



State of Wisconsin  
2023 - 2024 LEGISLATURE

LRB-0470/P1  
JPC:emw

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

1     **AN ACT** *to create* 13.527 of the statutes; **relating to:** the Joint Review  
2           Committee on Occupational Credentials.

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***Analysis by the Legislative Reference Bureau***

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

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

3           **SECTION 1.** 13.527 of the statutes is created to read:  
4           **13.527 Joint review committee on occupational credentials. (1)**  
5     **DEFINITIONS.** In this section:  
6           (a) "Certification" means a credential awarded under a voluntary program to  
7     which all of the following apply:  
8           1. A private organization or the state grants a nontransferable recognition to  
9     an individual who meets certain personal qualifications established by the private  
10    organization or by law.

1           2. Upon approval, the individual may use “certified” as a designated title.

2           3. A noncertified individual may perform the occupation for compensation but  
3 may not use the title “certified.”

4           (b) “License” means a credential awarded under a program to which all of the  
5 following apply:

6           1. The state grants a nontransferable authorization to an individual who meets  
7 certain personal qualifications established by law in order to perform an occupation  
8 for compensation.

9           2. It is unlawful for an individual who does not possess the requisite  
10 authorization to perform the occupation for compensation.

11           (c) “Occupational credential” means any of the following:

12           1. A license, permit, certification, registration, or other approval granted under  
13 s. 167.10 (6m), ch. 101 or 145, or chs. 440 to 480.

14           2. A license, permit, certification, registration, or other approval not included  
15 under subd. 1., if it is granted to an individual by this state so that the individual may  
16 engage in a profession, occupation, or trade in this state or so that the individual may  
17 use one or more titles in association with his or her profession, occupation, or trade.

18           (d) “Registration” means a credential awarded under a program to which all  
19 of the following apply:

20           1. It requires an individual to provide notice to the state that may include the  
21 individual’s name and address, the individual’s agent for service of process, the  
22 location of the activity to be performed, and a description of the service the individual  
23 provides.

24           2. It does not require certain personal qualifications to be satisfied but may  
25 require a bond or insurance.

1           3. Upon registering, the individual may use “registered” as a designated title.

2           4. A nonregistered individual may not perform the occupation for  
3 compensation or use “registered” as a designated title.

4           **(2) CREATION.** There is created a joint review committee on occupational  
5 credentials composed of the following members:

6           (a) All of the following members appointed as are the members of standing  
7 committees in their respective houses:

8           1. Two majority party senators.

9           2. One minority party senator.

10          3. Two majority party representatives to the assembly.

11          4. One minority party representative to the assembly.

12          (b) The secretary of safety and professional services or his or her designee.

13          (c) The secretary of agriculture, trade and consumer protection or his or her  
14 designee.

15          (d) An individual selected by the governor who does not possess an occupational  
16 credential. The member appointed under this paragraph shall represent the  
17 interests of the public.

18          **(3) TERMS OF COMMITTEE MEMBERS.** Each appointment under sub. (2) (a) and (d)  
19 shall be for a period of 4 years and until a successor is appointed and qualified. Any  
20 member ceases to be a member of the joint review committee on occupational  
21 credentials upon losing the status upon which the appointment was based.

22          **(4) MEMBERSHIP COMPATIBLE WITH OTHER PUBLIC OFFICE.** Membership on the joint  
23 review committee on occupational credentials is not incompatible with any other  
24 public office.

1           **(5) STAFF.** The legislative council staff shall provide staff to assist the joint  
2 review committee on occupational credentials in the performance of its functions.

3           **(6) COMMITTEE ACTION.** All actions of the joint review committee on occupational  
4 credentials require the approval of a majority of all the members.

5           **(7) POWERS AND DUTIES.** (a) No bill or amendment creating a new occupational  
6 credential may be acted upon by the legislature until it has been referred to the joint  
7 review committee on occupational credentials and the committee has submitted a  
8 written report on the bill or amendment. The report shall contain all of the following:

9           1. A description of the occupation proposed for regulation, including a list of  
10 associations, organizations, and other groups that represent practitioners of the  
11 occupation proposed for regulation and an estimate of the number of practitioners  
12 that may be affected.

13           2. A description of the problem to be solved by regulation and the reasons why  
14 regulation is necessary, including any physical, emotional, or financial harm to  
15 clients that may occur from a failure to provide service at an appropriate standard,  
16 or from the provision of erroneous or incompetent service, within the usual practice  
17 of the occupation.

18           3. Whether requiring a license, certification, or registration is the least  
19 restrictive form of regulation that is necessary to protect the public health, safety,  
20 and welfare.

21           4. The anticipated benefit to the public that would result from the proposed  
22 regulation.

23           5. A comparison between the proposed regulation and regulations of the  
24 occupation in neighboring states.

