

1979 Assembly Bill 973

Date published: April 7, 1980

CHAPTER 167, Laws of 1979

AN ACT to repeal 443.01 (1) (title), (2) (title) and (17) and 443.02 (1) (title) and (c) and (11); to renumber 443.01 (6) (title), (a) (intro.) and 1 to 4, (b) (intro.) and 1 to 3, (c) (intro.), 1 and 2 and (k), (9) to (12), (13) (title), (a), (b) and (e) to (g) and (16) (title) and (a) to (e) and 443.02 (2), (3) (a) (intro.) and 1 to 5, (5), (7) and (8) (title), (a), (d) and (e); to renumber and amend 443.01 (1) (a) to (f), (2) (a) to (g), (4), (5), (6) (b) 4, (c) 3, (d), (e), (g), (i) and (j), (7), (8), (13) (c), (14) (title), (a) and (b), (15) and (16) (f) and 443.02 (1) (a) and (b), (4), (6) (title), (b) and (d), (8) (b), (9), (10) and (12); to amend 443.03 (title), (1) (intro.), (a) and (b) 2, as renumbered, 443.04 (1) (intro.), as renumbered, 443.06 (1) (a) and (2), 443.07 (title), (1) (intro.) and (b), (2), (3) and (5), as renumbered, 443.10 (1) (a), (c) and (d), (2) (a) and (c) to (f), as renumbered, 443.11 (title), (1) (intro.), (b) and (c) and (2), as renumbered, 443.12 (title) and (3), as renumbered, 443.14 (intro.), (1), (2), (4), (5) and (8) (intro.), (b) and (c), as renumbered, and 443.15 (1) (intro.) and (a), (2) and (4), as renumbered; to repeal and recreate 443.01 (title) and 443.02 (title); and to create 443.01 (intro.), 443.04 (title), 443.05 (title), 443.06 (title), 443.09 (title) and 443.10 (title) of the statutes, relating to miscellaneous revisions affecting the examining board of architects, professional engineers, designers and land surveyors (This is remedial legislation suggested by the department of regulation and licensing.)

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

SECTION 1. 443.01 (title) of the statutes is repealed and recreated to read:

443.01 (title) Definitions.

SECTION 2. 443.01 (intro.) of the statutes is created to read:

443.01 (intro.) In this chapter, unless the context provides otherwise:

SECTION 3. 443.01 (1) (title) of the statutes is repealed.

SECTION 4. 443.01 (1) (a) to (c) of the statutes are renumbered 443.02 (1) to (3) and amended to read:

443.02 (1) Any person practicing or offering to practice ~~the profession of architecture or the profession of professional engineering~~ in this state shall comply with this ~~section~~ chapter.

(2) ~~It is unlawful for any~~ No person to may practice ~~the profession of architecture or the profession of professional engineering~~ in this state unless such the person has been duly registered, is exempt under ~~sub. (9)~~ s. 443.14 or has in effect a permit under ~~sub. (11)~~ (d) s. 443.10 (1) (d).

(3) ~~It is unlawful for any~~ No person to ~~may offer to practice the profession of architecture or the profession of professional engineering or to use in connection with his the person's name or otherwise assume, use or advertise any title or description tending to convey the impression that he or she is an architect or professional engineer or to advertise to furnish architectural or professional engineering services unless such the person has been duly registered or has in effect a permit under sub. (11) (d) s. 443.10 (1) (d).~~

SECTION 5. 443.01 (1) (d) and (e) of the statutes are renumbered 443.14 (6) and (7) and amended to read:

443.14 (6) Notwithstanding any other provision of this ~~section~~ chapter, contractors, subcontractors or construction material or equipment suppliers are not required to register under this ~~section~~ chapter to perform or undertake those activities which historically and customarily have been performed by them in their respective trades and specialties, including, but not limited to, the preparation and use of drawings, specifications or layouts within a construction firm or in construction operations, superintending of construction, installation and alteration of equipment, cost estimating, consultation with architects, professional engineers or owners concerning materials, equipment, methods and techniques, and investigations or consultation with respect to construction sites, provided all such activities are performed solely with respect to the performance of their work on buildings or with respect to supplies or materials furnished by them for buildings or structures or their appurtenances which are, or which are to be, erected, enlarged or materially altered in accordance with plans and specifications prepared by ^{ar}chitects or professional engineers, or by persons exempt under ~~sub. (9)~~ subs. (1) to (5) while practicing within the scope of their exemption.

(7) This ~~section shall~~ chapter does not require manufacturers or their material or equipment suppliers to register under this ~~section~~ chapter in order to enable them to perform engineering in the design, assembly, manufacture, sale or installation of their respective products.

SECTION 6. 443.01 (1) (f) of the statutes is renumbered 443.17 and amended to read:

443.17 (title) Seal or stamp; aiding unauthorized practice. ~~It is unlawful for any~~ No person who is registered to practice ~~the profession of architecture or profession of professional engineering to~~ may impress his or ~~her~~ her seal or stamp upon documents which have not been prepared by ~~him~~ the person or under his or ~~her~~ her direction and control, ~~to~~ knowingly permit his or ~~her~~ her seal or stamp to be used by any other person or in any other manner ~~to~~ knowingly aid or abet the unauthorized practice of either profession by persons not authorized under this ~~section~~ chapter.

SECTION 7. 443.01 (2) (title) of the statutes is repealed.

SECTION 8. 443.01 (2) (a) to (g) of the statutes are renumbered 443.01 (1) to (7) and amended to read:

443.01 (1) ~~The term "architect" as used in this section~~ "Architect" means a person who is legally qualified to practice ~~the profession of architecture.~~

(2) ~~The practice of architecture within the meaning and intent of this section~~ "Practice of architecture" includes any professional service, such as consultation, investigation, evaluation, planning, architectural and structural design, or responsible supervision of construction, in connection with the construction of any private or public buildings, structures, projects, or the equipment thereof, or addition to or alterations thereof, ~~wherein in which~~ wherein the public welfare or the safeguarding of life, health or property is concerned or involved.

(3) ~~The term "professional engineer" as used in this section~~ "Professional engineer" means a person who by reason of his or ~~her~~ her knowledge of mathematics, the physical sciences and the principles of engineering, acquired by professional education and practical

experience, is qualified to engage in engineering practice as ~~hereinafter~~ defined in sub. (4).

(4) ~~The practice of professional engineering within the meaning and intent of this section~~ "Practice of professional engineering" includes any professional service, requiring the application of engineering principles and data, ~~wherein in which~~ the public welfare or the safeguarding of life, health or property is concerned and involved, such as consultation, investigation, evaluation, planning, design, or responsible supervision of construction, alteration, or operation, in connection with any public or private utilities, structures, projects, bridges, plants and buildings, machines, equipment, processes and works. A person ~~shall be deemed to offer offers~~ to practice professional engineering, ~~within the meaning and intent of this section, who~~ if the person by verbal claim, sign, advertisement, letterhead, card, or in any other way represents himself or herself to be a professional engineer; or who through the use of some other title implies that he or she is a professional engineer; or who holds himself or herself out as able to practice professional engineering.

(5) ~~The term "examining board" as used in this section~~ "Examining board" means the examining board of architects, professional engineers, designers and land surveyors, as created by s. 15.405 (2).

(6) "Engineer-in-training" means a person who is a graduate in an engineering curriculum of 4 years or more from a school or college approved by the examining board as of satisfactory standing, or a person who has had 4 years or more of experience in engineering work of a character satisfactory to the examining board; and who, in addition, has successfully passed the examination in the fundamental engineering subjects prior to the completion of the requisite years in engineering work, as provided in ~~sub. (6)~~ s. 443.05, and who has been granted a certificate of record by the examining board stating that ~~he~~ the person has successfully passed this portion of the professional examinations.

(7) ~~In this section "responsible supervision of construction" is~~ "Responsible supervision of construction" means a professional service, as distinguished from superintending of construction, and means the performance, or the supervision thereof, of reasonable and ordinary ~~on the site~~ on-site observations to determine that the construction is in substantial compliance with the approved drawings, plans and specifications.

SECTION 9. 443.01 (4) of the statutes is renumbered 443.10 (3) and amended to read:

443.10 (3) RULES; SEAL; JUDICIAL REVIEW. (a) The examining board may make all bylaws and rules, not inconsistent with the constitution and laws of this state, which may be reasonably necessary for the proper performance of its duties and the regulations of the proceedings before it. The examining board shall adopt rules of professional conduct which shall be made known in writing to every registrant, holder of a certificate or permit and applicant for registration, certification or permit and published in the roster provided for in ~~sub. (5)~~ (4). Such publication shall constitute due notice to all registrants, holders of certificates or permits. The examining board may revise and amend these rules and shall notify each registrant in writing of the revisions or amendments. The examining board shall adopt an official seal. In carrying into effect this ~~section~~ chapter, the examining board or its sections may take testimony in any case involving a reprimand, the limitation, suspension or revocation of registration, certification or permit or practicing or offering to practice without registration, certification or permit. Any member of the examining board may administer oaths to witnesses.

(b) The action of the examining board in limiting, suspending or revoking a registration, certification or permit, or reprimanding the holder ~~thereof~~ of a registration, certification or permit, or the action of a section ~~thereof~~ of the examining board in denying a registration, certification or permit or making any rule thereto shall be subject to review under ch. 227.

SECTION 10. 443.01 (5) of the statutes, as affected by chapter 34, laws of 1979, is renumbered 443.10 (4) and amended to read:

443.10 (4) ROSTER; RECORDS. (a) A list, showing the names and addresses of all engineers-in-training certified by the examining board during the period from July 1 to June 30, shall be prepared each year by the examining board. The list shall be obtainable by purchase at cost.

(b) The examining board shall keep a record of its proceedings together with a record of all other information pertaining ~~thereto~~ to its proceedings as may be deemed necessary by the board. The records of the examining board shall be prima facie evidence of the proceedings of the examining board set forth ~~therein in the records~~, and a transcript thereof, duly certified by the secretary of the examining board under seal, shall be admissible in evidence with the same effect as if the original were produced.

SECTION 11. 443.01 (6) (title), (a) (intro.), 1, 2 and 3 of the statutes are renumbered 443.03 (title), (1) (intro.), (a) and (b) 1 and 2, and 443.03 (title) and (1) (intro.), (a) and (b) 2, as renumbered, are amended to read:

443.03 (title) Registration requirements for architects. (1) (intro.) An applicant for registration as an ~~“architect”~~ architect shall submit satisfactory evidence to the examining board as follows:

(a) That he or she has acquired a thorough knowledge of sound construction, building hygiene, architectural design and mathematics; and

(b) 2. A specific record of 7 or more years of experience in architectural work of a character satisfactory to the examining board in the design and construction of buildings;

SECTION 12. 443.01 (6) (a) 4 of the statutes is renumbered 443.03 (2).

SECTION 13. 443.01 (6) (b) (intro.) and 1 to 3 of the statutes are renumbered 443.04 (1) (intro.) and (a) to (c), and 443.04 (1) (intro.), as renumbered, is amended to read:

443.04 (1) (intro.) An applicant for registration as a “professional engineer” shall submit satisfactory evidence to the examining board ~~as follows~~ of one of the following:

SECTION 14. 443.01 (6) (b) 4 of the statutes is renumbered 443.04 (2) and amended to read:

443.04 (2) Graduation in engineering from a school or college approved by the examining board as of satisfactory standing shall be considered as equivalent to 4 years of experience, and the completion satisfactory to the examining board of each year of work in engineering in such school or college without graduation shall be considered as equivalent to one year of experience. Graduation in a course other than engineering from a school or college approved by the examining board as of satisfactory standing shall be considered as equivalent to 2 years of experience. No applicant ~~shall~~ may receive credit for more than 4 years of experience under this ~~subdivision~~ subsection.

SECTION 15. 443.01 (6) (c) (intro.), 1 and 2 of the statutes are renumbered 443.05 (1) (intro.), (a) and (b).

SECTION 16. 443.01 (6) (c) 3 of the statutes is renumbered 443.05 (2) and amended to read:

443.05 (2) Graduation in engineering from a school or college approved by the examining board as of satisfactory standing shall be considered as equivalent to 4 years of experience and the completion satisfactory to the examining board of each year of work in engineering in such school or college without graduation shall be considered as equivalent to one year of experience. Graduation in a course other than engineering from a school or college approved by the examining board as of satisfactory standing shall be considered as

equivalent to 2 years of experience. No applicant ~~shall~~ may receive credit for more than 4 years of experience under this ~~subdivision~~ subsection.

SECTION 17. 443.01 (6) (d), (e), (g), (i) and (j) of the statutes are renumbered 443.09 (1) to (5) and amended to read:

443.09 (1) In considering the qualifications of ~~applicants~~ an applicant as an architect or professional engineer, responsible charge of architectural or engineering teaching may be construed as experience.

(2) No person ~~shall be~~ is eligible for registration as an architect or a professional engineer, or certification as an engineer-in-training who is not of good character and repute.

(3) Written examinations ~~will~~ shall be required of every applicant for certification as engineer-in-training.

(4) Written or written and oral examinations shall be required of every applicant for registration as an architect or a professional engineer except an applicant who ~~meets the requirements of par. (b) 3~~ satisfies s. 443.04 (1) (c). Only one form of examination may be required for all applicants. The examination ~~must~~ shall be reasonably related to the skills likely to be needed by an applicant practicing the profession at the time of examination and seek to determine the applicant's preparedness to exercise such skills. Failure to pass an examination under this section or under any order of the examining board shall not be a bar to registration under ~~par. (b) 3~~ s. 443.04 (1) (c).

(5) Written or written and oral examinations shall be held at such time and place as the examining board determines except as is provided in ~~par. (b) 3~~ s. 443.04 (1) (c). The scope of the examinations and the methods of procedure shall be prescribed by the examining board with special reference to the applicant's ability to design and supervise architectural or engineering work, which shall promote the public welfare and ensure the safety of life, health and property. The examination or examinations shall include questions which require applicants to demonstrate knowledge of the design needs of people with physical disabilities and of the relevant statutes and codes. Such questions shall be developed by the examining board in consultation with the department of industry, labor and human relations. A candidate failing an examination may, upon application and payment of the required reexamination fee, be examined again by the examining board. No restrictions ~~shall~~ may be placed on the number of times an unsuccessful candidate may be reexamined, except that after failure of 3 reexaminations, the examining board may require a one-year waiting period before further reexamination.

SECTION 18. 443.01 (6) (k) of the statutes, as affected by chapter 34, laws of 1979, is renumbered 443.09 (6).

SECTION 19. 443.01 (7) of the statutes is renumbered 443.08 and amended to read:

443.08 (title) Registration requirement: firms, partnerships and corporations. (1) The practice of architecture and professional engineering pertaining to the internal operations of a firm, partnership or corporation may be performed by employes if the architectural or professional engineering services are performed by or under the direct supervision of architects or professional engineers registered under this ~~section~~ chapter, or persons exempt from registration under ~~sub. (9)~~ s. 443.14. Registered or exempt architectural or professional engineering employes may provide architectural or professional engineering data with respect to the manufacture, sale and utilization of the products of the firm, partnership or corporation to other registered or exempt architects or professional engineers.

(2) The practice of or the offer to practice architecture or professional engineering by individual architects or professional engineers registered under this ~~section~~ chapter, through a firm, partnership or corporation as principals, officers, employes or agents, is permitted subject to this ~~section~~ chapter, if all personnel who practice or offer to practice

in its behalf as architects or professional engineers are registered under this ~~section chapter~~ and if the corporation has been issued a certificate of authorization under ~~par. (c) sub. (3)~~.

(3) (a) A corporation desiring a certificate of authorization shall submit an application with the examining board on forms prescribed by the examining board and provided by the department, listing the names and addresses of all officers and directors, and all individuals in its employment registered to practice architecture or professional engineering in this state who will be in responsible charge of architecture or professional engineering being practiced in this state through the corporation and other relevant information required by the examining board. A similar type of form shall also accompany the biennial renewal fee. If there is a change in any of these persons during the biennium, the change shall be reported on the same type of form, and filed with the examining board within 30 days after the effective date of the change. The examining board shall grant a certificate of authorization to a corporation complying with this paragraph subsection upon payment of the certification fee specified in s. 440.05 (8). This ~~paragraph subsection~~ does not apply to corporations exempt under ~~sub. (9) (c) and (e) s.443.14 (3) or (5)~~.

(b) All certificates of authorization shall expire on January 31 of the even-numbered year following their issuance or renewal and shall be invalid after ~~such the expiration date~~ unless renewed. The department shall notify every corporation certified under this section of the date of the expiration of its certificate and the fee required in s. 440.05 (8). The notice shall be mailed at least one month in advance of expiration.

(4) (a) No firm, partnership or corporation ~~shall~~ may be relieved of responsibility for the conduct or acts of its agents, employees or officers by reason of its compliance with this ~~section chapter~~, nor ~~shall~~ may any individual practicing architecture or professional engineering be relieved of responsibility for architectural or professional engineering services performed by reason of his or her employment or relationship with the firm, partnership or corporation.

(b) All final drawings, specifications, plans, reports or other architectural or engineering papers or documents involving the practice of architecture or professional engineering prepared for the use of the corporation, for delivery by it to any person or for public record within the state shall be dated and bear the signature and seal of the architect or professional engineer who was in responsible charge of their preparation. This ~~subdivision paragraph~~ does not apply to persons exempt under ~~sub. (9) (c), (d) and (e) s. 443.14 (3), (4) or (5)~~.

(5) No firm, partnership or corporation may engage in the practice of or offer to practice architecture or professional engineering in this state, or use in connection with its name or otherwise assume, use or advertise any title or description tending to convey the impression that it is engaged in the practice of ~~the profession of~~ architecture or professional engineering, nor ~~shall~~ may it advertise or offer to furnish an architectural or professional engineering service, unless the firm, partnership or corporation has complied with this ~~section chapter~~.

(6) Any firm, partnership or corporation using the word "engineering" or any of its derivatives in its name prior to April 24, 1964, shall be permitted to continue to do so and shall be permitted to use such word in any new firm, partnership or corporation formed as a result of a reorganization of ~~such the~~ firm, partnership or corporation, ~~provided it if the~~ firm, partnership or corporation does not practice or offer to practice architecture or professional engineering unless it complies with all other applicable provisions of this ~~section chapter~~.

SECTION 20. 443.01 (8) of the statutes is renumbered 443.16 and amended to read:

443.16 Change of name. No person shall ~~may~~ practice ~~the profession of~~ architecture or ~~the profession of~~ professional engineering in this state under any other ~~Christian or~~ given name or any other surname than that under which ~~he~~ the person was originally licensed or registered to practice in this or any other state, in any instance in which the examining board, after a hearing, finds that practicing under ~~such~~ the changed name operates to unfairly compete with another practitioner or to mislead the public as to identity or to otherwise result in detriment to the profession or the public. This ~~subsection~~ section does not apply to a change of name resulting from marriage or divorce.

SECTION 21. 443.01 (9) of the statutes is renumbered 443.14, and 443.14 (intro.), (1), (2), (4) and (5), as renumbered, are amended to read:

443.14 Exempt persons. (intro.) The following persons, while practicing within the scope of their ~~exemption~~ respective exemptions, shall be exempt from this ~~section~~ chapter:

(1) An employe of a person holding a certificate of registration in this state who is engaged in the practice of ~~the profession of~~ architecture or of professional engineering and an employe of a person temporarily exempted from registration; ~~provided, such, if the practice does not include responsible charge of architecture or professional engineering practice as defined in this section s. 443.01 (2) and (4).~~

(2) Officers and employes of the federal government of ~~the United States~~ while engaged within this state in the practice of ~~the profession of~~ architecture or of professional engineering for said the federal government.

(4) Any person who practices ~~the profession of~~ architecture or professional engineering, exclusively as a regular employe of a private company or corporation, by rendering to ~~such~~ the company or corporation architectural or professional engineering services in connection with its operations, so long as ~~such~~ the person is thus actually and exclusively employed and no longer; ~~provided, that such, if the company shall have or corporation has at least one architect or professional engineer, registered under the provisions of this section chapter, in responsible charge of such the company's or corporation's architectural or professional engineering work in this state.~~

(5) A person engaged in the manufacture of a product or unit, including laboratory research affiliates of the person, where the services performed are the design, assembly, manufacture, sale or installation of that product or unit. "Product or unit" does not include buildings any building.

SECTION 22. 443.01 (10) of the statutes is renumbered 443.15, and 443.15 (1) (intro.) and (a), (2) and (4), as renumbered, are amended to read:

443.15 (1) (intro.) Nothing ~~contained in this section shall prevent persons~~ chapter prevents any person from advertising and performing services ~~such as, including~~ consultation, investigation, evaluation, in connection with and making plans and specifications for, or supervising the erection, enlargement or alterations of any of the following buildings:

(a) Dwellings for single families, and outbuildings in connection ~~therewith, such as~~ with single-family dwellings, including, but not limited to, barns and private garages.

(2) Nothing ~~contained in this section shall prevent persons, firms or corporations~~ chapter prevents any person, firm or corporation from making plans and specifications for or supervising the erection, enlargement or alteration of any new building containing less than 50,000 cubic feet total volume or addition to a building which by reason of such addition results in a building containing less than 50,000 cubic feet total volume or structural alteration to a building containing less than 50,000 cubic feet total volume. ~~Not shall anything contained~~ Nothing in this section prevent persons, firms or corporations ~~chapter prevents any person, firm or corporation~~ from making repairs or interior alterations to buildings which do not affect health or safety.

(4) This section ~~shall~~ does not apply to inspection and service work done by employees of insurance rating bureaus, insurance service bureaus, insurance companies or insurance agents.

SECTION 23. 443.01 (11) of the statutes is renumbered 443.10 (1), and 443.10 (1) (a), (c) and (d), as renumbered, are amended to read:

443.10 (1) (a) The examining board may, upon application therefor, and the payment of the required fee, grant a certificate of registration as an architect, or as a professional engineer to any person who holds an unexpired certificate of similar registration issued to ~~him~~ the person by the proper authority in any state or territory or possession of the United States or in any country in which the requirements for the registration of architects, or of professional engineers are of a standard not lower than specified in this ~~section~~ chapter.

(c) The examining board may, upon application therefor, and the payment of the required fee, grant a certificate-of-record as engineer-in-training to any person who holds an unexpired certificate of similar certification issued to ~~him~~ the person by the proper authority in any state or territory or possession of the United States or in any country in which the requirements for the certification of engineers-in-training are of a standard not lower than specified in this ~~section~~ chapter.

(d) The examining board may, upon application therefor, grant a permit to practice or to offer to practice ~~the profession of~~ architecture or professional engineering to a person who is not a resident of and has no established place of business in this state, or who has recently become a resident ~~thereof of this state~~, if ~~he has submitted~~ the person submits to the examining board an application for a certificate of registration and ~~has paid~~ pays the required fee, ~~provided, that such~~ if the person holds an unexpired certificate of similar registration issued to ~~him~~ the person by the proper authority in any state or territory or possession of the United States or in any country in which the requirements for the registration of architects or professional engineers are of a standard not lower than specified in this ~~section~~ chapter.

SECTION 24. 443.01 (12) of the statutes is renumbered 443.10 (2), and 443.10 (2) (a) and (c) to (f), as renumbered, are amended to read:

443.10 (2) (a) Applications for registration or for a certificate of record shall be on forms prescribed by the examining board and provided by the department and shall contain statements made under oath showing the applicant's education and detail summary of ~~his~~ the applicant's technical work and not less than 5 references, of whom 3 or more shall have personal knowledge of ~~his~~ the applicant's architectural or engineering experience in the case of an application for registration or of ~~his~~ the applicant's technical education or engineering work in the case of an application for a certificate of record.

(c) The examining board shall grant a certificate of registration upon payment of the registration fee to any applicant who, in the opinion of the examining board, has satisfactorily met all the applicable requirements of this ~~section~~ chapter. The certificate shall authorize the practice of "architecture" or of "professional engineering". Certificates of registration shall show the full name of the registrant, shall have a serial number, and shall be signed by the ~~chairman~~ chairperson and the secretary of the examining board under seal of the examining board.

(d) The granting of a certificate of registration by the examining board shall be evidence that the person named ~~therein~~ in the certificate is entitled to all the rights and privileges of a registered architect or a registered professional engineer under the classification stated on ~~his~~ the certificate, while ~~said~~ the certificate remains unrevoked or unexpired.

(e) Certificates of registration shall expire on July 31 of the even-numbered year following their issuance or renewal and shall become invalid after that date unless renewed. The department shall notify every person registered under this ~~section~~ chapter of the date of the expiration of their ~~certificate~~ respective certificates and the amount of the fee required in s. 440.05 (3).

(f) The examining board shall grant a certificate of record as engineer-in-training to any applicant who, in the opinion of the examining board, has satisfactorily met all the requirements of this section pertaining to engineers-in-training. The certificate of record shall show the full name of the engineer-in-training, shall have a serial number, and shall be signed by the ~~chairman~~ chairperson and secretary of the examining board under the seal of the examining board.

SECTION 25. 443.01 (13) (title), (a), (b) and (e) to (g) of the statutes are renumbered 443.11 (title), (1), (2) and (4) to (6), and 443.11 (title), (1) (intro.), (b) and (c) and (2), as renumbered, are amended to read:

443.11 (title) Disciplinary proceedings against architects and engineers. (1) (intro.) The examining board ~~has the power to may~~ reprimand and to an architect or professional engineer or limit, suspend or revoke the certificate of registration of any registrant, and the certificate of record of any engineer-in-training, who is found guilty of:

(b) Signing or impressing his or her seal or stamp upon documents not prepared by him or her or under his or her control or knowingly permitting his or her seal or stamp to be used by any other person.

(c) Knowingly aiding or abetting the unauthorized practice of architecture or professional engineering by persons not registered under this ~~section~~ chapter.

(2) The examining board may reprimand or may limit, suspend or revoke the certificate of authorization of a corporation if any of its agents, employees or officers has committed any act or has been guilty of any conduct which would authorize a reprimand or a limitation, suspension or revocation of the certificate of registration of a registrant or the certificate of record of an engineer-in-training under this ~~section~~ chapter, unless the corporation submits evidence satisfactory to the examining board that ~~such~~ the agent, employe or officer is not now practicing or offering to practice architecture or professional engineering in its behalf.

SECTION 26. 443.01 (13) (c) of the statutes, as affected by chapter 34, laws of 1979, is renumbered 443.11 (3) and amended to read:

443.11 (3) Any person may prefer charges that any registrant, holder of a certificate of record as engineer-in-training or corporate holder of a certificate of authorization has committed an act for which a reprimand or limitation, suspension or revocation of registration is authorized under ~~par. (a)~~ sub. (1). Such charges shall be in writing, and shall be sworn to by the person making them and shall be submitted to the examining board. ~~Also, the~~ The examining board may, on its own motion, make such charges. All charges, unless dismissed by the examining board as unfounded or trivial, shall be heard by the section of the examining board interested, subject to the rules promulgated under s. 440.03 (1).

SECTION 27. 443.01 (14) (title), (a) and (b) of the statutes are renumbered 443.18 (title) and (1) (a) and (b) and amended to read:

443.18 (title) Penalties; law enforcement. (1) (a) Any person who practices or offers to practice architecture or professional engineering in this state, or who uses the word "architect" or the term "professional engineer" as part of ~~his~~ the person's business name or title, except as provided in ~~par. (7)~~ (f) s. 443.08 (6), or in any way represents himself or herself as an architect or a professional engineer unless ~~he~~ the person is registered or exempted in accordance with this ~~section~~ chapter, or unless ~~he~~ the person is the holder of an unexpired permit issued under ~~sub. (11)~~ (d) s. 443.10 (1) (d), or any person present-

ing or attempting to use as his or her own the certificate of registration of another, or any person who gives any false or forged evidence of any kind to the examining board or to any member thereof in obtaining a certificate of registration, or any person who falsely impersonates any other registrant of like or different name, or any person who attempts to use an expired or revoked certificate of registration, or violates any of the provisions of this section, may be fined not less than \$100 nor more than \$500 or imprisoned for not more than 3 months or both.

(b) All duly constituted officers of the law of this state or any political subdivision shall enforce this ~~section~~ chapter and prosecute any persons violating this ~~section~~ chapter. A representative of the department of justice designated by the attorney general shall provide a legal advisor to the examining board and render such legal assistance as may be necessary in carrying out this ~~section~~ chapter.

SECTION 28. 443.01 (15) of the statutes is renumbered 443.18 (2) (a) and amended to read:

443.18 (2) (a) If it appears upon complaint to the examining board by any person, or is known to the examining board that any person who is neither registered nor exempt under this ~~section~~ chapter nor the holder of an unexpired permit under ~~subsection (1)~~ ~~(d)~~ s. 443.10 (1) (d) is practicing or offering to practice, or is about to practice or to offer to practice, ~~the profession of architecture or the profession of professional engineering~~ in this state the examining board or the ~~attorney general~~ attorney general or the district attorney of the proper county may investigate and may, in addition to any other remedies, bring action in the name and on behalf of ~~the this state of Wisconsin~~ against any such person to enjoin ~~such~~ the person from practicing or offering to practice architecture or professional engineering.

SECTION 29. 443.01 (16) (title) and (a) (intro.), 1 and 2 of the statutes are renumbered 443.07 (title), (1) (intro.), (a) and (b), and 443.07 (title), (1) (intro.) and (b), as renumbered, are amended to read:

443.07 (title) Permit requirements: designers of engineering systems. (1) (intro.) An applicant for a permit as a designer shall submit evidence satisfactory to the board indicating that he or she is competent to be in charge of such work as follows:

(b) A specific record of 12 years of experience by any person at least 35 years of age who was actively engaged in this state in the preparation of plans, specifications, designs and layouts in specific fields or branches as designated under ~~par. (b) sub. (3)~~. Such a person may be granted a permit to offer and perform services in the designated field or branch.

SECTION 30. 443.01 (16) (a) 3 and (b) to (e) of the statutes are renumbered 443.07 (2) and (3) to (6), and 443.07 (2), (3) and (5), as renumbered, are amended to read:

443.07 (2) Completion of technological academic training or apprenticeship program approved by the board may be considered equivalent to experience, but should not exceed a total of 4 years. The successful completion of each year of academic work without graduation shall be equivalent to one year of experience. Graduation from a course other than engineering technology shall be equivalent to 2 years of experience under this ~~subdivision~~ subsection.

(3) Permits shall be granted, designated, and limited to the fields and subfields of technology as are determined by the examining board and recognized in engineering design practice. Any person holding a permit may prepare plans and specifications and perform consultation, investigation and evaluation in connection with the making of plans and specifications, within the scope of the permit, notwithstanding that such activity constitutes the practice of architecture or professional engineering under this ~~section~~ chapter.

(5) The permit shall, on its face, restrict the holder thereof to the specific field and subfields of designing in which ~~such~~ the permittee acquired his or her experience in designing. If qualified in more than one type of designing, persons may receive permits for more than one field or subfield of designing as may be determined by the examining board.

SECTION 31. 443.01 (16) (f) of the statutes is renumbered 443.13 and amended to read:

443.13 (title) Disciplinary proceedings against designers of engineering systems. The examining board may limit, suspend or revoke a permit or reprimand the permittee if the permittee is guilty of fraud or deceit in obtaining the permit, gross negligence, incompetency or misconduct in practice, signing documents not prepared by the permittee or under the permittee's control, knowingly aiding or abetting unauthorized designing of engineering systems as stated ~~under par. (b) in s. 443.07 (3)~~ by persons not granted permits under this ~~section~~ chapter or conviction of a felony, subject to s. 111.32 (5) (a) and (h), or adjudication of mental incompetency by a court of competent jurisdiction. If, after a hearing conducted under the rules promulgated under s. 440.03 (1) before the designers' section of the examining board, two-thirds of the members of the section vote in favor of sustaining the charges, the examining board shall reprimand the permittee or limit, suspend or revoke the permit. The action of the examining board ~~shall be~~ is subject to review under ch. 227.

SECTION 32. 443.01 (17) of the statutes is repealed.

SECTION 33. 443.02 (title) of the statutes is repealed and recreated to read:

443.02 (title) Practice requirements and registration: general provisions.

SECTION 34. 443.02 (1) (title) of the statutes is repealed.

SECTION 35. 443.02 (1) (a) of the statutes is renumbered 443.02 (4) (a) and amended to read:

443.02 (4) (a) No person ~~shall, after January 31, 1956,~~ may practice land surveying in this state or use or advertise any title or description tending to convey the impression that ~~he~~ the person is a land surveyor unless ~~he~~ the person has been issued a certificate of registration or granted a permit to practice as ~~provided by~~ under this ~~section~~ chapter.

SECTION 36. 443.02 (1) (b) of the statutes is renumbered 443.01 (8) and amended to read:

443.01 (8) ~~The term "land surveying" within the meaning and intent of this section~~ "Land surveying" means any service comprising the determination of the location of land boundaries and land boundary corners; the preparation of maps showing the shape and area of tracts of land and their subdivisions into smaller tracts; the preparation of maps showing the layout of roads, streets and ~~rights-of-way~~ rights-of-way of same to give access to smaller tracts; and the preparation of official plats, or maps, of ~~said~~ land in this state.

SECTION 37. 443.02 (1) (c) of the statutes, as affected by chapter 34, laws of 1979, is repealed.

SECTION 38. 443.02 (2) and (3) (a) (intro.) and 1 to 5 of the statutes are renumbered 443.06 (1) and (2) (intro.) and (a) to (e), and 443.06 (1) (a) and (2), as renumbered, are amended to read:

443.06 (1) (a) Application for registration as a land surveyor or a permit to practice shall be made to the section under oath, on forms prescribed by the examining board and provided by the department, which shall require the applicant to submit such information as the section deems necessary. The section may require applicants to pass written or oral examinations or both. Applicants who are of good character and repute shall be entitled to be registered or issued a permit to practice as land surveyors when satisfactory evidence is submitted that the applicant has met one or more of the requirements of sub. ~~(3)~~ (2).

(2) **REQUIREMENTS; CERTIFICATE OF REGISTRATION.** The section may grant a certificate of registration as a land surveyor to any person who has submitted to it an application ~~and, the required fees, and~~ one or more of the following:

(a) A record of completion of a course in land surveying of not less than 2 years' duration approved by the section together with 2 years of practice in land surveying work of satisfactory character which indicates that the applicant is competent to be placed in responsible charge of such work, if ~~he~~ the applicant has passed a satisfactory oral and written or written examination; ~~or.~~

(b) A record of 6 years of practice in land surveying of satisfactory character, which indicates that the applicant is competent to be placed in responsible charge of such work, if ~~he~~ the applicant has passed a satisfactory oral and written or written examination; ~~or.~~

(c) A record of 20 years of practice in land surveying of satisfactory character, which indicates that the applicant is competent to be placed in responsible charge of such work, if the applicant is not less than 45 years of age; ~~or.~~

(d) An unexpired certificate of registration as a land surveyor issued to ~~him~~ the applicant by the proper authority in any state or territory or possession of the United States or in any other country whose requirements meet or exceed the requirement for registration in this ~~paragraph~~ subsection.

(e) A record of satisfactory completion of an apprenticeship training course in land surveying prescribed by the department of industry, labor and human relations, of satisfactory character which indicates that the applicant is competent to be placed in responsible charge of such work, if ~~he~~ the applicant has passed a satisfactory oral and written or written examination.

SECTION 39. 443.02 (4) of the statutes, as affected by chapter 34, laws of 1979, is renumbered 443.06 (3) and amended to read:

443.06 (3) **PERMIT TO PRACTICE.** The examining board may grant a permit to practice land surveying during the time an application is pending to a person who is not registered in this state, if the person has submitted an application for registration as a land surveyor and paid the required fee and holds an unexpired certificate which in the opinion of the examining board meets the requirements of sub. (3) (a). ~~Such (2).~~ The permit shall be revocable by the section at its pleasure.

SECTION 40. 443.02 (5) of the statutes is renumbered 443.14 (8), and 443.14 (8) (intro.), (b) and (c), as renumbered, are amended to read:

443.14 (8) (intro.) **EXEMPTIONS.** The following persons doing surveying work are exempt from the provisions of this ~~section~~ chapter:

(b) Officers and employes of the ~~United States~~ federal government while engaged in land surveying for the ~~United States~~ federal government.

(c) Employes of the ~~this state of Wisconsin~~ while engaged in land surveying for the state.

SECTION 41. 443.02 (6) (title), (b) and (d) of the statutes are renumbered 443.10 (5) (title), (a) and (b) and amended to read:

443.10 (5) **FEES; RENEWALS.** (a) The land surveyor's section shall grant a certificate of registration as a land surveyor to any applicant who has met the applicable requirements of this section chapter. The certificate shall expire on January 31 of the even-numbered year after the date of its issuance unless renewed. A certificate may be renewed for a period of 2 years during the month of January in which it expires by the payment of the fee specified in s. 440.05 (3).

(b) The department shall notify every registered land surveyor of the date of the expiration of his or her certificate and the fee required for its renewal, by mail at least one month in advance of ~~such~~ the expiration.

SECTION 42. 443.02 (7) of the statutes is renumbered 443.10 (6).

SECTION 43. 443.02 (8) (title), (a), (d) and (e) of the statutes are renumbered 443.12 (title) and (1), (3) and (4), and 443.12 (title) and (3), as renumbered, are amended to read:

443.12 (title) Disciplinary proceedings against land surveyors.

(3) If, after a hearing, 3 members vote in favor of reprimand or limiting, suspending or revoking the certificate of registration of a land surveyor, the section shall notify the surveyor to that effect. The surveyor shall return the certificate to the examining board immediately on receipt of notice of a revocation. The action of the section may be revised under ch. 227.

SECTION 44. 443.02 (8) (b) of the statutes, as affected by chapter 34, laws of 1979, is renumbered 443.12 (2) and amended to read:

443.12 (2) Charges of fraud, deceit, gross negligence, incompetence or misconduct may be made against any surveyor by the section or any person. Such charges may be made on information and belief, but shall be in writing, stating the specific acts, be signed by the complainant, and be submitted to the examining board. All charges shall be heard according to the rules promulgated under s. 440.03 (1).

SECTION 45. 443.02 (9) of the statutes is renumbered 443.18 (3) and amended to read:

443.18 (3) Any person who violates this ~~section~~ chapter shall be fined not more than \$500, or imprisoned not more than 3 months, or both.

SECTION 46. 443.02 (10) of the statutes is renumbered 443.18 (2) (b) and amended to read:

443.18 (2) (b) If it appears upon complaint or is known to the section that any person who is not authorized is practicing or offering to practice land surveying in this state, the section, the department of justice or the district attorney of the proper county may, in addition to other remedies, bring action in the name and on behalf of the state to enjoin ~~such~~ the person from practicing or offering to practice land surveying.

SECTION 47. 443.02 (11) of the statutes, as affected by chapter 34, laws of 1979, is repealed.

SECTION 48. 443.02 (12) of the statutes is renumbered 443.14 (9) and amended to read:

443.14 (9) A license shall not be required for an owner to survey his or her own land for purposes other than for sale.

SECTION 49. 443.04 (title) of the statutes is created to read:

443.04 (title) Registration requirements for professional engineers.

SECTION 50. 443.05 (title) of the statutes is created to read:

443.05 (title) Certification of engineers-in-training.

SECTION 51. 443.06 (title) of the statutes is created to read:

443.06 (title) Registration requirements for land surveyors.

SECTION 52. 443.09 (title) of the statutes is created to read:

443.09 (title) Examinations and experience requirements for architect and engineer applicants.

SECTION 53. 443.10 (title) of the statutes is created to read:

443.10 (title) Applications, certificates, rules and roster.

SECTION 54. Cross reference changes. In the sections of the statutes listed in Column A, the cross references shown in Column B are changed to the cross references shown in Column C:

A	B	C
Statute Sections	Old Cross References	New Cross References
15.221 (intro.)	443.01 (6) (j)	443.09 (5)
15.251 (intro.)	443.02 (3) (a) 5	443.06 (2) (e)
	443.01 (14) and (15)	443.18 (1) and (2) (a)
