 and professional standards under the assignment shall be repaid to the  
22 appropriation under s. ~~20.144 (1)~~ 20.142 (2) (a).

23           **SECTION 180.** 34.10 of the statutes is amended to read:

24           **34.10 Reorganization and stabilization of financial institutions.**

25 Whenever the office of credit unions, administrator of federal credit unions, U.S.

1 comptroller of the currency, federal home loan bank board, U.S. office of thrift  
2 supervision, federal deposit insurance corporation, resolution trust corporation, or  
3 ~~division of banking~~ department of financial institutions and professional standards  
4 has taken charge of a credit union, bank, savings bank, or savings and loan  
5 association with a view of restoring its solvency, pursuant to law, or with a view of  
6 stabilizing and readjusting the structure of any national or state credit union, bank,  
7 savings bank, or savings and loan association located in this state, and has approved  
8 a reorganization plan or a stabilization and readjustment agreement entered into  
9 between the credit union, bank, savings bank, or savings and loan association and  
10 depositors and unsecured creditors, or when a credit union, bank, savings bank, or  
11 savings and loan association, with the approval of the office of credit unions,  
12 administrator of federal credit unions, U.S. comptroller of the currency, federal home  
13 loan bank board, U.S. office of thrift supervision, federal deposit insurance  
14 corporation, resolution trust corporation, or ~~division of banking~~ department of  
15 financial institutions and professional standards proposes to sell its assets to  
16 another credit union, bank, savings bank, or savings and loan association which  
17 agrees to assume a part or all of the deposit liability of such selling credit union, bank,  
18 savings bank, or savings and loan association and to pay the same on a deferred  
19 payment basis, the governing board of the public depositor may, on the approval of  
20 the ~~division of banking~~ department of financial institutions and professional  
21 standards, join in the execution of any reorganization plan, or any stabilization and  
22 readjustment agreement, or any depositor's agreement relative to a proposed sale of  
23 assets if, in its judgment and that of the ~~division of banking~~ department of financial  
24 institutions and professional standards, the reorganization plan or stabilization and  
25 readjustment agreement or proposed sale of assets is in the best interest of all

1 persons concerned. The joining in any reorganization plan, or any stabilization and  
2 readjustment agreement, or any proposed sale of assets which meets the approval  
3 of the ~~division of banking~~ department of financial institutions and professional  
4 standards does not waive any rights under this chapter.

5 SECTION 181. 36.34 (1) (a) 3. of the statutes is amended to read:

6 36.34 (1) (a) 3. Is a Hispanic, as defined in s. ~~16.287~~ 203.07 (1) (d).

7 SECTION 182. Chapter 37 (title) of the statutes is created to read:

8 **CHAPTER 37**

9 **EDUCATIONAL APPROVAL BOARD**

10 SECTION 183. 37.01 (3m) of the statutes is created to read:

11 37.01 (3m) "Department" means the department of financial institutions and  
12 professional standards.

13 SECTION 184. 38.04 (8) (a) of the statutes is amended to read:

14 38.04 (8) (a) In this subsection, "minority group member" has the meaning  
15 given in s. ~~16.287~~ 203.07 (1) (f).

16 SECTION 185. 38.26 (1) of the statutes is amended to read:

17 38.26 (1) In this section, "minority student" means a student enrolled in a  
18 district school who is a minority group member, as defined in s. ~~16.287~~ 203.07 (1) (f).

19 SECTION 186. 38.50 (title) of the statutes is repealed.

20 SECTION 187. 38.50 (1) of the statutes is renumbered 37.01, and 37.01 (intro.),  
21 (1) and (7), as renumbered, are amended to read:

22 **37.01 Definitions.** (intro.) In this section ~~chapter~~, unless the context clearly  
23 requires otherwise:

24 (1) Notwithstanding s. ~~38.01~~ (2), "board" "Board" means the educational  
25 approval board.

1           (7) “Teaching location” means the area and facilities designated for use by a  
2 school required to be approved by the board under this ~~section~~ chapter.

3           **SECTION 188.** 38.50 (2) of the statutes is renumbered 37.02.

4           **SECTION 189.** 38.50 (3) of the statutes is renumbered 37.03 and amended to  
5 read:

6           **37.03 Rule-making power.** The board shall promulgate rules and establish  
7 standards necessary to administer this ~~section~~ chapter.

8           **SECTION 190.** 38.50 (5) of the statutes is renumbered 37.05 and amended to  
9 read:

10           **37.05 Employees, quarters.** The board shall employ a person to perform the  
11 duties of an executive secretary and any other persons under the classified service  
12 that may be necessary to carry out the board’s responsibilities. The person  
13 performing the duties of the executive secretary shall be in charge of the  
14 administrative functions of the board. The board shall, to the maximum extent  
15 practicable, keep its office with the ~~technical college system board~~ department.

16           **SECTION 191.** 38.50 (7) of the statutes is renumbered 37.07.

17           **SECTION 192.** 38.50 (8) of the statutes is renumbered 37.08, and 37.08 (2), (3)  
18 (a) and (e), (6), (7), (8) and (9), as renumbered, are amended to read:

19           **37.08 (2) SOLICITOR’S PERMIT.** The application for a solicitor’s permit shall be  
20 made on a form furnished by the board and shall be accompanied by a fee and a surety  
21 bond acceptable to the board in the sum of \$2,000. The board shall, by rule, specify  
22 the amount of the fee for a solicitor’s permit. The bond may be continuous and shall  
23 be conditioned to provide indemnification to any student suffering loss as the result  
24 of any fraud or misrepresentation used in procuring his or her enrollment or as a  
25 result of the failure of the school to perform faithfully the agreement the solicitor

1 made with the student, and may be supplied by the solicitor or by the school itself  
2 either as a blanket bond covering each of its solicitors in the amount of \$2,000 or the  
3 surety bond under ~~sub. (7) (i)~~ s. 37.07 (9). Upon approval of a permit, the board shall  
4 issue an identification card to the solicitor giving his or her name and address, the  
5 name and address of the employing school, and certifying that the person whose  
6 name appears on the card is authorized to solicit students for the school. A permit  
7 shall be valid for one year from the date issued. Liability under this paragraph  
8 subsection of the surety on the bond for each solicitor covered by the bond shall not  
9 exceed the sum of \$2,000 as an aggregate for any and all students for all breaches  
10 of the conditions of the bond. The surety of a bond may cancel the bond upon giving  
11 30 days' notice in writing to the board and shall be relieved of liability under this  
12 ~~paragraph~~ subsection upon giving the notice for any breach of condition occurring  
13 after the effective date of the cancellation. An application for renewal shall be  
14 accompanied by a fee, a surety bond acceptable to the board in the sum of \$2,000 if  
15 a continuous bond has not been furnished, and such information as the board  
16 requests of the applicant. The board shall, by rule, specify the amount of the fee for  
17 renewal of a solicitor's permit.

18 (3) (a) Willful violation of this ~~subsection~~ section or any rule promulgated by  
19 the board under this ~~section~~ chapter.

20 (e) Failure of the school which the solicitor represents to meet requirements  
21 and standards established by and to comply with rules promulgated by the board  
22 under ~~sub. (7)~~ s. 37.07.

23 (6) RECOVERY BY STUDENTS. The bond in force under ~~par. (b)~~ sub. (2) shall not  
24 limit or impair any right of recovery otherwise available under law, nor shall the

1 amount of the bond be relevant in determining the amount of damages or other relief  
2 to which any plaintiff may be entitled.

3 (7) RECOVERY ON CONTRACTS. No recovery shall be had by any school or its  
4 assignee on any contract for or in connection with a course or course of instruction  
5 if the representative who sold or solicited the course was not the holder of a solicitor's  
6 permit under this ~~subsection~~ section at the time of the sale or solicitation.

7 (8) ENFORCEMENT. The attorney general or any district attorney may bring an  
8 action in circuit court for the enforcement of this ~~subsection~~ section.

9 (9) PENALTY. Whoever violates this ~~subsection~~ section may be fined not more  
10 than \$500 or imprisoned not more than 3 months or both.

11 **SECTION 193.** 38.50 (10) of the statutes is renumbered 37.10, and 37.10 (1), (2),  
12 (3) (a) and (c), (3m), (4), (5) and (6), as renumbered, are amended to read:

13 37.10 (1) AUTHORITY. All proprietary schools shall be examined and approved  
14 by the board before operating in this state. Approval shall be granted to schools  
15 meeting the criteria established by the board for a period not to exceed one year. No  
16 school may advertise in this state unless approved by the board. All approved schools  
17 shall submit quarterly reports, including information on enrollment, number of  
18 teachers and their qualifications, course offerings, number of graduates, number of  
19 graduates successfully employed, and such other information as the board considers  
20 necessary. If a school closure results in losses to students, parents, or sponsors, the  
21 board may authorize the full or partial payment of those losses from the  
22 appropriation under s. ~~20.292 (2)~~ 20.142 (9) (gm).

23 (2) APPLICATION. Application for initial approval of a school or a course of  
24 instruction, approval of a teaching location, change of ownership, or control of a  
25 school, renewal of approval of a school or reinstatement of approval of a school or

1 course of instruction that has been revoked shall be made on a form furnished by the  
2 board and shall be accompanied by a fee set by the board under ~~par. (e) sub. (3)~~ and  
3 any other information as the board considers necessary to evaluate the school in  
4 carrying out the purpose of this ~~section~~ chapter.

5 (3) (a) Require that the amount of fees collected under this ~~paragraph~~  
6 subsection be sufficient to cover all costs that the board incurs in examining and  
7 approving proprietary schools under this ~~subsection~~ section.

8 (c) Specify a fee to accompany all applications under ~~par. (b) sub. (2)~~.

9 (3m) LIMIT ON STUDENT PROTECTION FEE. The board shall discontinue collecting  
10 annual student protection fees under ~~par. (e) 4. sub. (3) (d)~~ during the period that the  
11 balance in the fund created by those fees exceeds \$1,000,000.

12 (4) ENFORCEMENT. The attorney general or any district attorney may bring an  
13 action in circuit court for the enforcement of this ~~subsection~~ section, including  
14 bringing an action to restrain by temporary or permanent injunction any violation  
15 of ~~par. (a) sub. (1)~~.

16 (5) PENALTIES. Any person who violates ~~par. (a) sub. (1)~~ may be required to  
17 forfeit not more than \$500. Each day of operation in violation of ~~par. (a) sub. (1)~~  
18 constitutes a separate offense.

19 (6) OTHER REMEDIES. In addition to any other remedies provided by law, a  
20 student who attends a school that is in violation of ~~par. (a) sub. (1)~~ may bring a civil  
21 action to recover fees paid to the school in violation of ~~par. (a) sub. (1)~~ together with  
22 costs and disbursements, including reasonable attorney fees.

23 SECTION 194. 38.50 (11) of the statutes is renumbered 37.11, and 37.11 (1)  
24 (intro.), (b) and (c), (2) (a) and (4), as renumbered, are amended to read:

25 37.11 (1) (intro.) In this ~~subsection~~ section:



1 (b) Notwithstanding ~~sub. (1) (e)~~ s. 37.01 (5), “school” has the meaning given in  
2 ~~sub. (1) (e)~~ s. 37.01 (5) (intro.) and also includes a school described in ~~sub. (1) (e) 1.,~~  
3 ~~6., 7., or 8.~~ s. 37.01 (5) (a), (f), (g), or (h).

4 (c) “Student record” means, in the case of a school, as defined in ~~sub. (1) (e)~~ s.  
5 37.01 (5) (intro.), a transcript for a student or former student of a school showing the  
6 name of the student, the title of the program in which the student was or is enrolled,  
7 the total number of credits or hours of instruction completed by the student, the dates  
8 of enrollment, the grade for each course, lesson, or unit of instruction completed by  
9 the student, the student’s cumulative grade for the program, and an explanation of  
10 the school’s credit and grading system. In the case of a school described in ~~sub. (1)~~  
11 ~~(e) 1., 6., 7., or 8.~~ s. 37.01 (5) (a), (f), (g), or (h), “student record” means a transcript  
12 for a student or former student of the school showing such information about the  
13 academic work completed by the student or former student as is customarily  
14 maintained by the school.

15 (2) (a) If a school operating in this state discontinues its operations, proposes  
16 to discontinue its operations, or is in imminent danger of discontinuing its operations  
17 as determined by the board, if the student records of the school are not taken into  
18 possession under ~~subd. 2. par. (b)~~, and if the board determines that the student  
19 records of the school are in danger of being destroyed, secreted, mislaid, or otherwise  
20 made unavailable to the persons who are the subjects of those student records or the  
21 authorized representatives of those persons, the board may take possession of those  
22 student records.

23 (4) The board or association shall preserve a student record that comes into the  
24 possession of the board or association under ~~par. (b) 1. or 2.~~ sub. (2) (a) or (b) and shall  
25 keep the student record confidential as provided under 20 USC 1232g and 34 CFR

1 part 99. A student record in the possession of the board is not open to public  
2 inspection or copying under s. 19.35 (1). Upon request of the person who is the subject  
3 of a student record or an authorized representative of that person, the board or  
4 association shall provide a copy of the student record to the requester. The board or  
5 association may charge a fee for providing a copy of a student record. The fee shall  
6 be based on the administrative cost of taking possession of, preserving, and providing  
7 the copy of the student record. All fees collected by the board under this paragraph  
8 subsection shall be credited to the appropriation account under s. ~~20.292 (2)~~ 20.142  
9 (9) (i).

10 **SECTION 195.** 38.50 (12) of the statutes is renumbered 37.12, and 37.12 (1)  
11 (intro.), (am) and (b), (2), (3), (4) and (5), as renumbered, are amended to read:

12 37.12 (1) (intro.) No person that holds itself out to the public in any way as a  
13 legitimate institution of higher education may use the term “college” or “university”  
14 in the person’s name unless the person provides an educational program for which  
15 the person awards an associate or higher degree and the person has accreditation  
16 recognized by the U.S. secretary of education, has the foreign equivalent of that  
17 accreditation, as determined by the board, or has accreditation recognized by the  
18 Council for Higher Education Accreditation. This paragraph subsection does not  
19 apply to any of the following:

20 (am) A person described in ~~sub. (1) (e) 1.~~ s. 37.01 (5) (a) whose administrative  
21 headquarters and principal place of business is in the village of Union Grove that  
22 provides a residential facility located in that village to assist young adults with  
23 disabilities in transitioning from home and school to work and independent living.

24 (b) A person described in ~~sub. (1) (e) 3. to 7.~~ s. 37.01 (5) (c) to (g) that was doing  
25 business in this state prior to May 27, 2010.