



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBs0022/1
CMH:amn

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 156**

1 **AN ACT** *to amend* 443.02 (3) and 443.02 (4); and *to create* 443.015 (1m) of the
2 statutes; **relating to:** retired credential status for certain professionals
3 holding credentials granted by the Examining Board of Architects, Landscape
4 Architects, Professional Engineers, Designers, and Professional Land
5 Surveyors; extending the time limit for emergency rule procedures; providing
6 an exemption from emergency rule procedures; and requiring the exercise of
7 rule-making authority.

Analysis by the Legislative Reference Bureau

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

8 **SECTION 1.** 443.015 (1m) of the statutes is created to read:
9 443.015 (**1m**) (a) 1. Each section of the examining board shall promulgate rules
10 to do all of the following:

1 a. Allow the holder of a credential under this chapter who is at least 65 years
2 of age or has actively maintained that credential for at least 20 years, which need not
3 be consecutive, and who certifies that he or she has retired from and no longer
4 engages in the practice for which he or she holds the credential to apply to the board
5 to classify that credential as retired status.

6 b. Allow an individual who previously held a credential under this chapter, and
7 failed to renew that credential prior to the renewal date, to apply to the board to
8 renew the credential with retired status if the individual is at least 65 years of age
9 or had actively maintained that credential for at least 20 years, which need not be
10 consecutive, certifies that he or she has retired from and no longer engages in the
11 practice for which he or she previously held the credential, and pays the fee under
12 par. (d). Section 440.08 (3) (a) and (b) does not apply to the renewal of such a
13 credential.

14 c. Allow the holder of a credential classified as retired status as described under
15 subd. 1. a. or b. to apply to the appropriate section of the examining board to remove
16 the retired status classification if he or she satisfies reinstatement requirements
17 established by the appropriate section of the examining board by rule.

18 2. Rules promulgated under subd. 1. may not require a certification to be
19 notarized.

20 (b) Any rules a section of the examining board promulgates under sub. (1) shall
21 exempt a credential holder whose credential is classified as retired status under par.
22 (a) from continuing education requirements.

23 (c) 1. A credential holder whose credential is classified as retired status under
24 par. (a) may not engage in the practice for which he or she holds that credential.

1 2. A credential holder whose credential is classified as retired status under par.
2 (a) may continue to use a title in connection with that credential if he or she clearly
3 indicates to the public that he or she is retired, including by placing the abbreviation
4 “Ret.” or similar appellation after his or her title.

5 (d) The renewal fee for a credential holder whose credential is classified as
6 retired status under par. (a) shall be one-half of the usual renewal fee that otherwise
7 applies.

8 **SECTION 2.** 443.02 (3) of the statutes is amended to read:

9 443.02 (3) ~~No~~ Except as provided under s. 443.015 (1m) (c), no person may offer
10 to practice architecture, landscape architecture, or professional engineering or use
11 in connection with the person’s name or otherwise assume, use or advertise any title
12 or description tending to convey the impression that he or she is an architect,
13 landscape architect, or professional engineer or advertise to furnish architectural,
14 landscape architectural, or professional engineering services unless the person has
15 been duly registered or has in effect a permit under s. 443.10 (1) (d).

16 **SECTION 3.** 443.02 (4) of the statutes is amended to read:

17 443.02 (4) ~~No~~ Except as provided under s. 443.015 (1m) (c), no person may
18 engage in or offer to engage in the practice of professional land surveying in this state
19 or use or advertise any title or description tending to convey the impression that the
20 person is a professional land surveyor unless the person has been granted a license
21 under this chapter to engage in the practice of professional land surveying.

22 **SECTION 4. Nonstatutory provisions.**

23 (1) The examining board of architects, landscape architects, professional
24 engineers, designers, and professional land surveyors may promulgate emergency
25 rules under s. 227.24 necessary to implement this act. Notwithstanding s. 227.24 (1)

1 (c) and (2), emergency rules promulgated under this subsection remain in effect until
2 May 1, 2021, or the date on which permanent rules take effect, whichever is sooner.
3 Notwithstanding s. 227.24 (1) (a) and (3), the examining board is not required to
4 provide evidence that promulgating a rule under this subsection as an emergency
5 rule is necessary for the preservation of the public peace, health, safety, or welfare
6 and is not required to provide a finding of emergency for a rule promulgated under
7 this subsection.

8 **SECTION 5. Effective dates.** This act takes effect on the first day of the 10th
9 month beginning after publication, except as follows:

10 (1) SECTION 4 (1) of this act takes effect on the day after publication.

11 (END)