

1 of renewable fuel than the maximum percentage established by the federal
2 environmental protection agency for use in conventionally-fueled engines.

3 **SECTION 227.** 71.07 (5r) (a) 2. of the statutes is amended to read:

4 71.07 (5r) (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
5 (1) (c).

6 **SECTION 228.** 71.07 (5r) (a) 6. b. of the statutes is amended to read:

7 71.07 (5r) (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the
8 delivery of education occurs in this state.

9 **SECTION 229.** 71.26 (1) (d) of the statutes is amended to read:

10 71.26 (1) (d) *Bank in liquidation.* Income of any bank placed in the hands of
11 the ~~division of banking~~ department of financial institutions and professional
12 standards for liquidation under s. 220.08, if the tax levied, assessed or collected
13 under this chapter on account of such bank diminishes the assets thereof so that full
14 payment of all depositors cannot be made. Whenever the ~~division of banking~~
15 department of financial institutions and professional standards certifies to the
16 department of revenue that the tax or any part thereof levied and assessed under this
17 chapter against any such bank will so diminish the assets thereof that full payment
18 of all depositors cannot be made, the department of revenue shall cancel and abate
19 such tax or part thereof, together with any penalty thereon. This paragraph shall
20 apply to unpaid taxes which were levied and assessed subsequent to the time the
21 bank was taken over by the ~~division of banking~~ department of financial institutions
22 and professional standards.

23 **SECTION 230.** 71.28 (5j) (a) 2d. of the statutes is amended to read:

24 71.28 (5j) (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and
25 any other fuel derived from a renewable resource that meets all of the applicable

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1 requirements of the American Society for Testing and Materials for that fuel and that
2 the department of ~~commerce or the department of safety and professional services~~
3 financial institutions and professional standards designates by rule as a diesel
4 replacement renewable fuel.

5 **SECTION 231.** 71.28 (5j) (a) 2m. of the statutes is amended to read:

6 71.28 (5j) (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and
7 any other fuel derived from a renewable resource that meets all of the applicable
8 requirements of the American Society for Testing and Materials for that fuel and that
9 the department of ~~commerce or the department of safety and professional services~~
10 financial institutions and professional standards designates by rule as a gasoline
11 replacement renewable fuel.

12 **SECTION 232.** 71.28 (5j) (c) 3. of the statutes is amended to read:

13 71.28 (5j) (c) 3. The department of ~~commerce or the department of safety and~~
14 ~~professional services~~ financial institutions and professional standards shall
15 establish standards to adequately prevent, in the distribution of conventional fuel
16 to an end user, the inadvertent distribution of fuel containing a higher percentage
17 of renewable fuel than the maximum percentage established by the federal
18 environmental protection agency for use in conventionally-fueled engines.

19 **SECTION 233.** 71.28 (5r) (a) 2. of the statutes is amended to read:

20 71.28 (5r) (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
21 (1) (c).

22 **SECTION 234.** 71.28 (5r) (a) 6. b. of the statutes is amended to read:

23 71.28 (5r) (a) 6. b. A school ~~approved~~ authorized under s. ~~38.50~~ 440.52, if the
24 delivery of education occurs in this state.

25 **SECTION 235.** 71.47 (5r) (a) 2. of the statutes is amended to read:

1 71.47 (5r) (a) 2. “Course of instruction” has the meaning given in s. ~~38.50~~ 440.52
2 (1) (c).

3 **SECTION 236.** 71.47 (5r) (a) 6. b. of the statutes is amended to read:

4 71.47 (5r) (a) 6. b. A school approved authorized under s. ~~38.50~~ 440.52, if the
5 delivery of education occurs in this state.

6 **SECTION 237.** 73.0301 (1) (d) 3. of the statutes is amended to read:

7 73.0301 (1) (d) 3. A license, certificate of approval, provisional license,
8 conditional license, certification, certification card, registration, permit, training
9 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
10 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~
11 254.176, 254.20 (3), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or
12 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

13 **SECTION 238.** 73.0301 (1) (d) 6. of the statutes is amended to read:

14 73.0301 (1) (d) 6. A license or certificate of registration issued by the
15 department of financial institutions, ~~or a division of it,~~ and professional standards
16 under ss. 138.09, 138.12, 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to
17 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, 224.93, or under subch. IV of ch.
18 551.

19 **SECTION 239.** 73.0301 (1) (e) of the statutes is amended to read:

20 73.0301 (1) (e) “Licensing department” means the department of
21 administration; the department of agriculture, trade and consumer protection; the
22 board of commissioners of public lands; the department of children and families; the
23 government accountability board; the department of financial institutions and
24 professional standards; the department of health services; the department of natural
25 resources; the department of public instruction; ~~the department of safety and~~

1 professional services; the department of workforce development; the office of the
2 commissioner of insurance; or the department of transportation.

3 **SECTION 240.** 84.075 (1c) (a) of the statutes is amended to read:

4 84.075 (1c) (a) “Disabled veteran-owned business” means a business certified
5 by the department of administration under s. ~~16.283~~ 203.03 (3).

6 **SECTION 241.** 84.075 (1c) (b) of the statutes is amended to read:

7 84.075 (1c) (b) “Minority business” means a business certified by the
8 department of administration under s. ~~16.287~~ 203.07 (2).

9 **SECTION 242.** 84.076 (1) (c) of the statutes is amended to read:

10 84.076 (1) (c) “Minority business” has the meaning given under s. ~~16.287~~ 203.07
11 (1) (e) 1.

12 **SECTION 243.** 84.076 (1) (d) of the statutes is amended to read:

13 84.076 (1) (d) “Minority group member” has the meaning given under s. ~~16.287~~
14 203.07 (1) (f).

15 **SECTION 244.** 85.25 (2) (c) 1m. b. of the statutes is amended to read:

16 85.25 (2) (c) 1m. b. It is currently performing a useful business function as
17 defined in s. ~~16.287~~ 203.07 (1) (h).

18 **SECTION 245.** 100.67 of the statutes is created to read:

19 **100.67 Private trade, business, technical, and other schools. (1)**

20 **DEFINITIONS.** In this section, unless the context clearly requires otherwise:

21 (b) “Course” has the meaning given in s. 440.52 (1) (b).

22 (c) “Course of instruction” has the meaning given in s. 440.52 (1) (c).

23 (d) “Person” has the meaning given in s. 440.52 (1) (d).

24 (e) “School” has the meaning given in s. 440.52 (1) (e).

1 **(2) RESPONSIBILITIES.** The department shall protect the general public by
2 investigating complaints and potential violations related to this section and s.
3 440.52.

4 **(3) RULE-MAKING POWER.** The department may promulgate rules and establish
5 standards necessary to administer this section.

6 **SECTION 246.** 101.02 (20) (b) of the statutes is amended to read:

7 101.02 **(20)** (b) Except as provided in par. (e), the department of ~~safety and~~
8 ~~professional services~~ may not issue or renew a license unless each applicant who is
9 an individual provides the department of ~~safety and professional services~~ with his
10 or her social security number and each applicant that is not an individual provides
11 the department of ~~safety and professional services~~ with its federal employer
12 identification number. The department of ~~safety and professional services~~ may not
13 disclose the social security number or the federal employer identification number of
14 an applicant for a license or license renewal except to the department of revenue for
15 the sole purpose of requesting certifications under s. 73.0301 and to the department
16 of workforce development for the sole purpose of requesting certifications under s.
17 108.227.

18 **SECTION 247.** 101.02 (20) (c) of the statutes is amended to read:

19 101.02 **(20)** (c) The department of ~~safety and professional services~~ may not
20 issue or renew a license if the department of revenue certifies under s. 73.0301 that
21 the applicant or licensee is liable for delinquent taxes or if the department of
22 workforce development certifies under s. 108.227 that the applicant or licensee is
23 liable for delinquent unemployment insurance contributions.

24 **SECTION 248.** 101.02 (20) (d) of the statutes is amended to read:

1 101.02 (20) (d) ~~The department of safety and professional services~~ shall revoke
2 a license if the department of revenue certifies under s. 73.0301 that the licensee is
3 liable for delinquent taxes or if the department of workforce development certifies
4 under s. 108.227 that the licensee is liable for delinquent unemployment insurance
5 contributions.

6 **SECTION 249.** 101.02 (20) (e) 1. of the statutes is amended to read:

7 101.02 (20) (e) 1. If an applicant who is an individual does not have a social
8 security number, the applicant, as a condition of applying for or applying to renew
9 a license shall submit a statement made or subscribed under oath or affirmation to
10 the ~~department of safety and professional services~~ that the applicant does not have
11 a social security number. The form of the statement shall be prescribed by the
12 department of children and families.

13 **SECTION 250.** 101.02 (21) (b) of the statutes is amended to read:

14 101.02 (21) (b) As provided in the memorandum of understanding under s.
15 49.857 and except as provided in par. (e), the ~~department of safety and professional~~
16 ~~services~~ may not issue or renew a license unless the applicant provides the
17 ~~department of safety and professional services~~ with his or her social security number.
18 The ~~department of safety and professional services~~ may not disclose the social
19 security number except that the ~~department of safety and professional services~~ may
20 disclose the social security number of an applicant for a license under par. (a) or a
21 renewal of a license under par. (a) to the department of children and families for the
22 sole purpose of administering s. 49.22.

23 **SECTION 251.** 101.02 (21) (e) 1. of the statutes is amended to read:

24 101.02 (21) (e) 1. If an applicant who is an individual does not have a social
25 security number, the applicant, as a condition of applying for or applying to renew

1 a license shall submit a statement made or subscribed under oath or affirmation to
2 the department of safety and professional services that the applicant does not have
3 a social security number. The form of the statement shall be prescribed by the
4 department of children and families.

5 **SECTION 252.** 101.12 (1) (intro.) of the statutes is amended to read:

6 101.12 (1) (intro.) Except for plans that are reviewed by the department of
7 health services under ss. 50.02 (2) (b) and, 50.025, 50.36 (2), or 50.92 (3m), the
8 department shall require the submission of essential drawings, calculations and
9 specifications for public buildings, public structures and places of employment
10 including the following components:

11 **SECTION 253.** 101.149 (6) (b) of the statutes is amended to read:

12 101.149 (6) (b) The department shall promulgate rules, in consultation with
13 the department of health services, under which the department of ~~safety and~~
14 ~~professional services~~ shall authorize certified heating, ventilating, and air
15 conditioning inspectors to conduct regular inspections of sealed combustion units, as
16 required under sub. (5) (c), for carbon monoxide emissions in residential buildings
17 other than hotels, tourist rooming houses, and bed and breakfast establishments.
18 The rules shall specify conditions under which it may issue orders as specified under
19 sub. (8) (a). The rules may not require the department of ~~safety and professional~~
20 ~~services~~ to authorize inspection of sealed combustion units during the period in
21 which the sealed combustion units are covered by a manufacturer's warranty against
22 defects.

23 **SECTION 254.** 101.149 (8) (a) of the statutes is amended to read:

24 101.149 (8) (a) If the department of ~~safety and professional services~~ or the
25 department of health services determines after an inspection of a building under this

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1 section or s. 254.74 (1g) that the owner of the building has violated sub. (2) or (3), the
2 respective department shall issue an order requiring the person to correct the
3 violation within 5 days or within such shorter period as the respective department
4 determines is necessary to protect public health and safety. If the person does not
5 correct the violation within the time required, he or she shall forfeit \$50 for each day
6 of violation occurring after the date on which the respective department finds that
7 the violation was not corrected.

8 **SECTION 255.** 101.31 of the statutes is repealed.

9 **SECTION 256.** 101.573 (3) (a) of the statutes is amended to read:

10 101.573 (3) (a) On or before May 1 in each year, the department shall compile
11 the fire department dues paid by all insurers under s. 601.93 and the dues paid by
12 the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5%
13 and certify to the secretary of administration the proper amount to be paid from the
14 appropriation under s. ~~20.165 (2)~~ 20.142 (4) (L) to each city, village, or town entitled
15 to fire department dues under s. 101.575. Annually, on or before August 1, the
16 secretary of administration shall pay the amounts certified by the department to the
17 cities, villages and towns eligible under s. 101.575.

18 **SECTION 257.** 101.573 (5) of the statutes is amended to read:

19 101.573 (5) The department shall promulgate a rule defining “administrative
20 expenses” for purposes of s. ~~20.165 (2)~~ 20.142 (4) (La).

21 **SECTION 258.** 101.654 (1m) (e) of the statutes is amended to read:

22 101.654 (1m) (e) ~~The continuing education approved by the department under~~
23 ~~par. (b) 1. shall include courses offered by private organizations with whom the~~
24 ~~department contracts under s. 101.657.~~ The department may approve continuing
25 education courses that are offered by other states.

1 **SECTION 259.** 101.657 of the statutes is repealed.

2 **SECTION 260.** 101.935 (2) (e) of the statutes is amended to read:

3 101.935 (2) (e) Section 254.69 (2), as it applies to an agent for the department
4 of health services in the administration of s. 254.47, applies to an agent for the
5 department of ~~safety and professional services~~ in the administration of this section.

6 **SECTION 261.** 101.951 (7) (a) of the statutes is amended to read:

7 101.951 (7) (a) ~~The department of safety and professional services may, without~~
8 notice, deny the application for a license within 60 days after receipt thereof by
9 written notice to the applicant, stating the grounds for the denial. Within 30 days
10 after such notice, the applicant may petition the department of administration to
11 conduct a hearing to review the denial, and a hearing shall be scheduled with
12 reasonable promptness. The division of hearings and appeals shall conduct the
13 hearing. This paragraph does not apply to denials of applications for licenses under
14 s. 101.02 (21).

15 **SECTION 262.** 101.951 (7) (b) of the statutes is amended to read:

16 101.951 (7) (b) No license may be suspended or revoked except after a hearing
17 thereon. ~~The department of safety and professional services shall give the licensee~~
18 at least 5 days' notice of the time and place of the hearing. The order suspending or
19 revoking such license shall not be effective until after 10 days' written notice thereof
20 to the licensee, after such hearing has been had; ~~except that the department of safety~~
21 ~~and professional services, when in its opinion the best interest of the public or the~~
22 trade demands it, may suspend a license upon not less than 24 hours' notice of
23 hearing and with not less than 24 hours' notice of the suspension of the license.
24 Matters involving suspensions and revocations brought before the department of
25 ~~safety and professional services shall be heard and decided upon by the department~~

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1 of administration. The division of hearings and appeals shall conduct the hearing.
2 This paragraph does not apply to licenses that are suspended or revoked under s.
3 101.02 (21).

4 **SECTION 263.** 101.951 (7) (c) of the statutes is amended to read:

5 101.951 (7) (c) The department of safety and professional services may inspect
6 the pertinent books, records, letters and contracts of a licensee. The actual cost of
7 each such examination shall be paid by such licensee so examined within 30 days
8 after demand therefor by the department, and the department may maintain an
9 action for the recovery of such costs in any court of competent jurisdiction.

10 **SECTION 264.** 101.953 (1) (a) of the statutes is amended to read:

11 101.953 (1) (a) A statement that the manufactured home meets those
12 standards prescribed by law or administrative rule of the department of
13 administration or of the department of safety and professional services that are in
14 effect at the time of the manufacture of the manufactured home.

15 **SECTION 265.** 101.973 (8) of the statutes is amended to read:

16 101.973 (8) Deposit the moneys received from the fees under sub. (7) in the
17 appropriation under s. ~~20.165 (2)~~ 20.142 (4) (j).

18 **SECTION 266.** 107.30 (10) of the statutes is amended to read:

19 107.30 (10) “Mining damage appropriation” means the appropriation under s.
20 ~~20.165 (2)~~ 20.142 (4) (a).

21 **SECTION 267.** 107.31 (5) (a) (intro.) of the statutes is amended to read:

22 107.31 (5) (a) *Calculation.* (intro.) The mining damage reserve accumulation
23 is calculated by subtracting the total amount of all mining damages awards paid
24 from the appropriation under s. 20.445 (4) (a), 2001 stats., beginning on May 22, 1980
25 or paid from the appropriation under s. ~~20.165 (2)~~ 20.142 (4) (a) from the sum of:

1 **SECTION 268.** 108.227 (1) (e) 3. of the statutes is amended to read:

2 108.227 (1) (e) 3. A license, certificate of approval, provisional license,
3 conditional license, certification, certification card, registration, permit, training
4 permit or approval specified in s. 50.35, 50.49 (6) (a) or (10), 51.038, 51.04, 51.42 (7)
5 (b) 11., 51.421 (3) (a), 51.45 (8), 146.40 (3), (3g), or (3m), ~~252.23 (2), 252.24 (2),~~
6 254.176, 254.20 (3), ~~255.08 (2) (a),~~ 256.15 (5) (a) or (b), (6g) (a), (7), or (8) (a) or (f) or
7 343.305 (6) (a) or a permit for operation of a campground specified in s. 254.47 (1).

8 **SECTION 269.** 108.227 (1) (e) 6. of the statutes is amended to read:

9 108.227 (1) (e) 6. A license or certificate of registration issued by the
10 department of financial institutions, or a division of it, under ss. 138.09, 138.12,
11 138.14, 202.12 to 202.14, 202.22, 217.06, 218.0101 to 218.0163, 218.02, 218.04,
12 218.05, 224.72, 224.725, 224.93 or under subch. IV of ch. 551.

13 **SECTION 270.** 108.227 (1) (f) of the statutes is amended to read:

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

22 **SECTION 271.** 111.335 (1) (cx) of the statutes is amended to read:

23 111.335 (1) (cx) Notwithstanding s. 111.322, it is not employment
24 discrimination because of conviction record to refuse to employ or license, or to bar

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1 or terminate from employment or licensure, any individual who has been convicted
2 of any offense under s. ~~38.50~~ 100.67 (13) (c).

3 **SECTION 272.** 112.07 (1) of the statutes is amended to read:

4 112.07 (1) Notwithstanding any other provision of the statutes, any fiduciary,
5 as defined in s. 112.01 (1) (b), who is holding securities in a fiduciary capacity, any
6 bank or trust company holding securities as a custodian or managing agent, and any
7 bank or trust company holding securities as custodian for a fiduciary may deposit or
8 arrange for the deposit of such securities in a clearing corporation as defined in s.
9 408.102 (1) (e). When the securities are so deposited, certificates representing
10 securities of the same class of the same issuer may be merged and held in bulk in the
11 name of the nominee of the clearing corporation with any other such securities
12 deposited in that clearing corporation by any person regardless of the ownership of
13 the securities, and certificates of small denomination may be merged into one or more
14 certificates of larger denomination. The records of the fiduciary and the records of
15 the bank or trust company acting as custodian, as managing agent or as custodian
16 for a fiduciary shall at all times show the name of the party for whose account the
17 securities are so deposited. Ownership of, and other interests in, the securities may
18 be transferred by bookkeeping entry on the books of the clearing corporation without
19 physical delivery of certificates representing the securities. A bank or trust company
20 which deposits securities pursuant to this section shall be subject to such rules and
21 regulations as, in the case of state chartered institutions, the ~~division of banking~~
22 department of financial institutions and professional standards and, in the case of
23 national banking associations, the comptroller of the currency may from time to time
24 issue. A bank or trust company acting as custodian for a fiduciary shall, on demand
25 by the fiduciary, certify in writing to the fiduciary the securities deposited by the

1 bank or trust company in a clearing corporation pursuant to this section for the
2 account of the fiduciary. A fiduciary shall, on demand by any party to a judicial
3 proceeding for the settlement of the fiduciary's account or on demand by the attorney
4 for such a party, certify in writing to the party the securities deposited by the
5 fiduciary in the clearing corporation for its account as such fiduciary.

6 **SECTION 273.** 119.495 (2) of the statutes is amended to read:

7 119.495 (2) The board shall include in its budget transmitted to the common
8 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
9 to be authorized in the budget for the ensuing year. The common council shall issue
10 the notes and levy a direct annual irrepealable tax sufficient to pay the principal and
11 interest on the notes as they become due. The common council may issue the notes
12 by private sale. The common council shall make every effort to involve a minority
13 investment firm certified under s. ~~16.287~~ 203.07 as managing underwriter of the
14 notes or to engage a minority financial adviser certified under s. ~~16.287~~ 203.07 to
15 advise the city regarding any public sale of the notes.

16 **SECTION 274.** 119.496 (2) of the statutes is amended to read:

17 119.496 (2) The board shall include in its budget transmitted to the common
18 council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing
19 to be authorized in the budget for the ensuing year. The common council shall issue
20 the notes and levy a direct annual irrepealable tax sufficient to pay the principal and
21 interest on the notes as they become due. The common council may issue the notes
22 by private sale. The common council shall establish goals of involving minority
23 investment firms certified under s. ~~16.287~~ 203.07 as managing underwriters for at
24 least 50% of the total amount financed by the notes and of engaging a minority

1 financial adviser certified under s. ~~16-287~~ 203.07 to advise the city regarding any
2 public sale of the notes.

3 **SECTION 275.** 125.04 (5) (a) 5. of the statutes is amended to read:

4 125.04 (5) (a) 5. Have successfully completed within the 2 years prior to the
5 date of application a responsible beverage server training course at any location that
6 is offered by a technical college district and that conforms to curriculum guidelines
7 specified by the technical college system board or a comparable training course that
8 is approved by the department ~~or the educational approval board~~. This subdivision
9 does not apply to an applicant who held, or who was an agent appointed and approved
10 under sub. (6) of a corporation or limited liability company that held, within the past
11 2 years, a Class “A”, “Class A” or “Class C” license or a Class “B” or “Class B” license
12 or permit or a manager’s or operator’s license.

13 **SECTION 276.** 125.17 (6) (a) (intro.) of the statutes is amended to read:

14 125.17 (6) (a) (intro.) Except as provided in par. (b), no municipal governing
15 body may issue an operator’s license unless the applicant has successfully completed
16 a responsible beverage server training course at any location that is offered by a
17 technical college district and that conforms to curriculum guidelines specified by the
18 technical college system board or a comparable training course, which may include
19 computer-based training and testing, that is approved by the department ~~or the~~
20 ~~educational approval board~~, or unless the applicant fulfills one of the following
21 requirements:

22 **SECTION 277.** 134.66 (2m) (b) of the statutes is amended to read:

23 134.66 (2m) (b) Paragraph (a) does not apply to an agent, employee, or
24 independent contractor who has received the training described in par. (a) as part of
25 a responsible beverage server training course or a comparable training course, as

1 described in s. 125.04 (5) (a) 5., that was successfully completed by the agent,
2 employee, or independent contractor. The department of health services shall make
3 the training program developed or approved by that department under par. (a)
4 available to the technical college system board, and that board shall include that
5 training program or a comparable training program approved by that department
6 in the curriculum guidelines specified by that board under s. 125.04 (5) (a) 5. The
7 department of health services shall also make the training program developed or
8 approved by that department under par. (a) available to any provider of a comparable
9 training course, as described in s. 125.04 (5) (a) 5., on request, and the department
10 of revenue or the educational approval board may approve a comparable training
11 course under s. 125.04 (5) (a) 5. only if that training course includes the training
12 program developed or approved by the department of health services under par. (a)
13 or a comparable training program approved by that department.

14 **SECTION 278.** 138.055 (4) (d) of the statutes is amended to read:

15 138.055 (4) (d) The division of banking department of financial institutions and
16 professional standards for all other lenders.

17 **SECTION 279.** 138.056 (1) (a) 4. d. of the statutes is amended to read:

18 138.056 (1) (a) 4. d. The division of banking department of financial
19 institutions and professional standards for all other lenders.

20 **SECTION 280.** 138.09 (1d) of the statutes is amended to read:

21 138.09 (1d) In this section, “division” “department” means the division of
22 banking department of financial institutions and professional standards.

23 **SECTION 281.** 138.12 (1) (a) of the statutes is repealed.

24 **SECTION 282.** 138.12 (1) (am) of the statutes is created to read:

1 138.12 (1) (am) “Department” means the department of financial institutions
2 and professional standards.

3 **SECTION 283.** 138.14 (1) (f) of the statutes is repealed.

4 **SECTION 284.** 138.14 (9r) (f) of the statutes is amended to read:

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

11 **SECTION 285.** 138.16 (1) (a) of the statutes is amended to read:

12 138.16 (1) (a) “~~Division~~” Department means the ~~division of banking attached~~
13 ~~to the~~ department of financial institutions and professional standards.

14 **SECTION 286.** 145.01 (4m) of the statutes is renumbered 145.01 (4m) (intro.)
15 and amended to read:

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

20 **SECTION 287.** 145.01 (4m) (a) of the statutes is created to read:

21 145.01 (4m) (a) The discharge of sewage into surface water or groundwater.

22 **SECTION 288.** 145.01 (4m) (b) of the statutes is created to read:

23 145.01 (4m) (b) The introduction of sewage into zones of saturation which
24 adversely affects the operation of a private on-site wastewater treatment system.

25 **SECTION 289.** 145.01 (4m) (c) of the statutes is created to read:

1 145.01 (4m) (c) The discharge of sewage to a drain tile or into zones of bedrock.

2 **SECTION 290.** 145.01 (4m) (d) of the statutes is created to read:

3 145.01 (4m) (d) The discharge of sewage to the surface of the ground.

4 **SECTION 291.** 145.01 (4m) (e) of the statutes is created to read:

5 145.01 (4m) (e) The failure to accept sewage discharges and backup of sewage
6 into the structure served by the private on-site wastewater treatment system.

7 **SECTION 292.** 145.01 (12) of the statutes is amended to read:

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

17 **SECTION 293.** 145.02 (title) of the statutes is amended to read:

18 145.02 (title) **Powers of the department of financial institutions and**
19 **professional standards and the department of natural resources.**

20 **SECTION 294.** 145.02 (2) of the statutes is amended to read:

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

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1 historic building code applies to the subject matter of these standards, the standards
2 do not apply to a qualified historic building if the owner elects to be subject to s.
3 101.121.

4 **SECTION 295.** 145.02 (2m) of the statutes is created to read:

5 145.02 (2m) The department of natural resources shall have general
6 supervision of private on-site wastewater treatment systems and shall have the
7 powers described under s. 281.48 with respect to those systems. The department
8 shall promulgate rules establishing standards for private on-site wastewater
9 treatment systems.

10 **SECTION 296.** 145.02 (4) (a) of the statutes is amended to read:

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

17 **SECTION 297.** 145.045 (1) of the statutes is amended to read:

18 145.045 (1) POWERS AND DUTIES. The department shall by rule establish an
19 examining program for the certification of soil testers, setting such standards as the
20 department finds necessary to accomplish the purposes of this chapter. Such
21 standards shall include formal written examinations for all applicants. The
22 department shall charge applicants for the cost of examination and certification.
23 After July 1, 1974, no person may construct soil bore holes or conduct soil percolation
24 tests or other similar tests specified by the department of natural resources that

1 relate to private on-site wastewater treatment systems unless the person holds a
2 valid certificate issued under this section.

3 **SECTION 298.** 145.045 (3) of the statutes is amended to read:

4 145.045 (3) PLUMBERS AND SEPTIC TANK INSTALLERS. A plumber or septic tank
5 installer may also be a soil tester and install any system after approval of the site or
6 project by the department of financial institutions and professional standards, the
7 department of natural resources, or the governmental unit responsible for the
8 regulation of private on-site wastewater treatment systems.

9 **SECTION 299.** 145.17 (2) of the statutes is amended to read:

10 145.17 (2) The department shall prescribe rules as to the qualifications,
11 examination and licensing of journeymen automatic fire sprinkler system fitters and
12 automatic fire sprinkler contractors and for the registration and training of
13 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
14 contractors and journeymen council, created under s. ~~15.407~~ 15.177 (17), shall advise
15 the department in formulating the rules.

16 **SECTION 300.** 145.19 (1b) of the statutes is amended to read:

17 145.19 (1b) DEFINITION. In this section, “sanitary permit” means a permit
18 authorizing the installation of a private on-site wastewater treatment system that
19 is issued by the department of natural resources or any governmental unit
20 responsible for the regulation of private on-site wastewater treatment systems.

21 **SECTION 301.** 145.19 (1m) of the statutes is amended to read:

22 145.19 (1m) APPLICATION PROCESS. The department of natural resources shall
23 prescribe the information to be included in an application for a sanitary permit. The
24 applicant shall submit the completed application for a sanitary permit to the
25 governmental unit. The governmental unit shall approve or disapprove the sanitary

1 permit according to the rules promulgated by the department of natural resources
2 under this chapter.

3 **SECTION 302.** 145.19 (2) of the statutes is amended to read:

4 145.19 (2) FEE. No fee for a sanitary permit may be less than the amount
5 determined ~~under~~ by the department of natural resources by rule. The governing
6 body for the governmental unit responsible for the regulation of private on-site
7 wastewater treatment systems may establish a fee for a sanitary permit which is
8 more than the amount determined ~~under~~ by the department of natural resources by
9 rule. A governmental unit may not charge more than one fee for a sanitary permit
10 or the renewal of a sanitary permit in any 12-month period.

11 **SECTION 303.** 145.19 (3) of the statutes is amended to read:

12 145.19 (3) FEES AND RECORDS OF PERMITS FORWARDED TO THE DEPARTMENT OF
13 NATURAL RESOURCES. The governmental unit responsible for the regulation of private
14 on-site wastewater treatment systems shall forward to the department of natural
15 resources within 90 days after each valid permit is issued a portion of the fee, as
16 determined ~~under~~ by the department of natural resources by rule. The
17 governmental unit shall also compile a periodic summary of the permits that it has
18 issued. The summary shall contain the information required by the department of
19 natural resources by rule, and shall be submitted by the governmental unit to the
20 department of natural resources at intervals to be determined by the department of
21 natural resources by rule.

22 **SECTION 304.** 145.19 (6) of the statutes is amended to read:

23 145.19 (6) GROUNDWATER FEE. In addition to the fee under sub. (2), the
24 governmental unit responsible for the regulation of private on-site wastewater
25 treatment systems shall collect a groundwater fee of \$25 for each sanitary permit.

1 The governmental unit shall forward this fee to the department of natural resources
2 together with the fee under sub. (3). The moneys collected under this subsection
3 shall be credited to the environmental fund for environmental management.

4 **SECTION 305.** 145.20 (2) (e) of the statutes is amended to read:

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

8 **SECTION 306.** 145.20 (2) (g) of the statutes is amended to read:

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

13 **SECTION 307.** 145.20 (3) (title) of the statutes is amended to read:

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

15 **SECTION 308.** 145.20 (3) (a) 1. of the statutes is amended to read:

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

21 **SECTION 309.** 145.20 (3) (a) 2. of the statutes is amended to read:

22 145.20 (3) (a) 2. The department of natural resources may exempt a
23 governmental unit from any category of private on-site wastewater treatment
24 systems for which ~~departmental~~ approval by the department of natural resources is
25 required prior to sanitary permit issuance under subd. 1., upon a determination, in

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

14 **SECTION 310.** 145.20 (3) (b) of the statutes is amended to read:

15 145.20 (3) (b) The department of natural resources shall review the private
16 on-site wastewater treatment system program in each governmental unit
17 responsible for the regulation of private on-site wastewater treatment systems to
18 ascertain compliance with sub. (2) and with regulations issued by the department of
19 natural resources. This review shall include a random audit of sanitary permits,
20 including verification by on-site inspection.

21 **SECTION 311.** 145.20 (3) (c) of the statutes is amended to read:

22 145.20 (3) (c) If the governing body for a governmental unit responsible for the
23 regulation of private on-site wastewater treatment systems does not adopt a private
24 on-site wastewater treatment system ordinance meeting the requirements of s.
25 59.70 (5) or if the governmental unit does not appoint personnel meeting the

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

10 **SECTION 312.** 145.20 (3) (d) of the statutes is amended to read:

11 145.20 (3) (d) The department of natural resources shall conduct training and
12 informational programs for officials of the governmental unit responsible for the
13 regulation of private on-site wastewater treatment systems and employees and
14 persons licensed under this chapter and s. 281.48 and certified as operators of
15 septage servicing vehicles under s. 281.17 (3) to improve the delivery of service under
16 the private on-site wastewater treatment system program. The department of
17 natural resources shall obtain the assistance of the Wisconsin counties association,
18 and may consult with the department of financial institutions and professional
19 standards, in planning and conducting the training and informational programs.

20 **SECTION 313.** 145.20 (5) (a) of the statutes is amended to read:

21 145.20 (5) (a) The department of natural resources shall establish a
22 maintenance program to be administered by governmental units responsible for the
23 regulation of private on-site wastewater treatment systems. The department of
24 natural resources shall determine the private on-site wastewater treatment
25 systems to which the maintenance program applies. At a minimum the maintenance

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

11 **SECTION 314.** 145.20 (5) (am) of the statutes is amended to read:

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

20 **SECTION 315.** 145.20 (5) (b) of the statutes is amended to read:

21 145.20 (5) (b) The maintenance program shall include a requirement of
22 inspection or pumping of the private on-site wastewater treatment system at least
23 once every 3 years if the private on-site wastewater treatment system does not have
24 a maintenance plan as prescribed by rule by the department of natural resources.
25 Inspections may be conducted by a master plumber, journeyman plumber or

1 restricted plumber licensed under this chapter, a person licensed under s. 281.48 or
2 by an employee of the state or governmental unit designated by the department of
3 natural resources, and the department of natural resources may determine by rule
4 other persons who are qualified to undertake required inspection, maintenance, or
5 repairs. The department of natural resources shall specify the methods to establish
6 the required frequency of inspection, maintenance, and pumping for each type of
7 private on-site wastewater treatment system that does not have a maintenance plan
8 and shall periodically update the methods.

9 **SECTION 316.** 145.20 (5) (c) of the statutes is amended to read:

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

17 **SECTION 317.** 145.23 of the statutes is amended to read:

18 **145.23 Rules.** The department of natural resources may make and enforce
19 rules relating to lot size and lot elevation necessary for proper sanitary conditions
20 in the development and maintenance of subdivisions not served by a public sewer,
21 where provision for such service has not been made. The department of natural
22 resources may consult with the department of financial institutions and professional
23 standards in promulgating rules under this section.

24 **SECTION 318.** 145.24 (1) of the statutes is amended to read:

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

6 **SECTION 319.** 145.24 (2) of the statutes is amended to read:

7 145.24 (2) The department of natural resources shall establish procedures for
8 the review and evaluation of existing private on-site wastewater treatment systems
9 which do not comply with siting or design standards.

10 **SECTION 320.** 145.24 (3) of the statutes is amended to read:

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

23 **SECTION 321.** 145.245 of the statutes is repealed.

24 **SECTION 322.** 157.061 (2g) of the statutes is amended to read:

1 157.061 (2g) “Cemetery board” means the board created in s. ~~15.405~~ 15.175
2 (3m).

3 **SECTION 323.** 157.062 (1) of the statutes is amended to read:

4 157.062 (1) ORGANIZATION. Seven or more residents of the same county may
5 form a cemetery association. They shall meet, select a chairperson and secretary,
6 choose a name, fix the annual meeting date, and elect by ballot not less than 3 nor
7 more than 9 trustees whom the chairperson and secretary shall immediately divide
8 by lot into 3 classes, who shall hold their offices for 1, 2, and 3 years, respectively.
9 Within 3 days, the chairperson and secretary shall certify the corporate name, the
10 names, home addresses and business addresses of the organizers and of the trustees,
11 and their classification, and the annual meeting date acknowledged by them, and,
12 except as provided in sub. (9), deliver the certification to the department of financial
13 institutions. The association then has the powers of a corporation.

14 **SECTION 324.** 157.062 (2) of the statutes is amended to read:

15 157.062 (2) AMENDMENTS. The association may change its name, the number
16 of trustees or the annual meeting date by resolution at an annual meeting, or special
17 meeting called for such purpose, by a majority vote of the members present, and,
18 except as provided in sub. (9), by delivering to the department of financial
19 institutions a copy of the resolution, with the date of adoption, certified by the
20 president and secretary or corresponding officers.

21 **SECTION 325.** 157.062 (6) (b) of the statutes is amended to read:

22 157.062 (6) (b) If an association that has been dissolved under par. (a), or any
23 group that was never properly organized as a cemetery association, has cemetery
24 grounds and human remains are buried in the cemetery grounds, 5 or more
25 members, or persons interested as determined by order of the circuit judge under par.

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1 (c), may publish a class 3 notice, under ch. 985, in the municipality in which the
2 cemetery is located, of the time, place, and object of the meeting, assemble and
3 reorganize by the election of trustees and divide them into classes as provided in sub.
4 (1), the commencement of the terms to be computed from the next annual meeting
5 date. The secretary shall enter the proceedings of the meeting on the records. The
6 association is reorganized upon delivery of a copy of the proceedings to the
7 department of ~~financial institutions~~, except as provided in sub. (9). Upon
8 reorganization, the title to the cemetery grounds, trust funds, and all other property
9 of the association or group vests in the reorganized association, under the control of
10 the trustees. The reorganized association may continue the name of the dissolved
11 association or may adopt a new name.

12 **SECTION 326.** 157.062 (6m) of the statutes is amended to read:

13 157.062 (6m) FORMS. The department of ~~financial institutions~~ may prescribe
14 and furnish forms for providing the information required under subs. (1) to (6).

15 **SECTION 327.** 157.062 (9) of the statutes is amended to read:

16 157.062 (9) EXEMPTIONS FOR CERTAIN CEMETERIES. In lieu of delivering a
17 certification, resolution, or copy of proceedings to the department of ~~financial~~
18 ~~institutions~~ under sub. (1), (2), or (6) (b), a cemetery association that is not required
19 to be licensed under s. 440.91 (1) or registered under s. 440.91 (1m) shall deliver the
20 certification, resolution, or copy of proceedings to the office of the register of deeds
21 of the county in which the cemetery is located.

22 **SECTION 328.** 157.064 (7) of the statutes is amended to read:

23 157.064 (7) Not more than 30 days after a transfer under sub. (6), the
24 transferring association shall notify the department of ~~financial institutions~~ in
25 writing of the transfer, including the name and address of the accepting association

1 or its treasurer. The department of ~~financial institutions~~ may prescribe and furnish
2 forms for providing the information required under this subsection.

3 **SECTION 329.** 157.11 (9m) of the statutes is amended to read:

4 **157.11 (9m) ACTION BY DISTRICT ATTORNEY.** If any money or property is not
5 turned over when required by this section, or default occurs under a bond, the district
6 attorney, upon the request of the department of ~~safety and professional services~~,
7 shall bring action to recover.

8 **SECTION 330.** 157.12 (3) (b) of the statutes is amended to read:

9 **157.12 (3) (b)** The cemetery's treasurer is the custodian of the fund. The
10 treasurer shall file with the cemetery, at the cemetery's expense, a bond with sureties
11 approved by the department of ~~safety and professional services~~ to indemnify the
12 cemetery against loss if the treasurer fails to maintain the fund. No indemnity is
13 required if the terms of sale of a mausoleum space require the purchaser to pay
14 directly to a trust company in the state, designated by the cemetery as custodian of
15 the fund. The fund shall be invested as provided in s. 157.19. Income from
16 investment may be used only to maintain the mausoleum, except that if the amount
17 of income exceeds the amount necessary to properly maintain the mausoleum the
18 excess amount may be used to maintain any portion of the cemetery.

19 **SECTION 331.** 157.62 (1) (a) (intro.) of the statutes is amended to read:

20 **157.62 (1) (a) (intro.)** Except as provided in par. (b) and s. 157.625, every
21 cemetery association shall file an annual report with the department of ~~financial~~
22 ~~institutions~~. The report shall be made on a calendar-year basis unless the
23 department of ~~financial institutions~~, by rule, provides for other reporting periods.
24 The report is due on the 60th day after the last day of the reporting period. The
25 annual report shall include all of the following:

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1 **SECTION 332.** 157.62 (1) (c) of the statutes is amended to read:

2 157.62 (1) (c) The department of ~~financial institutions~~ may prescribe and
3 furnish forms for reports required under this subsection. If the department of
4 ~~financial institutions~~ prescribes forms under this paragraph, the department of
5 ~~financial institutions~~ shall mail the forms to cemetery associations required to file
6 under par. (a) no later than 60 days before the reports are due.

7 **SECTION 333.** 157.65 (1) (a) of the statutes is amended to read:

8 157.65 (1) (a) If the department of ~~safety and professional services~~ has reason
9 to believe that any person is violating or has violated this subchapter or any rule
10 promulgated under this subchapter and that the continuation of that activity might
11 cause injury to the public interest, the department of ~~safety and professional services~~
12 may investigate.

13 **SECTION 334.** 157.65 (1) (b) of the statutes is amended to read:

14 157.65 (1) (b) If the department of ~~safety and professional services~~ has reason
15 to believe that any person is violating s. 157.12 or any rule promulgated under s.
16 157.12 and that the continuation of that activity might cause injury to the public
17 interest, the department of ~~safety and professional services~~ may investigate.

18 **SECTION 335.** 157.65 (2) of the statutes is amended to read:

19 157.65 (2) The department of justice or any district attorney, upon informing
20 the department of justice, may commence an action in circuit court in the name of
21 the state to restrain by temporary or permanent injunction any violation of this
22 subchapter. The court may, prior to entry of final judgment, make such orders or
23 judgments as may be necessary to restore to any person any pecuniary loss suffered
24 because of the acts or practices involved in the action, if proof of such loss is submitted
25 to the satisfaction of the court. The department of justice may subpoena persons and

1 require the production of books and other documents, and may request the board
2 described in s. ~~15.405~~ 15.175 (3m) or the department of ~~safety and professional~~
3 ~~services~~ to exercise its authority under sub. (1) to aid in the investigation of alleged
4 violations of this subchapter.

5 **SECTION 336.** 165.825 of the statutes is amended to read:

6 **165.825 Information link.** The department of justice shall cooperate with the
7 departments of ~~safety and professional services~~, health services, and financial
8 institutions and professional standards in developing and maintaining a computer
9 linkup to provide access to the information obtained from a criminal history search.

10 **SECTION 337.** 167.35 (7) (b) of the statutes is amended to read:

11 167.35 (7) (b) The department of revenue, in the course of conducting any
12 inspection or examination authorized under s. 139.39, may inspect cigarettes to
13 determine if the cigarettes are marked as provided under sub. (4), and the
14 department of revenue shall notify the department of ~~safety and professional~~
15 ~~services~~ of any unmarked cigarettes.

16 **SECTION 338.** 167.35 (7) (c) of the statutes is amended to read:

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

25 **SECTION 339.** 177.30 (2) of the statutes is amended to read:

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1 177.30 (2) The administrator, at reasonable times and upon reasonable notice,
2 may examine the records of any person to determine whether the person has
3 complied with this chapter. The administrator may designate the ~~division of banking~~
4 department of financial institutions and professional standards or other appropriate
5 regulatory authority to examine the records of regulated institutions to determine
6 if the institutions have complied with this chapter. The administrator may conduct
7 the examination even if the person believes it is not in possession of any property
8 reportable or deliverable under this chapter.

9 **SECTION 340.** 182.028 of the statutes is amended to read:

10 **182.028 School corporations.** Any corporation formed for the establishment
11 and maintenance of schools, academies, seminaries, colleges or universities or for the
12 cultivation and practice of music shall have power to enact bylaws for the protection
13 of its property, and provide fines as liquidated damages upon its members and
14 patrons for violating the bylaws, and may collect the same in tort actions, and to
15 prescribe and regulate the courses of instruction therein, and to confer such degrees
16 and grant such diplomas as are usually conferred by similar institutions or as shall
17 be appropriate to the courses of instruction prescribed, ~~except that no corporation~~
18 ~~shall operate or advertise a school that is subject to s. 38.50 (10) without complying~~
19 ~~with the requirements of s. 38.50.~~ Any stockholder may transfer his or her stock to
20 the corporation for its use; and if the written transfer so provides the stock shall be
21 perpetually held by the board of directors with all the rights of a stockholder,
22 including the right to vote.

23 **SECTION 341.** 186.098 (12) of the statutes is amended to read:

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

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

8 **SECTION 342.** 186.235 (15) (b) of the statutes is amended to read:

9 186.235 (15) (b) Witness fees shall be the same as fees under s. 814.67 (1) (b)
10 and (c). The fees of witnesses who are called by the office in the interests of the state
11 shall be paid by the state upon presentation of proper vouchers approved by the office
12 of credit unions and charged to the appropriation under s. ~~20.144 (1)~~ 20.142 (2) (g).
13 A witness subpoenaed by the office at the instance of a party other than the office
14 shall not be entitled to payment of fees by the state unless the office certifies that the
15 testimony was material to the purpose for which the subpoena was issued.

16 **SECTION 343.** 186.314 (2m) (e) of the statutes is amended to read:

17 186.314 (2m) (e) Upon approval by the credit union members of the proposition
18 for conversion under par. (c), the credit union shall take all necessary action under
19 ch. 214 or 221 to complete the conversion to a savings bank or state bank. Within
20 90 days after receipt from the ~~division of banking~~ department of financial
21 institutions and professional standards of a certificate of incorporation as a savings
22 bank or state bank, the credit union shall file a copy of the certificate with the office
23 of credit unions and the office of credit unions shall issue to a converting credit union
24 a certificate of conversion to a savings bank or state bank.

25 **SECTION 344.** 200.49 (1) (b) of the statutes is amended to read:

1 200.49 (1) (b) “Minority group member” has the meaning given under s. ~~16.287~~
2 203.07 (1) (f).

3 **SECTION 345.** 200.57 (1) (a) of the statutes is amended to read:

4 200.57 (1) (a) “Disabled veteran–owned financial adviser” and “disabled
5 veteran–owned investment firm” mean a financial adviser and investment firm,
6 respectively, certified by the department of administration under s. ~~16.283~~ 203.03
7 (3).

8 **SECTION 346.** 200.57 (1) (b) of the statutes is amended to read:

9 200.57 (1) (b) “Minority financial adviser” and “minority investment firm”
10 mean a financial adviser and investment firm, respectively, certified by the
11 department of administration under s. ~~16.287~~ 203.07 (2).

12 **SECTION 347.** Chapter 203 (title) of the statutes is created to read:

13 **CHAPTER 203**

14 **BUSINESS DEVELOPMENT**

15 **SECTION 348.** 203.01 of the statutes is created to read:

16 **203.01 Definitions.** In this chapter:

17 (1) “Department” means the department of financial institutions and
18 professional standards.

19 (2) “Secretary” means the secretary of financial institutions and professional
20 standards.

21 **SECTION 349.** 214.01 (1) (f) of the statutes is created to read:

22 214.01 (1) (f) “Department” means the department of financial institutions and
23 professional standards.

24 **SECTION 350.** 214.01 (1) (im) of the statutes is repealed.

25 **SECTION 351.** 214.04 (21) (b) of the statutes is amended to read:

1 214.04 (21) (b) The rules of the ~~division~~ department shall provide that any
2 remote service unit shall be available for use, on a nondiscriminatory basis, by any
3 state or federal savings bank which has its principal place of business in this state,
4 by any other state or federal savings bank obtaining the consent of a state or federal
5 savings bank that has its principal place of business in this state and is using the
6 terminal and by all customers designated by a savings bank using the unit. This
7 paragraph does not authorize a savings bank which has its principal place of
8 business outside this state to conduct business as a savings bank in this state. A
9 remote service unit shall be available for use, on a nondiscriminatory basis, by any
10 credit union, state or national bank or state or federal savings and loan association,
11 whose home office is located in this state, if the credit union, bank or savings and loan
12 association requests to share its use, subject to joint rules established by the ~~division~~
13 ~~of banking~~, the office of credit unions and the ~~division~~ department. The ~~division~~
14 department by order may authorize the installation and operation of a remote service
15 unit in a mobile facility, after notice and hearing upon the proposed service stops of
16 the mobile facility.

17 **SECTION 352.** 214.48 (4) (a) of the statutes is amended to read:

18 214.48 (4) (a) An independent qualified appraiser, designated by the board of
19 directors, who is properly licensed and certified by the department ~~of safety and~~
20 ~~professional services~~ or by another entity authorized to govern appraisal licensure
21 and certification and who meets the requirements of title XI of the financial
22 institutions reform, recovery and enforcement act of 1989, 12 USC 3331 to 3351 and
23 regulations adopted pursuant to those sections.

24 **SECTION 353.** 214.715 (2) of the statutes is amended to read:

SECTION 353

1 214.715 (2) Employees of the ~~division~~ department may not be subject to any
2 civil liability or penalty, or to any criminal prosecution, for any error in judgment or
3 discretion made in good faith and upon reasonable grounds in any action taken or
4 omitted under this chapter by the employee in an official capacity.

5 **SECTION 354.** 214.72 (1) (am) of the statutes is repealed.

6 **SECTION 355.** 214.72 (1) (b) of the statutes is amended to read:

7 214.72 (1) (b) “Financial regulator” means the department secretary and
8 deputy secretary, and an administrator having duties related to financial
9 institutions, a supervisor of data processing, legal counsel, and a financial
10 institution examiner employed by the department and includes any member of a
11 financial regulator’s immediate family, as defined in s. 19.42 (7).

12 **SECTION 356.** 214.725 (5) of the statutes is amended to read:

13 214.725 (5) Employees of the ~~division~~ department or other designated agents
14 may administer oaths and examine and take and preserve testimony under oath as
15 to anything in the affairs or ownership of the savings bank or the entity examined.

16 **SECTION 357.** 214.78 (3) of the statutes is amended to read:

17 214.78 (3) A person who subpoenaes a witness shall advance the fees and
18 mileage of the witness. Witness fees shall be the same as fees under s. 814.67 (1) (b)
19 and (c). The fees of witnesses who are called by the review board in the interests of
20 the state shall be paid by the state upon presentation of proper vouchers approved
21 by the chairperson of the review board and charged to the appropriation under s.
22 ~~20.144 (1)~~ 20.142 (2) (g).

23 **SECTION 358.** 215.01 (6) of the statutes is repealed.

24 **SECTION 359.** 215.01 (6f) of the statutes is created to read:

1 215.01 (6f) “Department” means the department of financial institutions and
2 professional standards.

3 **SECTION 360.** 215.02 (4) of the statutes is amended to read:

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

9 **SECTION 361.** 215.04 (1) (b) of the statutes is amended to read:

10 215.04 (1) (b) Review the acts, orders, and determinations of the ~~division~~
11 department under this chapter.

12 **SECTION 362.** 215.04 (3) of the statutes is amended to read:

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

19 **SECTION 363.** 217.02 (2k) of the statutes is created to read:

20 217.02 (2k) “Department” means the department of financial institutions and
21 professional standards.

22 **SECTION 364.** 217.02 (2m) of the statutes is repealed.

23 **SECTION 365.** 218.02 (1) (d) of the statutes is repealed.

24 **SECTION 366.** 218.02 (1) (dm) of the statutes is created to read:

SECTION 366

1 218.02 (1) (dm) “Department” means the department of financial institutions
2 and professional standards.

3 **SECTION 367.** 218.04 (1) (bm) of the statutes is created to read:

4 218.04 (1) (bm) “Department” means the department of financial institutions
5 and professional standards.

6 **SECTION 368.** 218.04 (1) (c) of the statutes is repealed.

7 **SECTION 369.** 218.05 (1) (cm) of the statutes is created to read:

8 218.05 (1) (cm) “Department” means the department of financial institutions
9 and professional standards.

10 **SECTION 370.** 218.05 (1) (d) of the statutes is repealed.

11 **SECTION 371.** 220.01 (1m) of the statutes is repealed.

12 **SECTION 372.** 221.0303 (2) of the statutes is amended to read:

13 221.0303 (2) OPERATION AND ACQUISITION OF CUSTOMER BANK COMMUNICATIONS
14 TERMINALS. A bank may, directly or indirectly, acquire, place, and operate, or
15 participate in the acquisition, placement, and operation of, at locations other than
16 its main or branch offices, customer bank communications terminals, in accordance
17 with rules established by the ~~division~~ department. The rules of the ~~division~~
18 department shall provide that any such customer bank communications terminal
19 shall be available for use, on a nondiscriminatory basis, by any state or national bank
20 and by all customers designated by a bank using the terminal. This subsection does
21 not authorize a bank which has its principal place of business outside this state to
22 conduct banking business in this state. The customer bank communications
23 terminals also shall be available for use, on a nondiscriminatory basis, by any credit
24 union, savings and loan association, or savings bank, if the credit union, savings and
25 loan association, or savings bank requests to share its use, subject to rules jointly

1 established by the ~~division of banking~~ department and the office of credit unions.
2 The ~~division~~ department by order may authorize the installation and operation of a
3 customer bank communications terminal in a mobile facility, after notice and
4 hearing upon the proposed service stops of the mobile facility.

5 **SECTION 373.** 221.0802 of the statutes is amended to read:

6 **221.0802 Banks may be placed in hands of ~~division~~ department.** A bank
7 doing business under this chapter may place its affairs and assets under the control
8 of the ~~division~~ department by posting a notice on its front door, as follows: “This bank
9 is in the hands of the ~~Division of Banking of the~~ Department of Financial Institutions
10 and Professional Standards”. Immediately upon posting such notice, the bank shall
11 notify the ~~division~~ department of this action. The posting of the notice, or the taking
12 possession of a bank by the ~~division~~ department, places the bank’s assets and
13 property in the possession of the ~~division~~ department, and bars any attachment
14 proceedings. For each day the ~~division~~ department is placed in possession of the
15 bank, and until such time as a special deputy is appointed under s. 220.08 (4), the
16 bank shall pay to the ~~division~~ department the actual cost of such liquidation
17 proceedings. The ~~division~~ department shall pay the amounts to the state treasurer
18 and the percentage specified in s. ~~20.144 (1)~~ 20.142 (2) (g) shall be credited to the
19 appropriation account under s. ~~20.144 (1)~~ 20.142 (2) (g).

20 **SECTION 374.** 222.0102 (3) of the statutes is repealed.

21 **SECTION 375.** 224.71 (1e) of the statutes is repealed.

22 **SECTION 376.** 224.90 (1) of the statutes is repealed.

23 **SECTION 377.** 227.01 (13) (zy) of the statutes is amended to read:

24 227.01 (13) (zy) Relates to any form prescribed by the ~~division of banking in~~
25 the department of financial institutions and professional standards in connection

1 with the licensing of mortgage bankers or mortgage brokers under s. 224.72 or the
2 licensing of mortgage loan originators under s. 224.725.

3 **SECTION 378.** 227.52 (3) of the statutes is amended to read:

4 227.52 (3) Those decisions of the ~~division of banking~~ department of financial
5 institutions and professional standards that are subject to review, prior to any
6 judicial review, by the banking review board, and decisions of the ~~division of banking~~
7 department of financial institutions and professional standards relating to savings
8 banks or savings and loan associations, ~~but no other institutions subject to the~~
9 ~~jurisdiction of the division of banking.~~

10 **SECTION 379.** 227.59 of the statutes is amended to read:

11 **227.59 Certification of certain cases from the circuit court of Dane**
12 **County to other circuits.** Any action or proceeding for the review of any order of
13 an administrative officer, commission, department, or other administrative tribunal
14 of the state required by law to be instituted in or taken to the circuit court of Dane
15 County, except an action or appeal for the review of any order of the department of
16 workforce development or the department of ~~safety and professional services~~
17 financial institutions and professional standards under chs. 101, 107, 145, 157, 167,
18 or 440 to 480 or findings and orders of the labor and industry review commission,
19 which is instituted or taken and is not called for trial or hearing within 6 months after
20 the proceeding or action is instituted, and the trial or hearing of which is not
21 continued by stipulation of the parties or by order of the court for cause shown, shall
22 on the application of either party on 5 days' written notice to the other be certified
23 and transmitted for trial to the circuit court of the county of the residence or principal
24 place of business of the plaintiff or petitioner, where the action or proceeding shall
25 be given preference. Unless written objection is filed within the 5-day period, the

1 order certifying and transmitting the proceeding shall be entered without hearing.
2 The plaintiff or petitioner shall pay to the clerk of the circuit court of Dane County
3 a fee of \$2 for transmitting the record.

4 **SECTION 380.** 229.46 (1) (ag) of the statutes is amended to read:

5 229.46 (1) (ag) “Disabled veteran–owned business” means a business certified
6 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

7 **SECTION 381.** 229.46 (1) (b) of the statutes is amended to read:

8 229.46 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
9 203.07 (1) (f).

10 **SECTION 382.** 229.70 (1) (ag) of the statutes is amended to read:

11 229.70 (1) (ag) “Disabled veteran–owned business” means a business certified
12 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

13 **SECTION 383.** 229.70 (1) (am) of the statutes is amended to read:

14 229.70 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
15 (1) (e).

16 **SECTION 384.** 229.70 (1) (b) of the statutes is amended to read:

17 229.70 (1) (b) “Minority group member” has the meaning given in s. ~~16.287~~
18 203.07 (1) (f).

19 **SECTION 385.** 229.8273 (1) (am) of the statutes is amended to read:

20 229.8273 (1) (am) “Disabled veteran–owned business” means a business
21 certified ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

22 **SECTION 386.** 229.8273 (1) (b) of the statutes is amended to read:

23 229.8273 (1) (b) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
24 (1) (e).

25 **SECTION 387.** 229.8273 (1) (c) of the statutes is amended to read:

SECTION 387

1 229.8273 (1) (c) “Minority group member” has the meaning given in s. ~~16.287~~
2 203.07 (1) (f).

3 **SECTION 388.** 229.845 (1) (ag) of the statutes is amended to read:

4 229.845 (1) (ag) “Disabled veteran–owned business” means a business certified
5 ~~by the department of administration~~ under s. ~~16.283~~ 203.03 (3).

6 **SECTION 389.** 229.845 (1) (am) of the statutes is amended to read:

7 229.845 (1) (am) “Minority business” has the meaning given in s. ~~16.287~~ 203.07
8 (1) (e).

9 **SECTION 390.** 230.08 (2) (e) 4f. of the statutes is repealed.

10 **SECTION 391.** 230.08 (2) (e) 4g. of the statutes is created to read:

11 230.08 (2) (e) 4g. Financial institutions and professional standards – 21.

12 **SECTION 392.** 230.08 (2) (e) 11m. of the statutes is repealed.

13 **SECTION 393.** 230.08 (2) (v) of the statutes is repealed.

14 **SECTION 394.** 230.08 (2) (yb) of the statutes is amended to read:

15 230.08 (2) (yb) The director and the deputy director of, and legal counsel to, the
16 office of business development in the department of ~~administration~~ financial
17 institutions and professional standards.

18 **SECTION 395.** 230.339 of the statutes is repealed.

19 **SECTION 396.** 231.27 (1) of the statutes is amended to read:

20 231.27 (1) In this section, “minority business”, “minority financial adviser” and
21 “minority investment firm” mean a business, financial adviser and investment firm,
22 respectively, certified ~~by the department of administration~~ under s. ~~16.287~~ 203.07
23 (2).

24 **SECTION 397.** 231.29 (1) of the statutes is amended to read:

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

4 **SECTION 398.** 234.35 (1) of the statutes is amended to read:

5 234.35 (1) In this section, “minority business”, “minority financial adviser” and
6 “minority investment firm” mean a business, financial adviser and investment firm,
7 respectively, certified by the department of administration under s. ~~16.287~~ 203.07
8 (2).

9 **SECTION 399.** 234.36 (1) of the statutes is amended to read:

10 234.36 (1) In this section, “business,” “financial adviser,” and “investment firm”
11 mean a business, financial adviser, and investment firm certified by the department
12 of administration under s. ~~16.283~~ 203.03 (3).

13 **SECTION 400.** 236.13 (2m) of the statutes is amended to read:

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

1 services determines on the basis of need for prevention of pollution of the waters of
2 the state or protection of public health and safety.

3 **SECTION 401.** 250.041 (1) (b) of the statutes is repealed.

4 **SECTION 402.** 250.041 (1) (e) of the statutes is amended to read:

5 250.041 (1) (e) A permit under s. 254.47 (1), or 254.64 (1) (a) or (b) ~~or 255.08~~
6 (2).

7 **SECTION 403.** 252.12 (2) (a) 9. of the statutes is amended to read:

8 252.12 (2) (a) 9. ‘Grant for family resource center.’ The department shall award
9 a grant to develop and implement an African–American family resource center in the
10 city of Milwaukee that targets activities toward the prevention and treatment of HIV
11 infection and related infections, including hepatitis C virus infection, of minority
12 group members, as defined in s. ~~16.287~~ 203.07 (1) (f).

13 **SECTION 404.** 252.12 (2) (c) 2. of the statutes is amended to read:

14 252.12 (2) (c) 2. From the appropriation account under s. 20.435 (1) (am), the
15 department shall award \$75,000 in each fiscal year as grants for services to prevent
16 HIV infection and related infections, including hepatitis C virus infection. Criteria
17 for award of the grants shall include the criteria specified under subd. 1. The
18 department shall award 60% of the funding to applying organizations that receive
19 funding under par. (a) 8. and 40% of the funding to applying community–based
20 organizations that are operated by minority group members, as defined in s. ~~16.287~~
21 203.07 (1) (f).

22 **SECTION 405.** 252.23 of the statutes is renumbered 463.10, and 463.10 (title),
23 (2), (3) and (4) (a), as renumbered, are amended to read:

24 **463.10 (title) Regulation of tattooists and tattooing establishments.**

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

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

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

19 **SECTION 406.** 252.24 of the statutes is renumbered 463.12, and 463.12 (2) and
20 (4) (a), as renumbered, are amended to read:

21 463.12 (2) DEPARTMENT; DUTY. Except as provided in ~~ss. 250.041 and 252.241~~
22 s. 463.14, the department shall provide uniform, statewide licensing and regulation
23 of body piercers and uniform, statewide licensing and regulation of body-piercing
24 establishments under this section. The department shall inspect a body-piercing
25 establishment once before issuing a license for the body-piercing establishment

SECTION 406

1 under this section and may make additional inspections that the department
2 determines are necessary.

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

10 **SECTION 407.** 252.241 of the statutes is renumbered 463.14, and 463.14 (title),
11 (1), (1m), (3), (4) and (5), as renumbered, are amended to read:

12 **463.14 (title) Denial, nonrenewal and revocation of license or permit**
13 **based on delinquent taxes or unemployment insurance contributions. (1)**
14 Except as provided in sub. (1m), the department shall require each applicant to
15 provide the department with the applicant's social security number, if the applicant
16 is an individual, or the applicant's federal employer identification number, if the
17 applicant is not an individual, as a condition of issuing or renewing a license under
18 ~~s. 252.23 (2) or (4) (a) or 252.24 (2) or (4) (a)~~ 463.10 or 463.12, or a permit under s.
19 463.25.

20 (1m) If an individual who applies for or to renew a license or permit under sub.
21 (1) does not have a social security number, the individual, as a condition of obtaining
22 the license or permit, shall submit a statement made or subscribed under oath or
23 affirmation to the department that the applicant does not have a social security
24 number. The form of the statement shall be prescribed by the department of children

1 and families. A license or permit issued or renewed in reliance upon a false
2 statement submitted under this subsection is invalid.

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

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

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

15 **SECTION 408.** 252.245 of the statutes is renumbered 463.16, and 463.16 (1), (2),
16 (3), (4m), (5), (6), (8) and (9), as renumbered, are amended to read:

17 463.16 (1) In the administration and enforcement of ss. ~~252.23 and 252.24~~
18 463.10 and 463.12, the department may enter into a written agreement with a local
19 health department with a jurisdictional area that has a population greater than
20 5,000, which designates the local health department as the department's agent in
21 issuing licenses to and making investigations or inspections of tattooists and tattoo
22 establishments and body piercers and body-piercing establishments. In a
23 jurisdictional area of a local health department without agent status, the
24 department of ~~health services~~ financial institutions and professional standards may
25 issue licenses, collect license fees established by rule under ss. ~~252.23~~ 463.10 (4) (a)

1 and ~~252.24~~ 463.12 (4) (a) and make investigations or inspections of tattooists and
2 tattoo establishments and body piercers and body-piercing establishments. If the
3 department of financial institutions and professional standards designates a local
4 health department as its agent, the department of financial institutions and
5 professional standards or local health department may require no license for the
6 same operations other than the license issued by the local health department under
7 this subsection. If the designation is made and the services are furnished, the
8 department of financial institutions and professional standards shall reimburse the
9 local health department furnishing the service at the rate of 80% of the net license
10 fee per license per year issued in the jurisdictional area.

11 (2) A local health department designated as the department's agent under this
12 section shall meet standards promulgated under ss. ~~252.23~~ 463.10 (4) (a) and ~~252.24~~
13 463.12 (4) (a). The department shall annually evaluate the licensing, investigation
14 and inspection program of each local health department granted agent status. If, at
15 any time, a local health department designated as the department's agent fails to
16 meet the standards, the department of ~~health services~~ financial institutions and
17 professional standards may revoke its agent status.

18 (3) The department shall provide education and training to agents designated
19 under this section to ensure uniformity in the enforcement of s. ~~252.23~~ 463.10 or
20 ~~252.24~~ 463.12 and rules promulgated under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12.

21 (4m) A local health department designated as the department's agent under
22 this section may contract with the department of ~~health services~~ financial
23 institutions and professional standards for the department of ~~health services~~
24 financial institutions and professional standards to collect fees and issue licenses
25 under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. The department of financial institutions

1 and professional standards shall collect from the local health department the actual
2 and reasonable cost of providing the services.

3 (5) If, under this section, a local health department becomes an agent or its
4 agent status is discontinued during a licensee's license year, the department of
5 ~~health services~~ financial institutions and professional standards and the local health
6 department shall divide any license fee paid by the licensee for that license year
7 according to the proportions of the license year occurring before and after the local
8 health department is designated as an agent or the agent status is discontinued. No
9 additional fee may be required during the license year due to the change in agent
10 status.

11 (6) A village, city or county may enact ordinances and a local board of health
12 may adopt regulations regarding the licensees and premises for which the local
13 health department is the designated agent under this section, which are stricter than
14 s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or rules promulgated by the department of health
15 services under s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12. No such provision may conflict with
16 s. ~~252.23~~ 463.10 or ~~252.24~~ 463.12 or with department rules.

17 (8) The department shall hold a hearing under ch. 227 if, in lieu of proceeding
18 under ch. 68, any interested person in the jurisdictional area of a local health
19 department that is designated as the department's agent under this section appeals
20 to the department of ~~health services~~ financial institutions and professional
21 standards alleging that a license fee for a tattooist or tattooist establishment or for
22 a body piercer or body-piercing establishment exceeds the license issuer's
23 reasonable costs of issuing licenses to, making investigations and inspections of, and
24 providing education, training and technical assistance to the tattooist or tattooist
25 establishment or to the body piercer or body-piercing establishment.

SECTION 408

1 **(9)** The department shall promulgate rules establishing state fees for its costs
2 related to setting standards under ss. ~~252.23~~ 463.10 and ~~252.24~~ 463.12 and
3 monitoring and evaluating the activities of, and providing education and training to,
4 agent local health departments. The department may not promulgate a rule under
5 which a local health department may charge an individual who is eligible for the
6 veterans fee waiver program under s. 45.44 a state fee to obtain a license under s.
7 ~~252.23~~ 463.10 (3) or ~~252.24~~ 463.12 (3). Agent local health departments shall include
8 the state fees in the license fees established under sub. (4), collect the state fees and
9 reimburse the department for the state fees collected. For tattooists or tattoo
10 establishments and for body piercers or body-piercing establishments, the state fee
11 may not exceed 20% of the license fees established under s. ~~252.23~~ 463.10 (4) (a) or
12 ~~252.24~~ 463.12 (4) (a).

13 **SECTION 409.** 254.115 (1) (d) of the statutes is repealed.

14 **SECTION 410.** 255.08 of the statutes is renumbered 463.25, and 463.25 (2) (a)
15 and (b), as renumbered, are amended to read:

16 463.25 **(2)** (a) No person may operate a tanning facility without a permit that
17 the department may, except as provided in ~~ss. 250.041 and 254.115~~ s. 463.14, issue
18 under this subsection. The holder of a permit issued under this subsection shall
19 display the permit in a conspicuous place at the tanning facility for which the permit
20 is issued.

21 (b) Permits issued under this subsection shall expire annually on June 30.
22 Except as provided in ~~ss. 250.041 and 254.115~~ s. 463.14, a permit applicant shall
23 submit an application for a permit to the department on a form provided by the
24 department with a permit fee established by the department by rule. The application
25 shall include the name and complete mailing address and street address of the