



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to renumber and amend* 440.09; *to amend* 101.022 and 440.09 (title);
2 and *to create* 440.09 (1m) and 440.09 (2r) (title) of the statutes; **relating to:**
3 reciprocal credentials and granting rule-making authority.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

4 **SECTION 1.** 101.022 of the statutes is amended to read:
5 **101.022 Certain laws applicable to occupational licenses.** Sections
6 440.03 (1), (3m), (4), (11m), and (13) (a), (am), and (b) 75., 440.05 (1) (a) and (2) (b),
7 440.075, 440.09 ~~(2)~~ (1m) (b) and (e) and (2r) (a) to (bm), (d), and (e), 440.11, 440.12,
8 440.121, 440.13, 440.14, 440.15, 440.19, 440.20 (1), (3), (4) (a), and (5) (a), 440.205,
9 440.21, and 440.22, and the requirements imposed on the department under those

1 statutes, apply to occupational licenses, as defined in s. 101.02 (1) (a) 2., in the same
2 manner as those statutes apply to credentials, as defined in s. 440.01 (2) (a).

3 **SECTION 2.** 440.09 (title) of the statutes is amended to read:

4 **440.09** (title) **Reciprocal credentials for ~~service members, former~~**
5 **~~service members, and their spouses.~~**

6 **SECTION 3.** 440.09 of the statutes is renumbered 440.09 (2r), and 440.09 (2r)
7 (a) (intro.) and 1., (b) 1., (c) 1., (d) and (e), as renumbered, are amended to read:

8 **440.09 (2r)** (a) (intro.) In this ~~section~~ subsection:

9 1. "Former service member" means a person who was discharged from the U.S.
10 armed forces under conditions other than dishonorable within 4 years of the date on
11 which the service member or the spouse of the service member applies for a reciprocal
12 credential under this ~~section~~ subsection.

13 (b) 1. The individual applies for a reciprocal credential under this ~~section~~
14 subsection on a form prescribed by the department or credentialing board.

15 (c) 1. A reciprocal credential granted under this ~~section~~ subsection expires on
16 the applicable renewal date specified in s. 440.08 (2) (a), except that if the first
17 renewal date specified in s. 440.08 (2) (a) after the date on which the credential is
18 granted is within 180 days of the date on which the credential is granted, the
19 credential expires on the 2nd renewal date specified in s. 440.08 (2) (a) after the date
20 on which the credential is granted.

21 (d) The department or credentialing board, as appropriate, shall expedite the
22 issuance of a reciprocal credential granted under this ~~section~~ subsection.

23 (e) The department or credentialing board, as appropriate, may promulgate
24 rules necessary to implement this ~~section~~ subsection.

25 **SECTION 4.** 440.09 (1m) of the statutes is created to read:

1 440.09 **(1m)** RECIPROCAL CREDENTIALS. (b) The department and each
2 credentialing board shall grant a reciprocal credential to an individual who the
3 department or credentialing board determines meets all of the following
4 requirements:

5 1. The individual applies for a reciprocal credential under this subsection on
6 a form prescribed by the department or credentialing board.

7 2. The individual holds a license, certification, registration, or permit that was
8 granted by a governmental authority in another state that qualifies the individual
9 to perform the acts authorized under the appropriate credential granted by the
10 department or credentialing board.

11 3. Any of the following applies:

12 a. The individual provides evidence of having practiced, for at least 3 of the 5
13 years preceding the application, in one or more of the states described in subd. 2. in
14 which the individual holds a license, certification, registration, or permit under a
15 scope of practice that is substantially equivalent to the scope of practice for the
16 credential for which the individual is applying.

17 b. The requirements for receiving the license, certification, registration, or
18 permit that the individual holds are substantially equivalent to the requirements in
19 this state under chs. 440 to 480 for the credential for which the individual is applying.

20 4. The individual pays the fee specified under s. 440.05 (2).

21 5. The individual is in good standing with the governmental authorities in
22 every jurisdiction outside this state that have granted the individual a license,
23 certification, registration, or permit that qualifies the individual to perform acts
24 authorized under the appropriate credential granted by the department or
25 credentialing board.

