



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 01/06/2015 (Per: CMH & MPG)

☞ Compile Draft – Appendix C ... Part II

Appendix A ☞ The 2015 drafting file for LRB–0797

Appendix B ☞ The 2015 drafting file for LRB–0799

Appendix C ☞ The 2015 drafting file for LRB–0800

Appendix D ☞ The 2015 drafting file for LRB–0852

Appendix E ☞ The 2015 drafting file for LRB–0872

Appendix F ☞ The 2015 drafting file for LRB–0906

Appendix G ☞ The 2015 drafting file for LRB–0941

has been copied/added to the drafting file for

2015 LRB–0807

1 SECTION 131. 108.227 (1) (f) of the statutes is amended to read:

2 108.227 (1) (f) "Licensing department" means the department of
3 administration; the department of agriculture, trade and consumer protection; the
4 board of commissioners of public lands; the department of children and families; the
5 government accountability board; the department of financial institutions,
6 insurance, and professional standards; the department of health services; the
7 department of natural resources; the department of public instruction; the
8 department of revenue; ~~the department of safety and professional services; the office~~
9 ~~of the commissioner of insurance~~; or the department of transportation.

Insert 37-9

History: 2013 a. 36, 276, 357.

10 SECTION 132. 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~~ 15.179 (16), shall
16 advise the department in formulating the rules.

History: 1971 c. 194; 1973 c. 90; 1975 c. 39; 1977 c. 275, 314; 1979 c. 34, 221; 1981 c. 341; 1983 a. 410; 1993 a. 27, 213, 322; 1995 a. 27; 2011 a. 32.

17 SECTION 133. 145.17 (2) of the statutes is amended to read:

18 145.17 (2) The department shall prescribe rules as to the qualifications,
19 examination and licensing of journeymen automatic fire sprinkler system fitters and
20 automatic fire sprinkler contractors and for the registration and training of
21 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
22 contractors and journeymen council, created under s. ~~15.407~~ 15.179 (17), shall advise
23 the department in formulating the rules.

History: 1971 c. 255; 1979 c. 102, 221; 1995 a. 27; 2011 a. 32, 146.

24 SECTION 134. 145.20 (5) (c) of the statutes is amended to read:

Insert 37-23

Insert 38-7

1 145.20 (5) (c) The department of natural resources may suspend or revoke a
2 license issued under s. 281.48 or a certificate issued under s. 281.17 (3) to the
3 operator of a septage servicing vehicle if the department of natural resources finds
4 that the licensee or operator falsified information on inspection forms. The
5 department of ~~safety and professional services~~ may suspend or revoke the license of
6 a plumber licensed under this chapter if the department finds that the plumber
7 falsified information on inspection forms.

History: 1979 c. 34, 221; 1981 c. 120; 1983 a. 192 s. 303 (7); 1983 a. 410; 1987 a. 27, 160; 1989 a. 31; 1993 a. 16, 27; 1995 a. 201, 227; 1999 a. 150 s. 672; 2005 a. 347
s. 12, 14; 2007 a. 197; 2009 a. 392; 2011 a. 32, 134, 146; 2013 a. 165.

8 **SECTION 135.** 157.061 (2g) of the statutes is amended to read:

9 157.061 (2g) "Cemetery board" means the board created in s. ~~15.405~~ 15.175
10 (3m).

History: 1983 a. 189; 1985 a. 316 s. 18; Stats. 1985 s. 157.061; 1989 a. 307; 1991 a. 269; 1997 a. 188; 1999 a. 32; 2005 a. 25; 2011 a. 32; 2013 a. 358.

11 **SECTION 136.** 157.062 (1) of the statutes is amended to read:

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

History: 1977 c. 449 ss. 233, 497; 1983 a. 192; 1985 a. 316 s. 18; Stats. 1985 s. 157.062; 1989 a. 31, 307; 1991 a. 269; 1995 a. 27; 1997 a. 254; 2007 a. 174.

22 **SECTION 137.** 157.062 (2) of the statutes is amended to read:

1 157.062 (2) AMENDMENTS. The association may change its name, the number
2 of trustees or the annual meeting date by resolution at an annual meeting, or special
3 meeting called for such purpose, by a majority vote of the members present, and,
4 except as provided in sub. (9), by delivering to the department of ~~financial~~
5 ~~institutions~~ a copy of the resolution, with the date of adoption, certified by the
6 president and secretary or corresponding officers.

History: 1977 c. 449 ss. 233, 497; 1983 a. 192; 1985 a. 316 s. 18; Stats. 1985 s. 157.062; 1989 a. 31, 307; 1991 a. 269; 1995 a. 27; 1997 a. 254; 2007 a. 174.

7 **SECTION 138.** 157.062 (6) (b) of the statutes is amended to read:

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

History: 1977 c. 449 ss. 233, 497; 1983 a. 192; 1985 a. 316 s. 18; Stats. 1985 s. 157.062; 1989 a. 31, 307; 1991 a. 269; 1995 a. 27; 1997 a. 254; 2007 a. 174.

23 **SECTION 139.** 157.062 (6m) of the statutes is amended to read:

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

3 History: 1977 c. 449 ss. 233, 497; 1983 a. 192; 1985 a. 316 s. 18; Stats. 1985 s. 157.062; 1989 a. 31, 307; 1991 a. 269; 1995 a. 27; 1997 a. 254; 2007 a. 174.

3 **SECTION 140.** 157.062 (9) of the statutes is amended to read:

4 157.062 (9) EXEMPTIONS FOR CERTAIN CEMETERIES. In lieu of delivering a
5 certification, resolution, or copy of proceedings to the department of ~~financial~~
6 ~~institutions~~ under sub. (1), (2), or (6) (b), a cemetery association that is not required
7 to be licensed under s. 440.91 (1) or registered under s. 440.91 (1m) shall deliver the
8 certification, resolution, or copy of proceedings to the office of the register of deeds
9 of the county in which the cemetery is located.

10 History: 1977 c. 449 ss. 233, 497; 1983 a. 192; 1985 a. 316 s. 18; Stats. 1985 s. 157.062; 1989 a. 31, 307; 1991 a. 269; 1995 a. 27; 1997 a. 254; 2007 a. 174.

10 **SECTION 141.** 157.064 (7) of the statutes is amended to read:

11 157.064 (7) Not more than 30 days after a transfer under sub. (6), the
12 transferring association shall notify the department of ~~financial institutions~~ in
13 writing of the transfer, including the name and address of the accepting association
14 or its treasurer. The department of ~~financial institutions~~ may prescribe and furnish
15 forms for providing the information required under this subsection.

16 History: 1977 c. 449 s. 497; 1985 a. 316 s. 18; Stats. 1985 s. 157.064; 1987 a. 190; 1989 a. 307 ss. 19, 21 to 24; 1995 a. 27.

16 **SECTION 142.** 157.11 (9m) of the statutes is amended to read:

17 157.11 (9m) ACTION BY DISTRICT ATTORNEY. If any money or property is not
18 turned over when required by this section, or default occurs under a bond, the district
19 attorney, upon the request of the department of ~~safety and professional services~~,
20 shall bring action to recover.

21 History: 1971 c. 41 s. 12; 1977 c. 449 ss. 234, 497; 1979 c. 32 s. 92 (8); 1979 c. 110 s. 60 (13); 1985 a. 200; 1985 a. 316 s. 25; 1987 a. 190; 1989 a. 307; 1991 a. 269; 1999
a. 150 s. 672; 2001 a. 30; 2005 a. 25; 2007 a. 174; 2011 a. 32.

21 **SECTION 143.** 157.12 (3) (b) of the statutes is amended to read:

22 157.12 (3) (b) The cemetery's treasurer is the custodian of the fund. The
23 treasurer shall file with the cemetery, at the cemetery's expense, a bond with sureties

1 approved by the department of ~~safety and professional services~~ to indemnify the
2 cemetery against loss if the treasurer fails to maintain the fund. No indemnity is
3 required if the terms of sale of a mausoleum space require the purchaser to pay
4 directly to a trust company in the state, designated by the cemetery as custodian of
5 the fund. The fund shall be invested as provided in s. 157.19. Income from
6 investment may be used only to maintain the mausoleum, except that if the amount
7 of income exceeds the amount necessary to properly maintain the mausoleum the
8 excess amount may be used to maintain any portion of the cemetery.

History: 1971 c. 41 s. 12; 1971 c. 164; 1977 c. 449; 1979 c. 221; 1981 c. 20; 1989 a. 307; 1991 a. 269; 1995 a. 27 ss. 4402, 9116 (5); 1999 a. 150 s. 672; 2011 a. 32, 146.

9 **SECTION 144.** 157.62 (1) (a) (intro.) of the statutes is amended to read:
10 157.62 (1) (a) (intro.) Except as provided in par. (b) and s. 157.625, every
11 cemetery association shall file an annual report with the department of ~~financial~~
12 ~~institutions~~. The report shall be made on a calendar-year basis unless the
13 department of ~~financial institutions~~, by rule, provides for other reporting periods.
14 The report is due on the 60th day after the last day of the reporting period. The
15 annual report shall include all of the following:

History: 1989 a. 307; 1991 a. 16, 32, 269; 1995 a. 27; 1997 a. 79; 2007 a. 174.

16 **SECTION 145.** 157.62 (1) (c) of the statutes is amended to read:

17 157.62 (1) (c) The department of ~~financial institutions~~ may prescribe and
18 furnish forms for reports required under this subsection. If the department of
19 ~~financial institutions~~ prescribes forms under this paragraph, the department of
20 ~~financial institutions~~ shall mail the forms to cemetery associations required to file
21 under par. (a) no later than 60 days before the reports are due.

History: 1989 a. 307; 1991 a. 16, 32, 269; 1995 a. 27; 1997 a. 79; 2007 a. 174.

22 **SECTION 146.** 157.65 (1) (a) of the statutes is amended to read:

23 157.65 (1) (a) If the department of ~~safety and professional services~~ has reason
24 to believe that any person is violating or has violated this subchapter or any rule

1 promulgated under this subchapter and that the continuation of that activity might
2 cause injury to the public interest, the department of safety and professional services
3 may investigate.

History: 1989 a. 307; 1995 a. 27 ss. 4405, 4406, 9116 (5); 2005 a. 25; 2011 a. 32.

4 SECTION 147. 157.65 (1) (b) of the statutes is amended to read:

5 157.65 (1) (b) If the department of safety and professional services has reason
6 to believe that any person is violating s. 157.12 or any rule promulgated under s.
7 157.12 and that the continuation of that activity might cause injury to the public
8 interest, the department of safety and professional services may investigate.

History: 1989 a. 307; 1995 a. 27 ss. 4405, 4406, 9116 (5); 2005 a. 25; 2011 a. 32.

9 SECTION 148. 157.65 (2) of the statutes is amended to read:

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

History: 1989 a. 307; 1995 a. 27 ss. 4405, 4406, 9116 (5); 2005 a. 25; 2011 a. 32.

22 SECTION 149. 157.65 (2) of the statutes is amended to read:

23 157.65 (2) The department of justice or any district attorney, upon informing
24 the department of justice, may commence an action in circuit court in the name of

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

History: 1989 a. 307; 1995 a. 27 ss. 4405, 4406, 9116 (5); 2005 a. 25; 2011 a. 32.

10 **SECTION 150.** 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.

History: 2007 a. 225; 2011 a. 32; 2013 a. 20.
 History: a. 225; 2011 a. 32; 2013 a. 20.
 History: Font = F2@Z7@Lam, Subcomponent =
 yes History: 2007 a. 225; 2011 a. 32; 2013 a. 20.
 History: 013 a. 20.
 History: after the date on which the federal legislation takes effect.

16 **SECTION 151.** 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,

Insert 44-2

1 invoices, and other records of any person who is subject to this section and who is in
2 control, possession, or occupancy of the premises.

History: 2007 a. 225; 2011 a. 32; 2013 a. 20.
History: a. 225; 2011 a. 32; 2013 a. 20.
History: Font = F2@Z7@Lam, Subcomponent =
yes> History: 2007 a. 225; 2011 a. 32; 2013 a. 20.
History: 013 a. 20.
History: after the date on which the federal legislation takes effect.

X 3 SECTION 152. 230.339 of the statutes is repealed.

4 SECTION 153. 281.57 (7) (c) 1. of the statutes is amended to read:

5 281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are
6 limited in each fiscal year to receiving total grant awards not to exceed 33% of the
7 sum of the amounts in the schedule for that fiscal year for the appropriation under
8 s. 20.165 (2) (de) \$771,738 and the amount authorized under sub. (10) for that fiscal
9 year plus the unencumbered balance at the end of the preceding fiscal year for the
10 amount authorized under sub. (10). This subdivision is not applicable to grant
11 awards provided during fiscal years 1985-86, 1986-87, 1988-89 and 1989-90.

****NOTE: The \$771,738 amount represents 33 percent of the amount in the schedule for the 2014-15 fiscal year for the appropriation under s. 20.165 (2) (de), stats., which is repealed in the draft because it is an appropriation for private on-site wastewater treatment system grants. Let me know if you want to take a different approach. MPG

Insert 44-11

History: 1977 c. 418; 1979 c. 34 ss. 976g to 976wd, 2102 (39) (g); 1979 c. 221 ss. 626 to 626y, 2200 (20), 2202 (39); 1981 c. 1, 20, 174; 1983 a. 27; 1985 a. 29 ss. 1935 to 1938, 3202 (39); 1985 a. 120; 1987 a. 27, 399; 1989 a. 31, 336, 366; 1991 a. 39, 315; 1995 a. 27; 1995 a. 227 s. 424; Stats. 1995 s. 281.57; 1997 a. 27; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16; 2011 a. 32.

12 SECTION 154. Chapter 440 (title) of the statutes is amended to read:

13 CHAPTER 440

14 DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES

15 LICENSING

16 SECTION 155. 440.03 (3) of the statutes is amended to read:

17 440.03 (3) If the secretary reorganizes the department, no modification may
18 be made in the powers and responsibilities of the examining boards or affiliated

hand return

no return

1 credentialing boards attached to the department or an examining board under s.
2 ~~15.405 15.175~~ or ~~15.406 15.170~~. ^{e 6}

History: 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355; 2011 a. 32, 146, 160, 190, 255; 2013 a. 20, 36, 124, 244, 288, 358; s. 35.17 correction in sub. (14) (a) 1. b.

3 **SECTION 156.** 440.03 (3q) of the statutes is amended to read:

4 440.03 (3q) Notwithstanding sub. (3m), the department of ~~safety and~~
5 ~~professional services~~ shall investigate any report that it receives under s. 146.40 (4r)
6 (em).

History: 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355; 2011 a. 32, 146, 160, 190, 255; 2013 a. 20, 36, 124, 244, 288, 358; s. 35.17 correction in sub. (14) (a) 1. b.

7 **SECTION 157.** 440.03 (9) (a) 2. of the statutes is amended to read:

8 440.03 (9) (a) 2. Not later than January 31 of each odd-numbered year,
9 adjusting for the succeeding fiscal biennium each fee for an initial credential for
10 which an examination is not required, for a reciprocal credential, and, subject to s.
11 440.08 (2) (a), for a credential renewal, if an adjustment is necessary to reflect the
12 approximate administrative and enforcement costs of the department that are
13 attributable to the regulation of the particular occupation or business during the
14 period in which the initial or reciprocal credential or credential renewal is in effect
15 and, for purposes of each fee for a credential renewal, to reflect an estimate of any
16 additional moneys available for the department's general program operations as a
17 result of appropriation transfers that have been or are estimated to be made under
18 s. ~~20.165 (1)~~ [✓] 20.142 (7) (i) during the fiscal biennium in progress at the time of the
19 deadline for an adjustment under this subdivision or during the fiscal biennium
20 beginning on the July 1 immediately following the deadline for an adjustment under
21 this subdivision.

History: 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355; 2011 a. 32, 146, 160, 190, 255; 2013 a. 20, 36, 124, 244, 288, 358; s. 35.17 correction in sub. (14) (a) 1. b.

1 **SECTION 158.** 440.03 (11m) (c) of the statutes is amended to read:

2 440.03 (11m) (c) ~~The department of safety and professional services~~ may not
3 disclose a social security number obtained under par. (a) to any person except the
4 coordinated licensure information system under s. 441.50 (7); the department of
5 children and families for purposes of administering s. 49.22; and, for a social security
6 number obtained under par. (a) 1., the department of revenue for the purpose of
7 requesting certifications under s. 73.0301 and administering state taxes and the
8 department of workforce development for the purpose of requesting certifications
9 under s. 108.227.

History: 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355; 2011 a. 32, 146, 160, 190, 255; 2013 a. 20, 36, 124, 244, 288, 358; s. 35.17 correction in sub. (14) (a) 1. b.

10 **SECTION 159.** 440.03 (12m) of the statutes is amended to read:

11 440.03 (12m) ~~The department of safety and professional services~~ shall
12 cooperate with the departments of justice, children and families, and health services
13 in developing and maintaining a computer linkup to provide access to information
14 regarding the current status of a credential issued to any person by the department
15 ~~of safety and professional services~~, including whether that credential has been
16 restricted in any way.

History: 1977 c. 418 ss. 24, 792; 1979 c. 34, 221, 337; 1981 c. 94; 1985 a. 29, 340; 1989 a. 31, 340; 1991 a. 39; 1993 a. 16, 102, 107, 443, 445, 490, 491; 1995 a. 27 ss. 6472g, 6472j, 9126 (19); 1995 a. 233; 1997 a. 27, 75, 79; 1997 a. 191 ss. 312, 313, 318; 1997 a. 231, 237; 1997 a. 261 ss. 1 to 4, 7, 10, 13; 1997 a. 311; 1999 a. 9, 32; 2001 a. 16, 66, 80; 2003 a. 151; 2005 a. 25; 2007 a. 20 ss. 3449 to 3462, 9121 (6) (a); 2007 a. 153, 189; 2009 a. 28, 130, 276, 282, 355; 2011 a. 32, 146, 160, 190, 255; 2013 a. 20, 36, 124, 244, 288, 358; s. 35.17 correction in sub. (14) (a) 1. b.

17 **SECTION 160.** 440.13 (1) (b) of the statutes is amended to read:

18 440.13 (1) (b) “Memorandum of understanding” means a memorandum of
19 understanding entered into by the department ~~of safety and professional services~~
20 and the department of children and families under s. 49.857.

History: 1997 a. 191, 237; 2007 a. 20; 2011 a. 32.

21 **SECTION 161.** 440.22 (2) of the statutes is amended to read:

1 440.22 (2) In any disciplinary proceeding against a holder of a credential in
2 which the department or an examining board, affiliated credentialing board or board
3 in the department orders suspension, limitation or revocation of the credential or
4 reprimands the holder, the department, examining board, affiliated credentialing
5 board or board may, in addition to imposing discipline, assess all or part of the costs
6 of the proceeding against the holder. Costs assessed under this subsection are
7 payable to the department. Interest shall accrue on costs assessed under this
8 subsection at a rate of 12% per year beginning on the date that payment of the costs
9 are due as ordered by the department, examining board, affiliated credentialing
10 board or board. Upon the request of the department of ~~safety and professional~~
11 ~~services~~, the department of justice may commence an action to recover costs assessed
12 under this subsection and any accrued interest.

History: 1987 a. 27; 1991 a. 39; 1993 a. 107; 1997 a. 27; 2011 a. 32.

13 **SECTION 162.** 440.25 of the statutes is amended to read:

14 **440.25 Judicial review.** The department may seek judicial review under ch.
15 227 of any final disciplinary decision of the medical examining board or affiliated
16 credentialing board attached to the medical examining board. The department shall
17 be represented in such review proceedings by an attorney within the department.
18 Upon request of the medical examining board or the interested affiliated
19 credentialing board, the attorney general may represent the board. If the attorney
20 general declines to represent the board, the board may retain special counsel which
21 shall be paid for out of the appropriation under s. ~~20.165 (1)~~ 20.142 (7) (hg).

History: 1985 a. 340; 1993 a. 107; 2009 a. 28.

22 **SECTION 163.** 440.905 (1) of the statutes is amended to read:

1 440.905 (1) In addition to the other duties and powers of the board under this
2 subchapter, the board shall advise the secretary of ~~safety and professional services~~
3 on matters relating to cemeteries, to this chapter, or to the board.

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

4 **SECTION 164.** 440.92 (2) (d) of the statutes is amended to read:

5 440.92 (2) (d) A preneed seller may not sell any undeveloped space unless the
6 plans for the construction of the mausoleum have been submitted to the department
7 of ~~safety and professional services~~ for approval under s. 157.12 (2) (a) and the
8 preneed sales contract includes the following language in not less than 10-point
9 boldface type: "THE PLANS FOR CONSTRUCTING THE MAUSOLEUM SPACE
10 HAVE BEEN SUBMITTED TO THE DEPARTMENT OF ~~SAFETY AND~~
11 ~~PROFESSIONAL SERVICES FINANCIAL INSTITUTIONS, INSURANCE, AND~~ ✓
12 ~~PROFESSIONAL STANDARDS~~ FOR APPROVAL. THE SELLER IS
13 RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE
14 PLANS BY THE DEPARTMENT OF ~~SAFETY AND PROFESSIONAL SERVICES~~ ✓
15 ~~FINANCIAL INSTITUTIONS, INSURANCE, AND PROFESSIONAL~~
16 ~~STANDARDS,~~ COMPLETE THE CONSTRUCTION, AND OBTAIN
17 CERTIFICATION OF THE CONSTRUCTION BY THE DEPARTMENT OF
18 ~~SAFETY AND PROFESSIONAL SERVICES FINANCIAL INSTITUTIONS,~~ ✓
19 ~~INSURANCE, AND PROFESSIONAL STANDARDS."~~

History: 1989 a. 307; 1991 a. 16, 32, 39, 269; 1993 a. 16; 1995 a. 27 ss. 6605, 9116 (5); 1995 a. 295; 1997 a. 79, 191; 1999 a. 9; 2005 a. 25, 213, 254; 2007 a. 20, 174; 2011 a. 32.

20 **SECTION 165.** 440.945 (5) (b) of the statutes is amended to read:

21 440.945 (5) (b) The department of justice or any district attorney, upon
22 informing the department of justice, may commence an action in circuit court in the
23 name of the state to restrain by temporary or permanent injunction any violation of
24 this section. The court may, prior to entry of final judgment, make such orders or

1 judgments as may be necessary to restore to any person any pecuniary loss suffered
2 because of the acts or practices involved in the action, if proof of such loss is submitted
3 to the satisfaction of the court. The department of justice may subpoena persons and
4 require the production of books and other documents, and may request the
5 department of safety and professional services to exercise its authority under par. (a)
6 to aid in the investigation of alleged violations of this section.

History: 1989 a. 95; 1989 a. 307 ss. 84, 86; Stats. 1989 s. 440.945; 2011 a. 32.

7 **SECTION 166.** 441.01 (7) (a) 2. of the statutes is amended to read:

8 441.01 (7) (a) 2. Pay a nursing workforce survey fee of \$4. All moneys received
9 under this subdivision shall be deposited into the general fund and credited to the
10 appropriation account under s. ~~20.165 (1)~~ 20.142 (7) (jm).

History: 1971 c. 125; 1975 c. 37; 1977 c. 29, 418; 1979 c. 34; 1983 a. 253, 1983 a. 273 ss. 2, 8; 1985 a. 340; 1987 a. 264; 1999 a. 22; 2009 a. 28; 2013 a. 124.

11 **SECTION 167.** 444.04 of the statutes is amended to read:

12 **444.04 Promoter and club reports.** Within 2 business days after a promoter
13 or club holds a professional contest or amateur mixed martial arts fighting contest,
14 the club shall furnish to the department a written report, verified by the promoter
15 or by one of the club's officers under penalty of perjury, showing the number of tickets
16 sold for the contest, the amount of gross proceeds, and all other information the
17 department requires by rule to be included in the report. The department may limit,
18 suspend, revoke, or assess a forfeiture to the promoter or club for failure to comply
19 with this section or failure to provide accurate information to the department. Any
20 forfeiture collected under this section shall be deposited in the appropriation account
21 under s. ~~20.165 (1)~~ 20.142 (7) (jm).

History: 1973 c. 28; 1977 c. 29; 1979 c. 221 s. 2200 (45); 1987 a. 399; 1991 a. 183; 2003 a. 285; 2009 a. 111.

22 **SECTION 168.** 444.14 of the statutes is amended to read:

23 **444.14 Sham contests; contestants penalized; forfeitures; hearing.** The
24 department shall ban a contestant who participates in any sham or fake professional

IN SECT 49-10

SECTION 168

1 contest or amateur mixed martial arts fighting contest or violates any rule
2 promulgated by the department, and may require the contestant, the contestant's
3 manager, or the promoter of the contest to forfeit an amount determined by the
4 department, but not more than \$500. Fifty percent of all forfeitures collected under
5 this section shall be deposited in the appropriation account under s. ~~20.165(1)~~ 20.142
6 (7) (im).

History: 1977 c. 418; 1979 c. 221 s. 2200 (45); 2003 a. 285; 2009 a. 111.

7 **SECTION 169.** 452.13 (2) (b) 1. of the statutes is amended to read:

8 452.13 (2) (b) 1. Register with the department of safety and professional
9 services the name and address of the depository institution and the number of the
10 interest-bearing common trust account.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25; 2011 a. 32.

11 **SECTION 170.** 452.13 (2) (b) 2. of the statutes is amended to read:

12 452.13 (2) (b) 2. Notify the department of safety and professional services when
13 any of the information required under subd. 1. is changed.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25; 2011 a. 32.

14 **SECTION 171.** 452.13 (2) (b) 3. of the statutes is amended to read:

15 452.13 (2) (b) 3. Furnish the department of safety and professional services
16 with a letter authorizing the department of safety and professional services and the
17 department of administration to examine and audit the interest-bearing common
18 trust account whenever the department of safety and professional services or the
19 department of administration considers it necessary.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25; 2011 a. 32.

20 **SECTION 172.** 452.13 (2) (bm) of the statutes is amended to read:

21 452.13 (2) (bm) The department of safety and professional services shall
22 forward to the department of administration the information and documents
23 furnished under par. (b).

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25; 2011 a. 32.

1 SECTION 173. 452.13 (5) of the statutes is amended to read:

2 452.13 (5) RULES. In consultation with the department of ~~safety and~~
3 ~~professional services~~, the department of administration shall promulgate rules
4 necessary to administer this section.

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25; 2011 a. 32.

5 SECTION 174. 452.14 (5) of the statutes is amended to read:

6 452.14 (5) The department may seek judicial review under ch. 227 of any final
7 decision of the board. The department shall be represented in such review
8 proceedings by an attorney within the department. Upon request of the board, the
9 attorney general may represent the board. If the attorney general does not represent
10 the board, the board may retain special counsel which shall be paid for out of the
11 appropriation under s. ~~20.165 (1)~~ 20.142 (7) (g).

History: 1981 c. 94, 391; 1983 a. 27 s. 2202 (44); 1983 a. 354; 1985 a. 305; 1987 a. 399; 1989 a. 307, 341, 359; 1991 a. 32, 163; 1993 a. 127; 1995 a. 400; 2005 a. 87; 2009 a. 95; 2011 a. 32; 2013 a. 124, 288.

X 12 SECTION 175. 462.01 (3) of the statutes is repealed.

13 SECTION 176. 610.70 (1) (a) of the statutes is amended to read:

14 610.70 (1) (a) "Health care provider" means any person licensed, registered,
15 permitted or certified by the department of health services or the department of
16 ~~safety and professional services~~ to provide health care services, items or supplies in
17 this state.

18 SECTION 177. 632.10 (1) of the statutes is amended to read:

19 632.10 (1) "Building and safety standards" means the requirements of chs. 101
20 and 145 and of any rule promulgated by the department of ~~safety and professional~~
21 ~~services~~ under ch. 101 or 145, and standards of a 1st class city relating to the health
22 and safety of occupants of buildings.

History: 1989 a. 347; 1995 a. 27 ss. 7041, 9116 (5); 2011 a. 32.

22-15-13
JDS/ST

2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0800/P1ins2
MPG:.....

1 INSERT 6-12 ✓

2 SECTION 1. 15.405 (6m) (intro.) of the statutes is renumbered 15.175 (6m), and
3 15.175 (6m) (intro.), as renumbered, is amended to read:

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

History: 1973 c. 90, 156; 1975 c. 39, 86, 199, 200, 383, 422; 1977 c. 26, 29, 203; 1977 c. 418; 1979 c. 34 ss. 45, 47 to 52; 1979 c. 221, 304; 1981 c. 94 ss. 5, 9; 1981 c. 356; 1983 a. 27, 403, 485, 538; 1985 a. 340; 1987 a. 257 s. 2; 1987 a. 264, 265, 316; 1989 a. 316, 340; 1991 a. 39, 78, 160, 189, 269; 1993 a. 16, 102, 463, 465, 491; 1995 a. 27 s. 9126 (19); 1995 a. 225; 1995 a. 305 s. 1; 1995 a. 321, 417; 1997 a. 96, 252, 300; 2001 a. 16, 80; 2003 a. 111, 270; 2005 a. 25, 314; 2007 a. 20 s. 9121 (6) (a); 2009 a. 106; 2009 a. 149 s. 3; 2011 a. 32 ss. 110, 130 to 153; 2011 a. 190; 2013 a. 124, 358; s. 13.92 (2) (i).

8 END INSERT 6-12

9 INSERT 26-14B ✓

10 SECTION 2. 20.445 (1) (km) of the statutes is amended to read:

11 20.445 (1) (km) *Nursing workforce survey and grants*. All moneys transferred
12 from the appropriation account under s. ~~20.165 (1)~~ 20.142 (7) (jm) for developing,
13 compiling, processing, evaluating, and reporting on the survey required under s.
14 106.30 (2) and (3) and for awarding grants under s. 106.30 (5) (a).

History: 1971 c. 125 ss. 156, 522 (1); 1971 c. 211, 215; 1971 c. 228 s. 44; 1971 c. 259; 1973 c. 90, 180, 243, 333; 1975 c. 39, 147, 224, 274, 344; 1975 c. 404 ss. 3, 10 (1); 1975 c. 405 ss. 3, 11 (1); 1977 c. 29, 43, 203, 418; 1979 c. 34 ss. 512 to 522, 2102 (25) (a); 1979 c. 189, 221, 309; 1979 c. 329 s. 25 (1); 1979 c. 350 ss. 3, 27 (6); 1979 c. 353, 355; 1981 c. 20, 36, 92, 93, 317, 325, 364; 1983 a. 8; 1983 a. 27 ss. 411 to 425; 1983 a. 98 ss. 1, 31; 1983 a. 192, 384, 388, 410; 1985 a. 17, 29, 153, 313, 332; 1987 a. 27; 1987 a. 38 ss. 2 to 4, 136; 1987 a. 399, 403; 1989 a. 31, 44, 64, 77, 254, 284, 359; 1991 a. 39 ss. 372c, 545r, 545t, 545v, 547, 548, 548g, 548m, 549, 549b, 549g, 549p; 1991 a. 85, 89, 269, 315; 1993 a. 16, 126, 243, 437, 491; 1995 a. 27 ss. 772mm, 772mn, 776p to 778b, 778L, 778n, 778q, 778v, 778z to 780m, 781m to 782p, 782u, 841, 842, 849, 850, 854, 855, 858c, 873 to 876, 878, 880, 890 to 896, 962 to 1014c, 9126 (19), 9130 (4); 1995 a. 113 s. 2; 1995 a. 117, 201, 216, 225, 289; 1995 a. 404 ss. 4, 6 to 8, 10 to 17; 1997 a. 3; 1997 a. 27 ss. 610 to 642m, 722; 1997 a. 33, 38, 39, 105, 112, 191, 235, 236, 237, 252; 1999 a. 9 ss. 270, 458 to 478; 1999 a. 15, 32; 2001 a. 16, 35, 43, 104, 109; 2003 a. 33, 197; 2005 a. 25, 86, 172; 2005 a. 443 s. 265; 2007 a. 20, 59; 2009 a. 28, 180; 2011 a. 32, 123, 183, 198; 2013 a. 9, 20; 2013 a. 36 ss. 6p to 7, 236m; 2013 a. 57, 139.

15 END INSERT 26-14B

16 INSERT 29-13 ✓

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

18 71.28 (5j) (c) 3. The department of ~~commerce or the department of safety and~~
19 ~~professional services~~ financial institutions, insurance, and professional standards
20 shall establish standards to adequately prevent, in the distribution of conventional

1 fuel to an end user, the inadvertent distribution of fuel containing a higher
2 percentage of renewable fuel than the maximum percentage established by the
3 federal environmental protection agency for use in conventionally-fueled engines.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; 2007 a. 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 3, 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 s. 80; 2013 a. 20, 54, 62, 116, 145, 165; 2013 a. 166 ss. 26, 77.

4 END INSERT 29-13

5 INSERT 43-9 ✓

6 SECTION 4. 165.825 of the statutes is amended to read:

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

History: 1997 a. 27; 2007 a. 20 s. 9121 (6) (a); 2011 a. 32; 2013 a. 20.

12 END INSERT 43-9

13 INSERT 44-2 ✓

14 SECTION 5. 227.59 of the statutes is amended to read:

15 **227.59 Certification of certain cases from the circuit court of Dane**
16 **County to other circuits.** Any action or proceeding for the review of any order of
17 an administrative officer, commission, department, or other administrative tribunal
18 of the state required by law to be instituted in or taken to the circuit court of Dane
19 County, except an action or appeal for the review of any order of the department of
20 workforce development or the department of ~~safety and professional services~~
21 financial institutions, insurance, and professional standards or findings and orders
22 of the labor and industry review commission, which is instituted or taken and is not
23 called for trial or hearing within 6 months after the proceeding or action is instituted,

1 and the trial or hearing of which is not continued by stipulation of the parties or by
 2 order of the court for cause shown, shall on the application of either party on 5 days'
 3 written notice to the other be certified and transmitted for trial to the circuit court
 4 of the county of the residence or principal place of business of the plaintiff or
 5 petitioner, where the action or proceeding shall be given preference. Unless written
 6 objection is filed within the 5-day period, the order certifying and transmitting the
 7 proceeding shall be entered without hearing. The plaintiff or petitioner shall pay to
 8 the clerk of the circuit court of Dane County a fee of \$2 for transmitting the record.

History: 1977 c. 29; 1983 a. 219; 1985 a. 182 s. 47; Stats. 1985 s. 227.59; 1995 a. 27 ss. 6238, 9116 (5), 9130 (4); 1997 a. 3; 2011 a. 32.

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

9 END INSERT 44-2

10 INSERT 49-10

11 SECTION 6. 443.10 (6) of the statutes is amended to read:

12 443.10 (6) ROSTER. A roster showing the names and mailing addresses of all
 13 registered surveyors shall be prepared annually by the secretary and made available
 14 for purchase at cost, and a copy shall be placed on file with the department of
 15 financial institutions.

History: 1979 c. 167 ss. 9, 10, 23, 24, 41, 42, 53; 1979 c. 221 s. 780; 1979 c. 355; 1981 c. 3; 1987 a. 27; 1991 a. 39; 1993 a. 463, 465, 491; 1995 a. 27; 1997 a. 27, 300; 2007
 a. 20; 2009 a. 123; 2011 a. 146; 2013 a. 358.

16 END INSERT 49-10

17 INSERT 51-22

18 SECTION 7. 940.207 (title) of the statutes is amended to read:

19 940.207 (title) ~~Battery or threat to department of safety and~~
 20 ~~professional services~~ financial institutions, insurance, and professional
 21 standards or department of workforce development employee.

History: 1993 a. 86, 446; 1995 a. 27 ss. 7227 to 7229, 9116 (5), 9130 (4); 1997 a. 3; 2001 a. 109; 2009 a. 28; 2011 a. 32.

1 **SECTION 8.** 940.207 (2) (intro.) of the statutes is amended to read:
2 940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
3 cause bodily harm to the person or family member of any department of ~~safety and~~
4 ~~professional services~~ financial institutions, insurance, and professional standards or
5 department of workforce development official, employee, or agent under all of the
6 following circumstances is guilty of a Class H felony:

History: 1993 a. 86, 446; 1995 a. 27 ss. 7227 to 7229, 9116 (5), 9130 (4); 1997 a. 3; 2001 a. 109; 2009 a. 28; 2011 a. 32.

****NOTE: Please note that the change to the department name in this subsection broadens the conduct that may be subject to the specified criminal penalty. Under current law, that conduct is limited to causing or threatening bodily harm to DSPS and DWD personnel; OCI and DFI are not included. Please let me know if you would like to include language limiting the conduct to DFIIPS personnel whose employment is primarily related to the professional licensing and buildings and safety functions of DFIIPS. MPG

7 **SECTION 9.** 940.207 (2) (a) of the statutes is amended to read:
8 940.207 (2) (a) At the time of the act or threat, the actor knows or should have
9 known that the victim is a department of ~~safety and professional services~~ financial
10 institutions, insurance, and professional standards or department of workforce
11 development official, employee, or agent or a member of his or her family.

History: 1993 a. 86, 446; 1995 a. 27 ss. 7227 to 7229, 9116 (5), 9130 (4); 1997 a. 3; 2001 a. 109; 2009 a. 28; 2011 a. 32.

12 **END INSERT 51-22**



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-0794/P1
MPG:eev:jm

DOA:.....Potts, BB0270 - Eliminate the Private On-Site Wastewater Treatment System Grant Program under 145.245.

FOR 2015-2017 BUDGET - NOT READY FOR INTRODUCTION

Inserts to BB00/P1

STA ✓

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

Analysis by the Legislative Reference Bureau

SAFETY AND PROFESSIONAL SERVICES

BUILDINGS AND SAFETY

Under current law, DSPS administers a program to provide grants to individuals and businesses who are served by failing private on-site wastewater treatment systems. This bill eliminates that grant program.

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

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

2 **SECTION 1.** 20.165 (2) (de) of the statutes is repealed.

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

3 **SECTION 2.** 20.320 (3) (title) of the statutes is repealed.

4 **SECTION 3.** 20.320 (3) (q) of the statutes is repealed.

This is insert 26-14A (start)

This is Insert 26-14A(ENDS)

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

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

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

This is Insert 26-14C

7 SECTION 5. 67.12 (12) (a) of the statutes is amended to read:

8 67.12 (12) (a) Any municipality may issue promissory notes as evidence of
9 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not
10 limited to paying any general and current municipal expense, and refunding any
11 municipal obligations, including interest on them. Each note, plus interest if any,
12 shall be repaid within 10 years after the original date of the note, except that notes
13 issued under this section for purposes of ss. 119.498, 145.245 (12m), 2013 stats.,
14 281.58, 281.59, 281.60, 281.61, and 292.72, issued to raise funds to pay a portion of
15 the capital costs of a metropolitan sewerage district, or issued by a 1st class city or
16 a county having a population of 500,000 or more, to pay unfunded prior service
17 liability with respect to an employee retirement system, shall be repaid within 20
18 years after the original date of the note.

(2-22) This is Insert 27-21

19 SECTION 6. 145.01 (4m) of the statutes is renumbered 145.01 (4m) (intro.) and
20 amended to read:

21 145.01 (4m) FAILING PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEM. (intro.)
22 "Failing private on-site wastewater treatment system" has the meaning specified

This is Insert 37-9 (start)

This is Insert 37-9 (End)

1 under s. 145.245 (4), means a private on-site wastewater treatment system that
2 causes or results in any of the following conditions:

3 SECTION 7. 145.01 (4m) (a) of the statutes is created to read:

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

5 SECTION 8. 145.01 (4m) (b) of the statutes is created to read:

6 145.01 (4m) (b) The introduction of sewage into zones of saturation which
7 adversely affects the operation of a private on-site wastewater treatment system.

8 SECTION 9. 145.01 (4m) (c) of the statutes is created to read:

9 145.01 (4m) (c) The discharge of sewage to a drain tile or into zones of bedrock.

10 SECTION 10. 145.01 (4m) (d) of the statutes is created to read:

11 145.01 (4m) (d) The discharge of sewage to the surface of the ground.

12 SECTION 11. 145.01 (4m) (e) of the statutes is created to read:

13 145.01 (4m) (e) The failure to accept sewage discharges and backup of sewage
14 into the structure served by the private on-site wastewater treatment system.

15 SECTION 12. 145.20 (5) (a) of the statutes is amended to read:

16 145.20 (5) (a) The department shall establish a maintenance program to be
17 administered by governmental units responsible for the regulation of private on-site
18 wastewater treatment systems. The department shall determine the private on-site
19 wastewater treatment systems to which the maintenance program applies. At a
20 minimum the maintenance program is applicable to all new or replacement private
21 on-site wastewater treatment systems constructed in a governmental unit after the
22 date on which the governmental unit adopts this program. The department may
23 apply the maintenance program by rule to private on-site wastewater treatment
24 systems constructed in a governmental unit responsible for the regulation of private
25 on-site wastewater treatment systems on or before the date on which the

This is Insert 37-23 (Start)

This is insert 37-23 (end)

1 governmental unit adopts the program. The department shall determine the private
2 on-site wastewater treatment systems to which the maintenance program applies
3 in governmental units that do not meet the conditions for eligibility under s. 145.245
4 (9).

5 SECTION 13. 145.20 (5) (am) of the statutes is amended to read:

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

14 SECTION 14. 145.245 of the statutes is repealed.

15 SECTION 15. 281.57 (7) (c) 1. of the statutes is amended to read:

16 281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are
17 limited in each fiscal year to receiving total grant awards not to exceed 33% of the
18 sum of the amounts in the schedule for that fiscal year for the appropriation under
19 s. 20.165 (2) (de) \$771,738 and the amount authorized under sub. (10) for that fiscal
20 year plus the unencumbered balance at the end of the preceding fiscal year for the
21 amount authorized under sub. (10). This subdivision is not applicable to grant
22 awards provided during fiscal years 1985-86, 1986-87, 1988-89 and 1989-90.

***NOTE: The \$771,738 amount represents 33 percent of the amount in the schedule for the 2014-15 fiscal year for the appropriation under s. 20.165 (2) (de), stats., which is repealed in the draft. Let me know if you want to take a different approach. MPG

This is insert 38-7

1
2

SECTION 16. 281.59 (1m) (c) of the statutes is repealed.

(END)

This is Inset 44-11