

# RULES CERTIFICATE

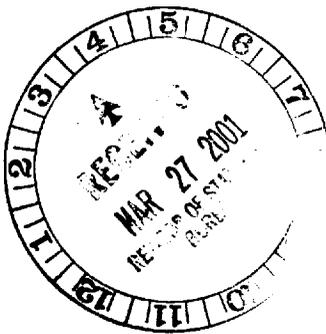
## Department of Commerce

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Brenda J. Blanchard, Secretary of the Department of Commerce,  
and custodian of the official records of said department, do hereby certify that the annexed rule(s) relating to  
renewal of expired credentials  
(Subject)

were duly approved and adopted by this department.

I further certify that said copy has been compared by me with the original on file in the department and  
that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set  
my hand at 201 West Washington Avenue  
in the city of Madison, this 22<sup>nd</sup>  
day of March A.D. 2001

  
Secretary

# ORDER OF ADOPTION

## Department of Commerce

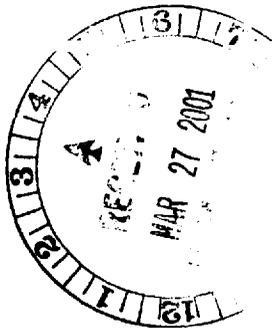
Pursuant to authority vested in the Department of Commerce by section(s) 101.02 (1), 145.02 (4) and

145.07 (5) Stats., the Department of Commerce  creates;  amends;

repeals and recreates;  repeals and adopts rules of Wisconsin Administrative Code chapter(s):

Comm 5 (number) Licenses, Certifications and Registrations (Title)

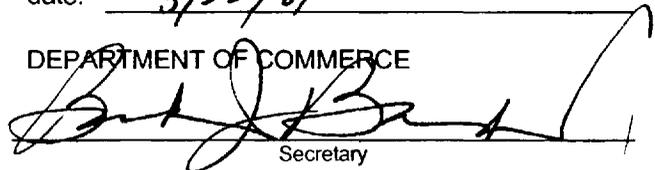
The attached rules shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, pursuant to section 227.22, Stats.



Adopted at Madison, Wisconsin this

date: 3/22/01

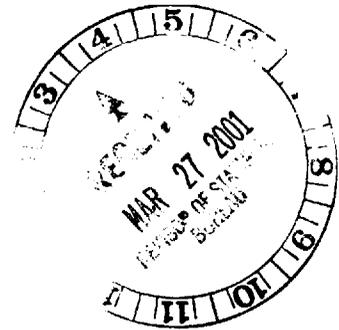
DEPARTMENT OF COMMERCE

  
Secretary



State of Wisconsin \ Department of Commerce

# RULES in FINAL DRAFT FORM



**Rule No.:** Sections Comm 5.07, 5.08 and 5.92

**Relating to:** Renewal of Expired Credentials

**Clearinghouse Rule No.:** 00-126

The Department of Commerce proposes an order to amend Comm 5.07 (2), Comm 5.08 (3) and Comm 5.92 (3), relating to renewal of expired credentials.

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**Analysis of Proposed Rules**

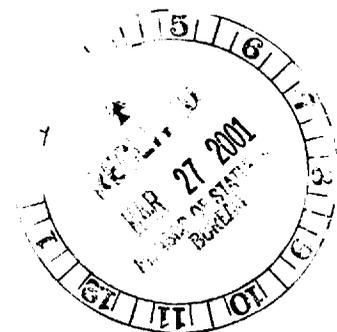
Statutory authority: Sections 101.02 (1), 145.02 (4) and 145.07 (5), Stats.  
Statutes interpreted: Sections 101.02 (1), 145.02 (4) and 145.07 (5), Stats.

Chapter Comm 5 of the Wisconsin Administrative Code contains the Department's rules for the issuance of numerous credentials which businesses and individuals are either mandated or permitted to obtain. These credentials are licenses, certifications and registrations that relate to activities associated with the construction and inspection of buildings and structures or specific components and elements that serve buildings and structures.

The proposed rules consist of revisions in chapter Comm 5 relating to the consequences for renewal of expired licenses, certifications and registrations. Under the current renewal requirements, a renewal is considered late if it is not submitted within 6 months after the expiration date of the license, certification or registration. Under the proposed rules, the renewal must be submitted no later than one term after the expiration date before it is considered late. A late renewal means the applicant must comply with all of the requirements for obtaining the license, certification or registration initially. The proposed rules also correspondingly extend the time period during which any required continuing education credit may be obtained.

The proposed rules also consist of a revision in the qualification requirements for the master plumber-restricted examination by including a licensed journeyman plumber as a qualified person.

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SECTION 1. Comm 5.07 (2) is amended to read:

**Comm 5.07 (2) (a)** Except as provided in par. (b), upon receipt of the renewal application from the department, a person may apply to renew his or her license, certification or registration provided an application, a license, certification or registration fee and evidence of all renewal ~~qualifications~~ obligations, if any, are submitted to the department prior to the expiration date of the license, certification or registration.

**Note:** Qualification obligations for renewal are specified under the appropriate license, certification or registration category sections.

(b) 1. A person may apply to renew his or her license, certification or registration in accordance with par. (a) ~~within 6 months no later than one term after expiration of the credential [license, certification or registration], provided an application fee as specified in s. Comm 5.02, Table 5.02 accompanies the renewal application,~~ as specified in Table 5.06 in accordance with all of the following conditions:

a. An application fee as specified in s. Comm 5.02, Table 5.02 shall accompany the renewal application.

b. Any continuing education credit obtained after the time frame specified under s. Comm 5.08 (3) (a), but prior to the one-term deadline for renewal as specified in Table 5.06, that is needed to fulfill the renewal obligations shall be documented and filed with the department on a form prescribed by the department.

**Note:** The form to document late continuing education credit may be obtained from the Safety and Buildings Division, P.O. Box 7082, Madison, Wisconsin 53707-7082, telephone 608/261-8500.

2. The submission of a form under subd. 1. b. to the department shall include a \$25.00 processing fee.

(c) An individual who fails to renew his or her license, certification or registration ~~within 6 months~~ no later than one term after the expiration date of the license, certification or registration as specified in Table 5.06 shall be required to comply with and complete the appropriate requirements for obtaining the license, certification or registration initially, including the passage of a license, certification or registration examination, if required, in order to obtain the license, certification or registration once again.

SECTION 2. Comm 5.08 (3) is amended to read:

**Comm 5.08 (3) CONTINUING EDUCATIONAL CYCLE.** (a) ~~For~~ Except as provided under s. Comm 5.07 (2) (b), for those license, certification or registration categories which require continuing educational credit for renewal, the license, certification or registration holder shall obtain the necessary amount of continuing educational credit at least 3 months prior to the expiration date of the license, certification or registration as specified in Table 5.06.

(b) ~~The~~ Except as provided under s. Comm 5.07 (2) (b), the time period during which a license, certification or registration holder may obtain continuing education credit to fulfill the renewal obligations shall commence 3 months prior to the expiration date of the previous license, certification or registration term.

(c) The attendance of a continuing education course, program or seminar in order to fulfill late renewal obligations under s. Comm 5.07 (2) (b) may not be credited toward more than one renewal cycle for a specific license, certification or registration.

Note: The provisions under par. (c) do not limit an individual in attending or completing courses, programs or seminars multiple times on separate occasions for continuing education credit.

SECTION 3. Comm 5.92 (3) is amended to read:

**Comm 5.92 (3) QUALIFICATIONS FOR EXAMINATION.** (a) A person applying for a master plumber-restricted service license examination shall have at least 1,000 hours of experience per year for at least 2 consecutive years as a licensed journeyman plumber or a licensed journeyman plumber-restricted service.

(b) A person applying for a master plumber-restricted appliance license examination shall have at least 1,000 hours of experience per year for at least 2 consecutive years as a licensed journeyman plumber or a licensed journeyman plumber-restricted appliance.

(END)

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**EFFECTIVE DATE**

Pursuant to s. 227.22 (2) (intro.), Stats., these rules shall take effect on the first day of the month following publication in the Wisconsin Administrative Register.

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March 22, 2001

Gary Poulson  
Assistant Revisor of Statutes  
Suite 800  
131 West Wilson Street  
Madison, Wisconsin 53703-3233

Douglas LaFollette  
Secretary of State  
10th Floor  
30 West Mifflin Street  
Madison, Wisconsin 53703

Dear Messrs. Poulson and LaFollette:

### TRANSMITTAL OF RULE ADOPTION

CLEARINGHOUSE RULE NO.: 00-126

RULE NO.: Sections Comm 5.07, 5.08 and 5.92

RELATING TO: Renewal of Expired Credentials

Pursuant to section 227.20, Stats., agencies are required to file a certified copy of every rule adopted by the agency with the offices of the Secretary of State and the Revisor of Statutes.

At this time, the following material is being submitted to you:

1. Order of Adoption.
2. Rules Certificate Form.
3. Rules in Final Draft Form.

Pursuant to section 227.114, Stats., a summary of the final regulatory flexibility analysis is also included.

Respectfully submitted,



Brenda J. Blanchard  
Secretary

