



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-3601/1
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2011 SENATE BILL 338

December 15, 2011 – Introduced by Senators GALLOWAY, LASSA, T. CULLEN, SCHULTZ, S. COGGS and LASEE, cosponsored by Representatives WYNN, PETRYK, SPANBAUER, JACQUE, TRANEL, KNILANS, BERCEAU, KAUFERT, BROOKS, MARKLEIN, PRIDEMORE, KRUG and BEWLEY. Referred to Committee on Economic Development and Veterans and Military Affairs.

1 **AN ACT to renumber** 101.19 (1) and 101.19 (3); **to renumber and amend** 440.05
2 (2); **to amend** 13.75 (1), 13.75 (1m), 13.75 (5), 48.615 (1) (a), 48.615 (1) (b),
3 48.625 (2) (a), 48.65 (3) (a), 49.45 (42) (c), 94.50 (2), 94.704 (3) (a) (intro.), 95.55
4 (3) (a), 95.60 (5), 97.17 (4), 97.175 (2), 97.22 (2) (b), 98.145 (2), 98.146 (2),
5 101.122 (5), 101.16 (3g) (a), 101.19 (2), 101.981 (1) (a), 101.985 (5) (a), 103.34
6 (13) (a), 103.91 (3), 103.92 (1) (a), 105.06 (2), 105.07 (1), 169.31 (1) (a) 1., 169.31
7 (1) (d), 169.31 (1) (e) 1., 170.12 (3) (g), 218.04 (3) (c), 218.12 (2) (a), 218.12 (2) (c),
8 218.12 (2) (d), 218.51 (3) (c), 224.725 (8), 252.23 (4) (a), 252.24 (4) (a), 252.245
9 (9), 254.176 (3) (e), 254.178 (2) (d), 254.20 (5) (a) (intro.), 254.71 (6) (a), 256.15
10 (5) (f), 280.15 (2m) (a), 280.15 (3g) (a), 281.17 (3), 285.51 (2) (d), 289.42 (1) (a)
11 4., 291.05 (7) (a), 299.51 (3) (c), 343.62 (3) (a) 1., 440.05 (intro.), 440.05 (1) (a),
12 440.44 (1) (b) 3., 446.02 (2) (c), 551.614 (2), 601.31 (1) (intro.), 628.04 (1) (a),
13 632.69 (2) (b), 633.14 (1) (a) and 938.22 (7) (b); **to repeal and recreate** 13.75
14 (1) and 13.75 (1m); and **to create** 29.563 (15), 45.44, 48.615 (1) (e), 48.625 (2)

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1 (c), 48.65 (3) (c), 94.10 (2) (cm), 94.10 (3) (cm), 94.10 (3g) (cm), 94.704 (3) (bm),
2 98.18 (1m), 101.19 (1r), 105.07 (3), 115.28 (7) (f), 125.65 (10), 169.31 (1m),
3 218.0114 (15) (c), 218.12 (2) (e), 254.20 (5) (c), 281.48 (4s) (e), 440.05 (2) (b),
4 601.31 (2m), 751.153 and 938.22 (7) (d) of the statutes; **relating to:** waiving
5 fees for certain professional and occupational licenses issued to veterans.

Analysis by the Legislative Reference Bureau

Under current law, many state agencies and boards (licensing agencies) regulate certain professions and occupations by issuing licenses, permits, or other credentials (licenses). This bill requires that the Department of Veterans Affairs (DVA) establish and maintain a program under which licensing agencies grant fee waivers to certain qualified veterans when they issue initial licenses to these veterans. In order to be qualified for this waiver, the veteran has to be a resident and have been honorably discharged from the U.S. armed forces. A qualified veteran may receive the fee waiver only if he or she has not previously received a fee waiver for any type of license. The fee waiver applies only to professional or occupational licenses that are issued to individuals and not to licenses issued to businesses or other entities.

For further information see the *state* 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:

6 **SECTION 1.** 13.75 (1) of the statutes is amended to read:

7 13.75 (1) Obtaining a license under s. 13.63 (1) to act on behalf of one principal,
8 \$350, except that no fee is required for an individual who is eligible for the veterans
9 fee waiver program under s. 45.44.

10 **SECTION 2.** 13.75 (1) of the statutes, as affected by 2009 Wisconsin Act 28,
11 section 20L, and 2011 Wisconsin Act ... (this act), is repealed and recreated to read:

12 13.75 (1) Obtaining a license under s. 13.63 (1) to act on behalf of one principal,
13 \$250, except that no fee is required for an individual who is eligible for the veterans
14 fee waiver program under s. 45.44.

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1 **SECTION 3.** 13.75 (1m) of the statutes is amended to read:

2 13.75 (1m) Obtaining a license under s. 13.63 (1) to act on behalf of 2 or more
3 principals, \$650, except that no fee is required for an individual who is eligible for
4 the veterans fee waiver program under s. 45.44.

5 **SECTION 4.** 13.75 (1m) of the statutes, as affected by 2009 Wisconsin Act 28,
6 section 20n, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

7 13.75 (1m) Obtaining a license under s. 13.63 (1) to act on behalf of 2 or more
8 principals, \$400, except that no fee is required for an individual who is eligible for
9 the veterans fee waiver program under s. 45.44.

10 **SECTION 5.** 13.75 (5) of the statutes is amended to read:

11 13.75 (5) Registering an interest in a legislative proposal, proposed
12 administrative rule, budget bill subject or other topic under 13.67 (2), \$10, except
13 that no fee is required for an individual who is eligible for the veterans fee waiver
14 program under s. 45.44.

15 **SECTION 6.** 29.563 (15) of the statutes is created to read:

16 29.563 (15) FEE WAIVER FOR VETERANS. An individual who is eligible under the
17 veterans fee waiver program for a fee waiver is not required to pay any fee, including
18 any issuing fee, handling fee, or fee for any type of tag or additional boats, that is
19 imposed under this section for any of the following:

20 (a) A license issued under s. 29.501.

21 (b) A wholesale fish dealer license issued under s. 29.503.

22 (c) A taxidermist permit issued under s. 29.506 (2).

23 (d) A bait dealer license issued under s. 29.509.

24 (e) A guide license issued under s. 29.512.

25 (f) A sport trolling license issued under s. 29.514.

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1 (g) A commercial fishing license issued under s. 29.519.

2 (h) A net license issued under s. 29.523.

3 (i) A slat net license issued under s. 29.526.

4 (j) A trammel net license issued under s. 29.529.

5 (k) A set or bank pole license issued under s. 29.531.

6 (L) A setline license issued under s. 29.533.

7 (m) A clamming license or permit issued under s. 29.537.

8 (n) A fish farm permit issued under s. 29.733.

9 (o) A fish importation permit issued under s. 29.735.

10 (p) A fish stocking permit issued under s. 29.736.

11 (q) A wild rice dealer license issued under s. 29.607 (4) (b).

12 (r) A wild ginseng dealer license issued under s. 29.611 (7).

13 **SECTION 7.** 45.44 of the statutes is created to read:

14 **45.44 Veterans fee waiver program. (1) DEFINITIONS.** In this section:

15 (a) "License" means any of the following for which a fee is required:

16 1. A license under s. 13.63 (1) or registration of an interest under s. 13.67 (2).

17 2. An approval specified in s. 29.563 (15).

18 3. A license issued to a child welfare agency, group home, child care center, or

19 shelter care facility, as required under s. 48.615 (1), 48.625 (2), 48.65 (3), or 938.22

20 (7).

21 4. A certification issued under s. 49.45 (42).

22 5. A license, registration, or permit issued under s. 94.10 (2), (3), or (3g), 94.50

23 (2), 94.704, 95.60, 97.17 (2), 97.175 (2), 97.22 (2), 98.145, 98.146, or 98.18 (1) (a).

24 6. A license, permit, certificate, or registration specified in s. 101.19 (1r).

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- 1 7. A license, certificate, or registration issued under s. 103.34, 103.91, 103.92,
2 105.06, or 105.07.
- 3 8. A license, permit, or certificate issued by the department of public
4 instruction.
- 5 9. A license issued under s. 125.65.
- 6 10. A license specified in s. 169.31 (1m).
- 7 11. A permit issued under 170.12.
- 8 12. A license provided for in s. 218.0114 (14) (e), (f), or (fm) or issued under s.
9 218.04, 218.11, or 343.62 or a buyer identification card issued under s. 218.51.
- 10 13. A license issued under s. 224.725.
- 11 14. A license, certification, certification card, or permit issued under s. 252.23,
12 252.24, 254.176, 254.178, 254.20, 254.71, and 256.15.
- 13 15. A license, registration, or certification issued under s. 280.15 (2m) or (3g),
14 281.17 (3), 281.48 (3), 285.51 (2), 289.42 (1), 291.23, or 299.51 (3) (c).
- 15 16. A license, permit, or certificate of certification or registration issued under
16 chs. 440 to 480.
- 17 17. A license issued under s. 551.614.
- 18 18. A license, certificate, or permit issued under chs. 601 to 655.
- 19 19. A license to practice law or admission to the state bar.
- 20 (b) “Licensing agency” means the department of agriculture, trade and
21 consumer protection; the department of children and families; the department of
22 financial institutions, including any of its divisions; the department of health
23 services; the department of natural resources; the department of public instruction;
24 the department of revenue; the department of safety and professional services; the
25 department of transportation; the department of workforce development; the board

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1 of commissioners of public lands; the government accountability board; or the office
2 of the commissioner of insurance.

3 (2) PROGRAM. The department of veterans affairs shall establish and maintain
4 a program under which licensing agencies shall verify whether an applicant is
5 eligible for a fee waiver for the issuance of a license. Before approving a fee waiver,
6 the licensing agency, and the supreme court, if the supreme court agrees, shall
7 request the department of veterans affairs to verify whether the applicant for the
8 license is a eligible for a fee waiver. If the department or the supreme court verifies
9 that the applicant for a license is eligible, the licensing agency or the supreme court
10 shall waive the accompanying fee for the license.

11 (3) ELIGIBILITY. For the purpose of being eligible for a license fee waiver under
12 the program established under sub. (2), an applicant shall not have received a
13 previous fee waiver under the program for any type of license, and shall be all of the
14 following:

- 15 1. An individual.
- 16 2. A resident of this state.
- 17 3. A veteran, as defined in s. 45.01 (12) (a) to (f).

18 (4) INFORMATION ON PROGRAM. The department of veterans affairs shall
19 establish an Internet Web site informing the public of the fee waiver program and
20 shall include a list of the approvals and the licensing agencies to contact to receive
21 each approval. Each licensing agency shall also provide on their Internet Web site
22 information regarding the fee waiver program and a list of the approvals that the
23 licensing agency issues that are eligible for the approval.

24 **SECTION 8.** 48.615 (1) (a) of the statutes is amended to read:

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1 48.615 (1) (a) ~~Before~~ Except as provided in par. (e), before the department may
2 issue a license under s. 48.60 (1) to a child welfare agency that regularly provides care
3 and maintenance for children within the confines of a residential care center for
4 children and youth operated by the child welfare agency, the child welfare agency
5 must pay to the department a biennial fee of \$121, plus a biennial fee of \$18.15 per
6 child, based on the number of children that the child welfare agency is licensed to
7 serve.

8 **SECTION 9.** 48.615 (1) (b) of the statutes is amended to read:

9 48.615 (1) (b) ~~Before~~ Except as provided in par. (e), before the department may
10 issue a license under s. 48.60 (1) to a child welfare agency that places children in
11 licensed foster homes, licensed group homes, and in the homes of guardians under
12 s. 48.977 (2), the child welfare agency must pay to the department a biennial fee of
13 \$254.10.

14 **SECTION 10.** 48.615 (1) (e) of the statutes is created to read:

15 48.615 (1) (e) An individual who is eligible for a fee waiver under the veterans
16 fee waiver program under s. 45.44 is not required to pay the fee under par. (a) or (b)
17 for a license under s. 48.60 (1).

18 **SECTION 11.** 48.625 (2) (a) of the statutes is amended to read:

19 48.625 (2) (a) ~~Before~~ Except as provided in par. (c), before the department may
20 issue a license under sub. (1) to a group home, the group home must pay to the
21 department a biennial fee of \$121, plus a biennial fee of \$18.15 per child, based on
22 the number of children that the group home is licensed to serve. A group home that
23 wishes to continue a license issued under sub. (1) shall pay the fee under this
24 paragraph by the continuation date of the license. A new group home shall pay the
25 fee under this paragraph no later than 30 days before the opening of the group home.

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1 **SECTION 12.** 48.625 (2) (c) of the statutes is created to read:

2 48.625 (2) (c) An individual who is eligible for a fee waiver under the veterans
3 fee waiver program under s. 45.44 is not required to pay the fee under par. (a) for a
4 license under sub. (1).

5 **SECTION 13.** 48.65 (3) (a) of the statutes is amended to read:

6 48.65 (3) (a) ~~Before~~ Except as provided in par. (c), before the department may
7 issue a license under sub. (1) to a child care center that provides care and supervision
8 for 4 to 8 children, the child care center must pay to the department a biennial fee
9 of \$60.50. ~~Before~~ Except as provided in par. (c), before the department may issue a
10 license under sub. (1) to a child care center that provides care and supervision for 9
11 or more children, the child care center must pay to the department a biennial fee of
12 \$30.25, plus a biennial fee of \$16.94 per child, based on the number of children that
13 the child care center is licensed to serve. A child care center that wishes to continue
14 a license issued under sub. (1) shall pay the applicable fee under this paragraph by
15 the continuation date of the license. A new child care center shall pay the applicable
16 fee under this paragraph no later than 30 days before the opening of the child care
17 center.

18 **SECTION 14.** 48.65 (3) (c) of the statutes is created to read:

19 48.65 (3) (c) An individual who is eligible for a fee waiver under the veterans
20 fee waiver program under s. 45.44 is not required to pay a fee under par. (a) for a
21 license under sub. (1).

22 **SECTION 15.** 49.45 (42) (c) of the statutes is amended to read:

23 49.45 (42) (c) The department may charge a fee to certify a provider of personal
24 care services described under par. (d) 3. e., except that no fee may be imposed on an
25 individual who is eligible for the veterans fee waiver program under s. 45.44. Fees

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1 collected under this paragraph shall be credited to the appropriation account under
2 s. 20.435 (6) (jm).

3 **SECTION 16.** 94.10 (2) (cm) of the statutes is created to read:

4 94.10 (2) (cm) *Fee exemption.* Notwithstanding par. (c), the department may
5 not require an individual who is eligible for the veterans fee waiver program under
6 s. 45.44 to pay a nursery dealer license fee.

7 **SECTION 17.** 94.10 (3) (cm) of the statutes is created to read:

8 94.10 (3) (cm) *Fee exemption.* Notwithstanding par. (c), the department may
9 not require an individual who is eligible for the veterans fee waiver program under
10 s. 45.44 to pay a nursery grower license fee.

11 **SECTION 18.** 94.10 (3g) (cm) of the statutes is created to read:

12 94.10 (3g) (cm) *Fee exemption.* Notwithstanding par. (c), the department may
13 not require an individual who is eligible for the veterans fee waiver program under
14 s. 45.44 to pay a Christmas tree grower license fee.

15 **SECTION 19.** 94.50 (2) of the statutes is amended to read:

16 94.50 (2) GROWERS AND DEALERS; REGISTRATION. No person may act as a grower
17 or a dealer unless he or she is registered with the department. Any person who acts
18 as a dealer and a grower shall register as both. Registrations shall be made annually
19 on a form provided by the department. Registrations expire on December 31 of each
20 year. A dealer, other than an individual who is eligible for the veterans fee waiver
21 program under s. 45.44, shall pay to the department an annual registration fee of
22 \$25. The department shall assign a registration number to each person registered
23 under this subsection. All moneys collected under this subsection shall be credited
24 to the appropriation account under s. 20.115 (7) (ga).

25 **SECTION 20.** 94.704 (3) (a) (intro.) of the statutes is amended to read:

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1 94.704 (3) (a) (intro.) Except as provided in par. (b) or (bm), a person applying
2 for an annual license under this section shall pay the following license fee and
3 surcharge for each business location that the person operates in this state, including
4 each business location added during the license year:

5 **SECTION 21.** 94.704 (3) (bm) of the statutes is created to read:

6 94.704 (3) (bm) No license fee is required under par. (a) for an individual who
7 is eligible for the veterans fee waiver program under s. 45.44.

8 **SECTION 22.** 95.55 (3) (a) of the statutes is amended to read:

9 95.55 (3) (a) The department shall, by rule, specify the fee for registration
10 under this section. The department may not require an individual who is eligible for
11 the veterans fee waiver program under s. 45.44 to pay a fee for registration under this
12 section.

13 **SECTION 23.** 95.60 (5) of the statutes is amended to read:

14 95.60 (5) The department shall, by rule, specify the fees for permits,
15 certificates, registration and inspections under this section, including any
16 reinspection fees required under sub. (5m). The department may not require an
17 individual who is eligible for the veterans fee waiver program under s. 45.44 to pay
18 a fee for a permit under sub. (2) (a) or a registration under sub. (3m).

19 **SECTION 24.** 97.17 (4) of the statutes is amended to read:

20 97.17 (4) Each application for a license shall be accompanied by a fee that is
21 \$50 unless otherwise established by department rule, except that an individual who
22 is eligible for the veterans fee waiver program under s. 45.44 is not required to pay
23 a fee.

24 **SECTION 25.** 97.175 (2) of the statutes is amended to read:

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1 97.175 (2) No person may act as a butter grader or a cheese grader without a
2 license granted by the department. A person desiring a license shall apply on a form
3 furnished by the department and shall pay to the department a fee that is \$50 unless
4 otherwise established by department rule, except that an individual who is eligible
5 for the veterans fee waiver program under s. 45.44 is not required to pay a fee. Before
6 issuing a license, the department shall require the applicant to demonstrate his or
7 her competence to act as a butter grader or a cheese grader in a manner determined
8 by the department. A license expires on September 30 of the 2nd year commencing
9 after the date of issuance.

10 **SECTION 26.** 97.22 (2) (b) of the statutes is amended to read:

11 97.22 (2) (b) *License fee.* Unless otherwise established by department rule, the
12 fee for a milk producer license under par. (a) is \$20, except that an individual who
13 is eligible for the veterans fee waiver program under s. 45.44 is not required to pay
14 a fee. The department also may establish by rule a reduced license fee for a producer
15 who is properly inspected at least once annually by a special dairy farm inspector
16 certified under sub. (7).

17 **SECTION 27.** 98.145 (2) of the statutes is amended to read:

18 98.145 (2) No person may engage as a tester of milk or cream to determine its
19 value for payment or for the purpose of official inspection or for records of dairy
20 production for the purposes described above unless the person holds a license issued
21 by the department; but no such license is required of a licensed cheesemaker or
22 buttermaker. The license shall expire biennially on October 31 of the 2nd year
23 commencing after the date of issuance or renewal. Each application for milk tester
24 license or renewal thereof shall be accompanied by a fee of \$50, except that an
25 individual who is eligible for the veterans fee waiver program under s. 45.44 is not

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1 required to pay the fee. Each application shall be made upon forms provided by the
2 department. If the department conducts a reinspection of any milk or cream tested
3 by a person licensed under this subsection due to any violation of any federal or state
4 law which the department determines in a regularly scheduled inspection of milk or
5 cream tested by that person, the department shall charge that person \$25 for that
6 reinspection.

7 **SECTION 28.** 98.146 (2) of the statutes is amended to read:

8 98.146 (2) Each application for a license under this section or license renewal
9 shall be made on forms provided by the department and shall be accompanied by the
10 license fee required under sub. (4), except that an individual who is eligible for the
11 veterans fee waiver program under s. 45.44 is not required to pay the fee. The license
12 shall expire biennially on September 30 of the 2nd year commencing after the date
13 of issuance or renewal. The applicant shall not have an arrest or conviction record,
14 subject to ss. 111.321, 111.322 and 111.335, and shall give proof of ability to engage
15 in such weighing and sampling to the satisfaction of the department by satisfactorily
16 passing a written examination pertaining to such activities. If the department
17 conducts a reinspection of any measurement by a person licensed under this
18 subsection due to any violation of any federal or state law which the department
19 determines in a regularly scheduled inspection of that measurement, the
20 department shall charge the holder of that license the reinspection fee required
21 under sub. (4) for that reinspection.

22 **SECTION 29.** 98.18 (1m) of the statutes is created to read:

23 98.18 (1m) FEE EXEMPTION. Notwithstanding sub. (1h), the department may
24 not require an individual who is eligible for the veterans fee waiver program under
25 s. 45.44 to pay a license fee.

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1 **SECTION 30.** 101.122 (5) of the statutes is amended to read:

2 101.122 **(5)** INSPECTION. Any owner of a rental unit may request that an
3 inspector inspect the owner's rental unit for the purpose of determining whether to
4 issue a certificate under sub. (4). If an owner, after reasonable effort, is unable to
5 procure an inspection, the department, within 14 days after receipt of a request by
6 the owner shall perform the inspection and determine whether to issue a certificate.
7 The department may establish a special fee under s. 101.19 ~~(1)~~ (1g) for an inspection
8 under which it performs this subsection. If any inspector determines not to issue a
9 certificate, the inspector shall specify in writing the energy conservation measures
10 necessary to make the rental unit comply with applicable standards under sub. (2)
11 (a).

12 **SECTION 31.** 101.16 (3g) (a) of the statutes is amended to read:

13 101.16 **(3g)** (a) No retail supplier may distribute liquefied petroleum gas
14 without holding a license issued by the department. The department, subject to s.
15 101.02 (20) and (21), shall issue a license to be a retail supplier upon receiving the
16 fee established under s. 101.19 ~~(1)~~ (1g) (L) or (1m) and upon obtaining proof of
17 financial responsibility as required under sub. (3r) (c). The term of the license shall
18 be set by the department, not to exceed 2 years.

19 **SECTION 32.** 101.19 (1) of the statutes is renumbered 101.19 (1g).

20 **SECTION 33.** 101.19 (1r) of the statutes is created to read:

21 101.19 **(1r)** Notwithstanding subs. (1g) and (1m), the department shall waive
22 any fee imposed on an individual who is eligible for the veterans fee waiver program
23 under s. 45.44 for a license, permit, or certificate of certification or registration issued
24 by the department under ss. 101.09 (3) (c), 101.122 (2) (c), 101.143 (2) (g), 101.147,
25 101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or

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1 (2m), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951,
2 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.07 (12), 145.15, 145.16,
3 145.165, 145.17, 145.175, 145.18, or 167.10 (6m).

4 **SECTION 34.** 101.19 (2) of the statutes is amended to read:

5 101.19 (2) The department shall issue and record required certificates of
6 inspection or of registration for equipment listed in sub. ~~(1)~~ (1g) (b).

7 **SECTION 35.** 101.19 (3) of the statutes is renumbered 101.19 (1b).

8 **SECTION 36.** 101.981 (1) (a) of the statutes is amended to read:

9 101.981 (1) (a) "Amusement or thrill ride" has the meaning given s. 101.19 ~~(3)~~
10 (1b) (b).

11 **SECTION 37.** 101.985 (5) (a) of the statutes is amended to read:

12 101.985 (5) (a) *Issuance and term.* Except as provided under s. 101.02 (20) (b)
13 and (21) (b), the department shall issue a license to any applicant who satisfies the
14 applicable requirements of subs. (1) to (3) and any rules promulgated under subs. (1)
15 to (3) and who pays any applicable fee required by rule of the department under s.
16 101.19 ~~(1)~~ (1g) (k). Except as provided under sub. (2) (c) and (d), the term of each
17 license is 2 years.

18 **SECTION 38.** 103.34 (13) (a) of the statutes is amended to read:

19 103.34 (13) (a) A fee for obtaining a certificate of registration. The department
20 shall determine the fee based on the cost of issuing certificates of registration. The
21 department may not require an individual who is eligible for a fee waiver under the
22 veterans fee waiver program under s. 45.44 to pay a fee for obtaining a certificate of
23 registration.

24 **SECTION 39.** 103.91 (3) of the statutes is amended to read:

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1 103.91 (3) ANNUAL FEES. Each certificate shall be renewed annually. The fee
2 for the certificate or renewal shall be in an amount determined by the department.
3 The department may not require an individual who is eligible for a fee waiver under
4 the veterans fee waiver program under s. 45.44 to pay a fee for a certificate.

5 **SECTION 40.** 103.92 (1) (a) of the statutes is amended to read:

6 103.92 (1) (a) Every person maintaining a migrant labor camp shall, annually
7 by April 1 or 30 days prior to the opening of a new camp, make application to the
8 department for a certificate to operate a camp. Each application shall be
9 accompanied by an application fee in an amount determined by the department. The
10 department may not require an individual who is eligible for a fee waiver under the
11 veterans fee waiver program under s. 45.44 to pay an application fee for a certificate
12 to operate a migrant labor camp.

13 **SECTION 41.** 105.06 (2) of the statutes is amended to read:

14 105.06 (2) Persons whose fees or charges are paid directly by employers shall
15 register annually with the department to engage in the business specified in s.
16 105.01 (1) (intro.). The fee to register under this subsection is \$5, except that no
17 registration fee is required for an individual who is eligible for a fee waiver under the
18 veterans fee waiver program under s. 45.44.

19 **SECTION 42.** 105.07 (1) of the statutes is amended to read:

20 105.07 (1) Each employment agent's license shall be renewed annually. The
21 Except as provided in sub. (3), the license or renewal fee shall be one percent of all
22 fees, charges, commissions, or other compensation actually received during the life
23 of the license or renewal by an employment agent for service as such but in no event
24 less than \$50 nor more than \$300. The Except as provided in sub. (3), the original

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1 license and annual renewal fee for a branch office or each additional place of business
2 in the same community shall be \$150.

3 **SECTION 43.** 105.07 (3) of the statutes is created to read:

4 105.07 (3) An individual who is eligible for a fee waiver under the veterans fee
5 waiver program under s. 45.44 is not required to pay a fee under sub. (1) for an
6 original license.

7 **SECTION 44.** 115.28 (7) (f) of the statutes is created to read:

8 115.28 (7) (f) The department may not charge a fee for the issuance of a license,
9 permit, or certificate to an individual who is eligible for the veterans fee waiver
10 program under s. 45.44.

11 **SECTION 45.** 125.65 (10) of the statutes is created to read:

12 125.65 (10) The department may not require a fee for a permit under this
13 section for an individual who is eligible for the veterans fee waiver program under
14 s. 45.44.

15 **SECTION 46.** 169.31 (1) (a) 1. of the statutes is amended to read:

16 169.31 (1) (a) 1. The fee for an initial Class A captive wild animal farm license
17 is \$200 and the fee for an initial Class B captive wild animal farm license is \$50,
18 except as provided in sub. (1m). The department shall waive the fee for an initial
19 license under this subdivision for an individual who is under 14 years of age if the
20 individual is a member of a 4-H club or a sporting club.

21 **SECTION 47.** 169.31 (1) (d) of the statutes is amended to read:

22 169.31 (1) (d) *Wild fur farm license.* The fee for a wild fur farm license is \$50,
23 except as provided in sub. (1m).

24 **SECTION 48.** 169.31 (1) (e) 1. of the statutes is amended to read:

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1 169.31 (1) (e) 1. The fee for an initial Class A bird hunting preserve license is
2 \$300, and the fee for an initial Class B bird hunting preserve license is \$200, except
3 as provided in sub. (1m).

4 **SECTION 49.** 169.31 (1m) of the statutes is created to read:

5 169.31 (1m) FEE WAIVER FOR VETERANS. An individual who is eligible under the
6 veterans fee waiver program for a fee waiver is not required to pay a fee for a captive
7 wild animal farm license, a wild fur farm license, or a bird hunting preserve license.

8 **SECTION 50.** 170.12 (3) (g) of the statutes is amended to read:

9 170.12 (3) (g) Be accompanied by a \$500 application fee, except that no fee is
10 required under this paragraph for an individual who is eligible for the veterans fee
11 waiver program under s. 45.44.

12 **SECTION 51.** 218.0114 (15) (c) of the statutes is created to read:

13 218.0114 (15) (c) No license fee is required under sub. (14) (e), (f), or (fm) for
14 an individual who is eligible for the veterans fee waiver program under s. 45.44.

15 **SECTION 52.** 218.04 (3) (c) of the statutes is amended to read:

16 218.04 (3) (c) The license fee for a collector or solicitor shall be \$15, except that
17 no license fee is required for an individual who is eligible for the veterans fee waiver
18 program under s. 45.44. This license shall be carried as a means of identification
19 whenever the collector is engaged in business. The license shall state the name of
20 the employer and shall be surrendered to the division upon termination of
21 employment. A new license is required for a change of employment.

22 **SECTION 53.** 218.12 (2) (a) of the statutes is amended to read:

23 218.12 (2) (a) Applications for a salesperson's license and renewals thereof
24 shall be made to the department on such forms as the department prescribes and
25 furnishes and, except as provided in par. (e), shall be accompanied by the license fee

SENATE BILL 338**SECTION 53**

1 required under par. (c) or (d). Except as provided in par. (am) 3., the application shall
2 include the applicant's social security number. In addition, the application shall
3 require such pertinent information as the department requires.

4 **SECTION 54.** 218.12 (2) (c) of the statutes is amended to read:

5 218.12 (2) (c) Except as provided in ~~par.~~ pars. (d) and (e), the fee for a license
6 issued under this section equals \$4 multiplied by the number of years in the license
7 period. The fee shall be prorated if the license period is not evenly divisible into
8 years.

9 **SECTION 55.** 218.12 (2) (d) of the statutes is amended to read:

10 218.12 (2) (d) If Except as provided in par. (e), if the department issues a license
11 under this section during the license period, the fee for the license shall equal \$4
12 multiplied by the number of calendar years, including parts of calendar years, during
13 which the license remains in effect. A fee determined under this paragraph may not
14 exceed the license fee for the entire license period under par. (c).

15 **SECTION 56.** 218.12 (2) (e) of the statutes is created to read:

16 218.12 (2) (e) No license fee is required under par. (c) or (d) for an individual
17 who is eligible for the veterans fee waiver program under s. 45.44.

18 **SECTION 57.** 218.51 (3) (c) of the statutes is amended to read:

19 218.51 (3) (c) The department shall establish by rule the amount of the fee for
20 a buyer identification card issued under this section. The department may not
21 require a fee for an individual who is eligible for the veterans fee waiver program
22 under s. 45.44 for a buyer identification card issued under this section.

23 **SECTION 58.** 224.725 (8) of the statutes is amended to read:

24 224.725 (8) LICENSE PERIOD; FEES. The division shall promulgate rules
25 establishing the license period and the license fees for mortgage loan originators.

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1 The fees shall be no less than \$250 annually. The rules may not require a license fee
2 for an individual who is eligible for the veterans fee waiver program under s. 45.44.

3 **SECTION 59.** 252.23 (4) (a) of the statutes is amended to read:

4 252.23 (4) (a) Except as provided in ss. 250.041 and 252.241, standards and
5 procedures, including fee payment to offset the cost of licensing tattooists and tattoo
6 establishments, for the annual issuance of licenses as tattooists or as tattoo
7 establishments to applicants under this section. The department may not
8 promulgate a rule that imposes a fee for a license under sub. (3) on an individual who
9 is eligible for the veterans fee waiver program under s. 45.44.

10 **SECTION 60.** 252.24 (4) (a) of the statutes is amended to read:

11 252.24 (4) (a) Except as provided in ss. 250.041 and 252.241, standards and
12 procedures, including fee payment to offset the cost of licensing body piercers and
13 body-piercing establishments, for the annual issuance of licenses as body piercers
14 or as body-piercing establishments to applicants under this section. The
15 department may not promulgate a rule under which the department may charge an
16 individual who is eligible for the veterans fee waiver program under s. 45.44 a fee to
17 obtain a license under sub. (3).

18 **SECTION 61.** 252.245 (9) of the statutes is amended to read:

19 252.245 (9) The department shall promulgate rules establishing state fees for
20 its costs related to setting standards under ss. 252.23 and 252.24 and monitoring and
21 evaluating the activities of, and providing education and training to, agent local
22 health departments. The department may not promulgate a rule under which a local
23 health department may charge an individual who is eligible for the veterans fee
24 waiver program under s. 45.44 a state fee to obtain a license under s. 252.23 (3) or
25 252.24 (3). Agent local health departments shall include the state fees in the license

SENATE BILL 338**SECTION 61**

1 fees established under sub. (4), collect the state fees and reimburse the department
2 for the state fees collected. For tattooists or tattoo establishments and for body
3 piercers or body-piercing establishments, the state fee may not exceed 20% of the
4 license fees established under s. 252.23 (4) (a) or 252.24 (4) (a).

5 **SECTION 62.** 254.176 (3) (e) of the statutes is amended to read:

6 254.176 (3) (e) Shall specify fees for certifying persons under this section,
7 except that no fee may be imposed on any person employed by the state or by any
8 political subdivision of the state for a certification required to perform duties within
9 the scope of the employment or on an individual who is eligible for the veterans fee
10 waiver program under s. 45.44.

11 **SECTION 63.** 254.178 (2) (d) of the statutes is amended to read:

12 254.178 (2) (d) Shall specify fees for accrediting lead training courses and
13 approving lead instructors, except that no fee may be imposed on an individual who
14 is eligible for the veterans fee waiver program under s. 45.44.

15 **SECTION 64.** 254.20 (5) (a) (intro.) of the statutes is amended to read:

16 254.20 (5) (a) (intro.) Except as provided under ~~par.~~ pars. (b) and (c), the
17 department shall charge the following fees for certification cards issued under sub.
18 (3) or renewed under sub. (4):

19 **SECTION 65.** 254.20 (5) (c) of the statutes is created to read:

20 254.20 (5) (c) The department may not charge a fee for a certification card
21 issued under this section to an individual who is eligible for the veterans fee waiver
22 program under s. 45.44.

23 **SECTION 66.** 254.71 (6) (a) of the statutes is amended to read:

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1 254.71 **(6)** (a) Establishing a fee for certification and recertification of food
2 protection practices, except that a certification fee may not be imposed on an
3 individual who is eligible for the veterans fee waiver program under s. 45.44.

4 **SECTION 67.** 256.15 (5) (f) of the statutes is amended to read:

5 256.15 **(5)** (f) The department may charge a reasonable fee for a license or
6 training permit issued under this subsection, except that no fee may be charged to
7 an individual who is an employee of a public agency and who works for volunteer or
8 paid-on-call ambulance service providers and who is an applicant for a license as an
9 emergency medical technician — basic or for a training permit, and no fee may be
10 charged to an individual who is eligible for the veterans fee waiver program under
11 s. 45.44.

12 **SECTION 68.** 280.15 (2m) (a) of the statutes is amended to read:

13 280.15 **(2m)** (a) *Application.* An individual who seeks a well driller or pump
14 installer license shall apply to the department on a form prepared by the department.
15 The individual shall include the fee specified in par. (c) with the application, except
16 that an individual who is eligible for the veterans fee waiver program under s. 45.44
17 is not required to pay the fee.

18 **SECTION 69.** 280.15 (3g) (a) of the statutes is amended to read:

19 280.15 **(3g)** (a) *Application.* An individual who seeks registration as a drilling
20 rig operator shall apply to the department on a form prepared by the department.
21 The individual shall include a fee of \$25, except that an individual who is eligible for
22 the veterans fee waiver program under s. 45.44 is not required to pay the fee.

23 **SECTION 70.** 281.17 (3) of the statutes is amended to read:

24 281.17 **(3)** The department shall promulgate rules establishing an examining
25 program for the certification of operators of water systems, wastewater treatment

SENATE BILL 338**SECTION 70**

1 plants and septage servicing vehicles operated under a license issued under s. 281.48
2 (3), setting such standards as the department finds necessary to accomplish the
3 purposes of this chapter and chs. 285 and 289 to 299, including requirements for
4 continuing education. The department may charge applicants a fee for certification,
5 except that the department may not require an individual who is eligible for the
6 veterans fee waiver program under s. 45.44 to pay a fee. All moneys collected under
7 this subsection for the certification of operators of water systems, wastewater
8 treatment plants and septage servicing vehicles shall be credited to the
9 appropriation under s. 20.370 (4) (bL). No person may operate a water systems,
10 wastewater treatment plant or septage servicing vehicle without a valid certificate
11 issued under this subsection. The department may suspend or revoke a certificate
12 issued under this subsection for a violation of any statute or rule relating to the
13 operation of a water system or wastewater treatment plant or to septage servicing,
14 for failure to fulfill the continuing education requirements or as provided under s.
15 145.20 (5). The owner of any wastewater treatment plant shall be, or shall employ,
16 an operator certified under this subsection who shall be responsible for plant
17 operations, unless the department by rule provides otherwise. In this subsection,
18 “wastewater treatment plant” means a system or plant used to treat industrial
19 wastewater, domestic wastewater or any combination of industrial wastewater and
20 domestic wastewater.

21 **SECTION 71.** 281.48 (4s) (e) of the statutes is created to read:

22 281.48 (4s) (e) Notwithstanding pars. (a) and (d), an individual who is eligible
23 for the veterans fee waiver program under s. 45.44 is not required to pay a license
24 fee or groundwater fee.

25 **SECTION 72.** 285.51 (2) (d) of the statutes is amended to read:

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1 285.51 (2) (d) Impose fees for the operator training and certification program,
2 except that the department may not impose a fee on an individual who is eligible for
3 the veterans fee waiver program under s. 45.44.

4 **SECTION 73.** 289.42 (1) (a) 4. of the statutes is amended to read:

5 289.42 (1) (a) 4. Impose fees for the operator training and certification program,
6 except that the department may not impose a fee on an individual who is eligible for
7 the veterans fee waiver program under s. 45.44.

8 **SECTION 74.** 291.05 (7) (a) of the statutes is amended to read:

9 291.05 (7) (a) The department shall promulgate by rule a graduated schedule
10 of reasonable license, plan approval and review fees to be charged for hazardous
11 waste activities under ss. 291.23, 291.25, 291.29, 291.31 and 291.87, except that the
12 department may not impose a fee on an individual who applies for a license under
13 s. 291.23 and who is eligible for the veterans fee waiver program under s. 45.44.

14 **SECTION 75.** 299.51 (3) (c) of the statutes is amended to read:

15 299.51 (3) (c) Require a license for persons who transport medical waste and
16 impose a fee for that license, except that the department may not impose a fee on an
17 individual who is eligible for the veterans fee waiver program under s. 45.44.

18 **SECTION 76.** 343.62 (3) (a) 1. of the statutes is amended to read:

19 343.62 (3) (a) 1. The annual fee for an instructor's license is \$25, except that
20 no fee is required for an individual who is eligible for the veterans fee waiver program
21 under s. 45.44.

22 **SECTION 77.** 440.05 (intro.) of the statutes is amended to read:

23 **440.05 Standard fees.** (intro.) The following standard fees apply to all initial
24 credentials, except as provided in ss. 440.42, 440.43, 440.44, 440.51, 444.03, 444.11,
25 446.02 (2) (c), 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), ~~and 450.071 (3):~~

SENATE BILL 338**SECTION 78**

1 **SECTION 78.** 440.05 (1) (a) of the statutes is amended to read:

2 440.05 (1) (a) Initial credential: An amount determined by the department
3 under s. 440.03 (9) (a). Each applicant for an initial credential shall pay the initial
4 credential fee to the department when the application materials for the initial
5 credential are submitted to the department, except that no fee is required under this
6 paragraph for an individual who is eligible for the veterans fee waiver program under
7 s. 45.44.

8 **SECTION 79.** 440.05 (2) of the statutes is renumbered 440.05 (2) (a) and
9 amended to read:

10 440.05 (2) (a) Reciprocal credential, including any credential described in s.
11 440.01 (2) (d) and any credential that permits temporary practice in this state in
12 whole or in part because the person holds a credential in another jurisdiction: ~~The~~
13 Except as provided in par. (b), the applicable credential renewal fee determined by
14 the department under s. 440.03 (9) (a) and, if an examination is required, an
15 examination fee under sub. (1).

16 **SECTION 80.** 440.05 (2) (b) of the statutes is created to read:

17 440.05 (2) (b) No reciprocal credential fee is required under this subsection for
18 an individual who seeks an initial reciprocal credential in this state and who is
19 eligible for the veterans fee waiver program under s. 45.44.

20 **SECTION 81.** 440.44 (1) (b) 3. of the statutes is amended to read:

21 440.44 (1) (b) 3. Pays to the department a \$50 registration fee, except that no
22 registration fee is required under this subdivision for an individual who is eligible
23 for the veterans fee waiver program under s. 45.44.

24 **SECTION 82.** 446.02 (2) (c) of the statutes is amended to read:

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1 446.02 (2) (c) The examining board shall issue a certificate to a chiropractor
2 who is licensed under this chapter, who submits satisfactory evidence that the
3 chiropractor has completed 48 hours of postgraduate study in nutrition that is
4 approved by the examining board, and who pays a one-time certification fee of \$25,
5 except that no certificate fee is required under this paragraph for an individual who
6 is eligible for the veterans fee waiver program under s. 45.44.

7 **SECTION 83.** 551.614 (2) of the statutes is amended to read:

8 551.614 (2) FEES RELATED TO BROKER-DEALERS, AGENTS, INVESTMENT ADVISERS,
9 INVESTMENT ADVISER REPRESENTATIVES, AND FEDERAL COVERED ADVISERS. Every
10 applicant for an initial or renewal license under s. 551.401, 551.402, 551.403, or
11 551.404 shall pay a filing fee of \$200 in the case of a broker-dealer or investment
12 adviser and \$80 in the case of an agent representing a broker-dealer or issuer or an
13 investment adviser representative, except that, in the case of an agent representing
14 a broker-dealer or issuer or an investment adviser representative, no fee is required
15 for an individual who is eligible for the veterans fee waiver program under s. 45.44.

16 Every federal covered adviser in this state that is required to make a notice filing
17 under s. 551.405 shall pay an initial or renewal notice filing fee of \$200. A
18 broker-dealer, investment adviser, or federal covered adviser maintaining a branch
19 office within this state shall pay an additional filing fee of \$80 for each branch office.
20 When an application is denied, or an application or a notice filing is withdrawn, the
21 filing fee shall be retained.

22 **SECTION 84.** 601.31 (1) (intro.) of the statutes is amended to read:

23 601.31 (1) (intro.) The Except as provided in sub. (2m), the following fees,
24 unless revised by the commissioner as provided in s. 601.32, shall be paid to the
25 commissioner:

SENATE BILL 338**SECTION 85**

1 **SECTION 85.** 601.31 (2m) of the statutes is created to read:

2 601.31 **(2m)** An individual who is eligible for the veterans fee waiver program
3 under s. 45.44 is not required to pay a fee under sub. (1) for the issuance to the
4 individual of any license, certificate, or permit specified in sub. (1).

5 **SECTION 86.** 628.04 (1) (a) of the statutes is amended to read:

6 628.04 **(1)** (a) Pays Subject to s. 601.31 (2m), pays the applicable fee;

7 **SECTION 87.** 632.69 (2) (b) of the statutes is amended to read:

8 632.69 **(2)** (b) An applicant shall make an application for a license to the
9 commissioner on a form prescribed by the commissioner. For a broker's license, the
10 applicant shall submit the fee specified in s. 601.31 (1) (mr), subject to s. 601.31 (2m).
11 For a provider's license, the applicant shall submit the fee specified in s. 601.31 (1)
12 (mm), subject to s. 601.31 (2m).

13 **SECTION 88.** 633.14 (1) (a) of the statutes is amended to read:

14 633.14 **(1)** (a) Pays Subject to s. 601.31 (2m), pays the fee under s. 601.31 (1)
15 (w).

16 **SECTION 89.** 751.153 of the statutes is created to read:

17 **751.153 Rules regarding the practice of law; waiver of fee for veterans.**

18 The supreme court is requested to promulgate a rule that waives, for an individual
19 who is eligible for the veterans fee waiver program under s. 45.44, the initial fee for
20 admission to the state bar or for a license to practice law.

21 **SECTION 90.** 938.22 (7) (b) of the statutes is amended to read:

22 938.22 **(7)** (b) ~~Before~~ Except as provided in par. (d), before the department of
23 children and families may issue a license under s. 48.66 (1) (a) to operate a shelter
24 care facility, the shelter care facility shall pay to that department a biennial fee of
25 \$60.50, plus a biennial fee of \$18.15 per juvenile, based on the number of juveniles

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1 that the shelter care facility is licensed to serve. A shelter care facility that wishes
2 to continue a license issued under s. 48.66 (1) (a) shall pay the fee by the continuation
3 date of the license. A new shelter care facility shall pay the fee by no later than 30
4 days before the opening of the shelter care facility.

5 **SECTION 91.** 938.22 (7) (d) of the statutes is created to read:

6 938.22 (7) (d) An individual who is eligible for a fee waiver under the veterans
7 fee waiver program under s. 45.44 is not required to pay the fee under par. (b) for a
8 license to operate a shelter care facility.

9 **SECTION 92. Effective dates.** This act takes effect on the day after publication,
10 except as follows:

11 (1) The repeal and recreation of sections 13.75 (1) and (1m) of the statutes takes
12 effect on January 1, 2015.

13

(END)