

2015 Senate Bill 458 (LRB -3893)

An Act to renumber and amend 101.63 (7); to amend 20.165 (2) (j); and to create 101.63 (7) (b) and 101.652 of the statutes; relating to: information required on building permit forms and reporting requirements for municipalities that issue building permits. (FE)

2015

12-18.	S.	Introduced by Senator Olsen ; cosponsored by Representatives Jagler, Allen, Kahl, Kulp and T. Larson	564
12-18.	S.	Read first time and referred to Committee on Elections and Local Government	564

2016

01-06.	S.	Fiscal estimate received	
01-13.	S.	Senate Substitute Amendment 1 offered by Senator Olsen (LRB s0237)	601
01-14.	S.	Public hearing held	
01-19.	S.	Senate Amendment 1 to Senate Substitute Amendment 1 offered by Senator Olsen (LRB a1558)	614
01-25.	S.	LRB correction (Senate Substitute Amendment 1)	648
01-26.	S.	Executive action taken	
02-04.	S.	Report adoption of Senate Amendment 1 to Senate Substitute Amendment 1 recommended by Committee on Elections and Local Government, Ayes 4, Noes 1	673
02-04.	S.	Report adoption of Senate Substitute Amendment 1 recommended by Committee on Elections and Local Government, Ayes 4, Noes 1	673
02-04.	S.	Report passage as amended recommended by Committee on Elections and Local Government, Ayes 4, Noes 1	673
02-04.	S.	Available for scheduling	
02-15.	S.	Placed on calendar 2-16-2016 pursuant to Senate Rule 18(1)	
02-16.	S.	Read a second time	
02-16.	S.	Senate Amendment 1 to Senate Substitute Amendment 1 adopted	
02-16.	S.	Senate Substitute Amendment 1 adopted	
02-16.	S.	Ordered to a third reading	
02-16.	S.	Rules suspended	
02-16.	S.	Read a third time and passed	
02-16.	S.	Ordered immediately messaged	
02-16.	A.	Received from Senate	667
02-16.	A.	Read	667
02-16.	A.	Rules suspended and taken up	667
02-16.	A.	Read a second time	667
02-16.	A.	Ordered to a third reading	667
02-16.	A.	Rules suspended	667
02-16.	A.	Read a third time and concurred in	667
02-16.	A.	Ordered immediately messaged	667
02-17.	S.	Received from Assembly concurred in	

SB

2015
ENROLLED BILL

15en S B- 458

ADOPTED DOCUMENTS:

Orig Engr S SubAmdt L 15 S02371 1

Amendments to above (if none, write "NONE"): SA 1

Corrections - show date (if none, write "NONE"): 4/22/16

Topic REL CLAUSE

2/19/16 *Patricia...*
Date Enrolling Drafter



State of Wisconsin
2015-2016 LEGISLATURE

CORRECTIONS IN:

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 458**

Prepared by the Legislative Reference Bureau
(January 22, 2016)

1. Page 2, line 3: after "furnish to" insert "municipalities".

(END)



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBs0237/1
MDK:kjf&amn

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 458**

January 13, 2016 - Offered by Senator OLSEN.

1 **AN ACT to renumber and amend 101.63 (7); to amend 101.65 (3); and to create**
2 **101.63 (7) (b) and 101.63 (7m) of the statutes; relating to: information required**
3 **on building permit forms, requiring the establishment of an electronic system**
4 **for building permits, and granting rule-making authority.**

Analysis by the Legislative Reference Bureau

This substitute amendment requires the Department of Safety and Professional Services to establish by rule an electronic processing system for building permits for new one-family and two-family dwellings. Current law allows cities, villages, towns, and counties (municipal authorities) to enact ordinances regarding the construction of such dwellings. However, an ordinance must meet the requirements of the one-family and two-family dwelling code adopted by DSPS. Current law requires DSPS to prescribe and furnish to municipal authorities a standard building permit form for such dwellings.

The substitute amendment requires DSPS, by January 1, 2017, to furnish in electronic format to municipal authorities the standard building permit form. Also, by that same date, the substitute amendment requires DSPS to establish by rule a system that allows a person to electronically submit to a municipal authority an application for a building permit for a new one-family or two-family dwelling. DSPS's rule must prescribe a standard application form to be used by applicants,

except that DSPS may approve a municipal authority's use of a different form. Also, the system established by DSPS must allow a municipal authority to electronically issue building permits to applicants and electronically submit copies of issued permits to DSPS. A municipal authority must use the standard building permit form prescribed by DSPS, unless DSPS allows the municipal authority to use a different form. The substitute amendment requires a municipal authority to begin implementation of the system no later than January 2, 2018.

Beginning on the date that a municipal authority begins implementation of the system described above, the municipal authority must electronically submit to DSPS copies of the permits the municipal authority issues. A copy must be submitted no later than the 15th day of the first month beginning after issuance of a permit. In addition, if a municipal authority fails to submit a copy by the last day of that month, the municipal authority must provide a refund to the permittee. The amount of the refund must equal the difference between the following: 1) the amount the permittee paid the municipal authority for the permit; and 2) the portion of the permit fee that the municipal authority remitted to DSPS, if any.

Finally, current law prohibits a person from obtaining a building permit for a new one-family or two-family dwelling unless DSPS has issued a certificate of financial responsibility to the person. The substitute amendment requires DSPS to include in its standard building permit form a space for a municipal authority to insert the name of the person to whom the building permit is issued, as well as the number and expiration date of the certificate of financial responsibility that DSPS issued to the person.

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

1 SECTION 1. 101.63 (7) of the statutes is renumbered ~~101.63 (7) (intro.)~~ and
2 amended to read:

3 101.63 (7) (intro.) Prescribe and furnish to municipal authorities a standard
4 building permit form for all new one- and 2-family dwellings. On or before January
5 2, 2017, the department shall furnish to municipal authorities the standard building
6 permit form prescribed under this subsection in electronic form. The standard
7 permit form shall include ~~a~~ all of the following:

8 (a) A space in which the municipal authority issuing the permit shall insert the
9 name and license number of the master plumber engaged in supervising the

municipalities

ccc

1 installation of plumbing or installing the plumbing at a new one- or 2-family
2 dwelling.

3 **SECTION 2.** 101.63 (7) (b) of the statutes is created to read:

4 101.63 (7) (b) A space in which the municipal authority issuing the permit shall
5 insert the name of the person to whom the building permit is issued and the number
6 and expiration date of the certificate of financial responsibility issued to that person
7 under s. 101.654.

8 **SECTION 3.** 101.63 (7m) of the statutes is created to read:

9 101.63 (7m) On or before January 2, 2017, establish by rule a system through
10 which a person may electronically submit an application to a municipal authority for
11 a building permit, through which the person may be issued the building permit in
12 electronic form from the municipal authority, and through which the municipal
13 authority may submit copies of issued building permits to the department. The rule
14 shall prescribe a standard building permit application form that shall be furnished
15 to all municipal authorities and used by all applicants for building permits for new
16 one- and 2-family dwellings, except that the department may approve a municipal
17 authority's use of a different application form. The rule shall require a municipal
18 authority to use the standard building permit form prescribed under sub. (7), unless
19 the department approves a municipal authority's use of a different form. A
20 municipal authority shall begin implementation of the system established under this
21 subsection no later than January 2, 2018.

22 **SECTION 3r.** 101.65 (3) of the statutes is amended to read:

23 101.65 (3) Shall use the standard building permit form prescribed and
24 furnished by the department and.



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa1558/1
MDK:cjs

**SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 458**

January 19, 2016 – Offered by Senator OLSEN.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 4, line 12: delete lines 12 to 14.

3 (END)