



**ARCHITECT SECTION
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND
SURVEYORS**

Room N208, 4822 Madison Yards Way, 2nd Floor, Madison

Contact: Christian Albouras (608) 266-2112

October 9, 2019

The following agenda describes the issues that the Section plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a record of the actions of the Section.

AGENDA

9:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

A. Adoption of Agenda (1-3)

B. Approval of Minutes of April 24, 2019 (4-9)

C. Administrative Matters

- 1) Department, Staff and Board Updates
- 2) Board Member – Term Expiration Dates

D. Legislative and Administrative Rule Matters – Discussion and Consideration (10)

- 1) Review of Draft Rules for A-E 3, Relating to Architect Registration Examinations
(11-13)
- 2) Senate Bill 303 **(14-19)**
- 3) Legislation and Pending or Possible Rulemaking Projects

E. Credentialing Matters – Discussion and Consideration

- 1) Draft Renewal Notice Insert for Certificate of Authorization and Architects

F. Discussion and Consideration of Items Added After Preparation of Agenda:

- 1) Introductions, Announcements and Recognition
- 2) Administrative Matters
- 3) Election of Officers
- 4) Appointment of Liaisons and Alternates
- 5) Delegation of Authorities
- 6) Education and Examination Matters
- 7) Credentialing Matters
- 8) Practice Matters
- 9) Legislative and Administrative Rule Matters
- 10) Liaison Reports

- 11) Board Liaison Training and Appointment of Mentors
- 12) Informational Items
- 13) Division of Legal Services and Compliance (DLSC) Matters
- 14) Presentations of Petitions for Summary Suspension
- 15) Petitions for Designation of Hearing Examiner
- 16) Presentation of Stipulations, Final Decisions and Orders
- 17) Presentation of Proposed Final Decisions and Orders
- 18) Presentation of Interim Orders
- 19) Petitions for Re-Hearing
- 20) Petitions for Assessments
- 21) Petitions to Vacate Orders
- 22) Requests for Disciplinary Proceeding Presentations
- 23) Motions
- 24) Petitions
- 25) Appearances from Requests Received or Renewed
- 26) Speaking Engagements, Travel, or Public Relation Requests, and Reports

G. Public Comments

CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85(1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).

H. Deliberation on DLSC Matters

- 1) Case Closing(s)**
 - a. 17 ARC 011 – S.R.S. **(20-25)**
 - b. 18 ARC 003 – A.A. **(26-29)**
- 2) Proposed Stipulations, Final Decisions and Orders**
 - a. 18 ARC 016 – Matthew D. Rinka and Rinka, Inc. **(30-37)**

I. Deliberation on Proposed Final Decision and Orders

- 1) Paul C. Grimes, Respondent (DHA Case Number SPS-18-0056/DLSC Case Number 17 ARC 019) **(38-46)**

J. Deliberation of Items Added After Preparation of the Agenda

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) DLSC Matters
- 4) Monitoring Matters
- 5) Professional Assistance Procedure (PAP) Matters
- 6) Petitions for Summary Suspensions
- 7) Petitions for Designation of Hearing Examiner
- 8) Proposed Stipulations, Final Decisions and Order
- 9) Proposed Interim Orders
- 10) Administrative Warnings
- 11) Review of Administrative Warnings
- 12) Proposed Final Decisions and Orders
- 13) Matters Relating to Costs/Orders Fixing Costs
- 14) Case Closings

- 15) Board Liaison Training
- 16) Petitions for Assessments and Evaluations
- 17) Petitions to Vacate Orders
- 18) Remedial Education Cases
- 19) Motions
- 20) Petitions for Re-Hearing
- 21) Appearances from Requests Received or Renewed

K. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

L. Vote on Items Considered or Deliberated Upon in Closed Session, if Voting is Appropriate

M. Open Session Items Noticed Above Not Completed in the Initial Open Session

ADJOURNMENT

NEXT DATE: APRIL 22, 2020 (TENTATIVE)

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED
WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 4822 Madison Yards Way, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board's agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Interpreters for the hearing impaired provided upon request by contacting the Affirmative Action Officer, 608-266-2112.

**ARCHITECT SECTION
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS
PROFESSIONAL ENGINEERS, DESIGNERS AND PROFESSIONAL LAND
SURVEYORS
MEETING MINUTES
APRIL 24, 2019**

PRESENT: James Gersich, Steven Wagner, Matthew Wolfert

STAFF: Christian Albouras, Executive Director; Helen Leong, Administrative Rules Coordinator; Kate Stolarzyk, Bureau Assistant; and other department staff

CALL TO ORDER

Steven Wagner, Section Chair, called the meeting to order at 9:01 a.m. A quorum of three (3) members was confirmed.

ADOPTION OF AGENDA

Amendments to the Agenda:

- *Remove item K. "Education and Examination Matters"*

MOTION: James Gersich moved, seconded by Matthew Wolfert, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF NOVEMBER 30, 2018

MOTION: James Gersich moved, seconded by Matthew Wolfert, to approve the minutes from November 30, 2018 as published. Motion carried unanimously.

ADMINISTRATIVE MATTERS

Election of Officers, Appointment of Liaisons and Alternates, and Delegation of Authorities

Chairperson

NOMINATION: James Gersich nominated Steven Wagner for the Office of Chairperson.

Christian Albouras, Executive Director, called for nominations three (3) times.

Steven Wagner was elected as Chairperson by unanimous consent.

Vice Chairperson

NOMINATION: James Gersich nominated Matthew Wolfert for the Office of Vice Chairperson.

Christian Albouras, Executive Director, called for nominations three (3) times.

Matthew Wolfert was elected as Vice Chairperson by unanimous consent.

Secretary

NOMINATION: Matthew Wolfert nominated James Gersich for the Office of Secretary.

Christian Albouras, Executive Director, called for nominations three (3) times.

James Gersich was elected as Secretary by unanimous consent.

2019 ELECTION RESULTS	
Chairperson	Steven Wagner
Vice Chairperson	Matthew Wolfert
Secretary	James Gersich
2019 LIAISON APPOINTMENTS	
Credentialing and Continuing Education Liaison	Steven Wagner
Monitoring Liaison	Matthew Wolfert
DLSC Liaison	Matthew Wolfert
Legislative Liaison	Steven Wagner
Travel Liaison	Steven Wagner
Renewal Notice Liaison	James Gersich
A-E Joint Board Rules Committee	Steven Wagner
Screening Panel	Matthew Wolfert, James Gersich <i>Alternate: Steven Wagner</i>

Delegation Motions

DLSC Screening Delegation

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate authority to DLSC attorney to screen complaints when Section members are conflicted out. Motion carried unanimously.

Document Signature Delegations

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate authority to the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving section member in that succession) to sign documents on behalf of the Section in order to carry out its duties. Motion carried unanimously.

MOTION: James Gersich moved, seconded by Matthew Wolfert, in order to carry out duties of the Section, the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving section member in that succession) has the ability to delegate signature authority for purposes of facilitating the completion of assignments during or between meetings. The members of the Section hereby delegate to the Executive Director or DPD Division Administrator, the authority to sign on behalf of a section member as necessary. Motion carried unanimously.

Delegated Authority for Urgent Matters

MOTION: James Gersich moved, seconded by Matthew Wolfert, that in order to facilitate the completion of urgent matters between meetings, the Section delegates its authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving section member in that succession), to appoint liaisons to the Department to act in urgent matters. Motion carried unanimously.

Monitoring Delegations

MOTION: James Gersich moved, seconded by Matthew Wolfert, to adopt the “Roles and Authorities Delegated to the Monitoring Liaison and Department Monitor” as presented. Motion carried unanimously.

Credentialing Authority Delegations

Delegation of Authority to Credentialing Liaison

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate authority to the Credentialing Liaison(s) to serve as a liaison between DSPS and the Section and to act on behalf of the Section in regard to credentialing applications or questions presented to them except that potential denial decisions shall be referred to the full Section for final determination. Motion carried unanimously.

Delegation of Authority to DSPS When Credentialing Criteria is Met

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate credentialing authority to DSPS to act upon applications that meet all credentialing statutory and regulatory requirements without Section or Section liaison review. Motion carried unanimously.

Delegated Authority for Application Denial Reviews

MOTION: James Gersich moved, seconded by Matthew Wolfert, that the Department's Attorney Supervisors, DLSC Administrator, or their designee are authorized to serve as the Section's designee for purposes of reviewing and acting on requests for hearing as a result of a denial of a credential. Motion carried unanimously.

Voluntary Surrenders

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate authority to the assigned case advisor to accept or refuse a request for voluntary surrender pursuant to Wis. Stat. § 440.19 for a credential holder who has a pending complaint or disciplinary matter. Motion carried unanimously.

Education, Continuing Education and/or Examination Delegation(s)

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate authority to the Education, Continuing Education and/or Examination Liaison(s) to address all issues related to education, continuing education, and examinations. Motion carried unanimously.

Authorization for DSPS to Provide Section Member Contact Information to National Regulatory Related Bodies

MOTION: James Gersich moved, seconded by Matthew Wolfert, to authorize DSPS staff to provide national regulatory related bodies with all Section member contact information that DSPS retains on file. Motion carried unanimously.

Optional Renewal Notice Insert Delegation

MOTION: James Gersich moved, seconded by Matthew Wolfert to designate the Chairperson (or in the absence of the Chairperson, the highest-ranking officer or longest serving section member in that succession) to provide a brief statement or link relating to section-related business within the license renewal notice at the Section's or Section designee's request. Motion carried unanimously.

Legislative Liaison Delegation

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate authority to the Legislative Liaisons to speak on behalf of the Section regarding legislative matters. Motion carried unanimously.

Travel Delegation

MOTION: James Gersich moved, seconded by Matthew Wolfert, to delegate authority to the Travel Liaison to approve any section member travel. Motion carried unanimously.

LEGISLATION AND RULE MATTERS

Review and Consideration of the Scope Statement on A-E 3, Relating to Architect Registration Examinations

MOTION: James Gersich moved, seconded by Matthew Wolfert, to approve the Scope Statement revising A-E 3, relating to architect registration examinations, for submission to the Department of Administration and Governor's Office and for publication. Motion carried unanimously.

CLOSED SESSION

MOTION: James Gersich moved seconded by Matthew Wolfert, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). The Chair read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: James Gersich-yes, Steven Wagner-yes, Matthew Wolfert-yes. Motion carried unanimously.

The Section convened into Closed Session at 11:01 a.m.

DELIBERATION ON DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

Administrative Warning(s)

18 ARC 004 – K.L.C.

MOTION: James Gersich moved, seconded by Matthew Wolfert, to issue an Administrative Warning in the matter of K.L.C., DLSC Case Number 18 ARC 004. Motion carried unanimously.

Proposed Stipulations, Final Decisions and Orders

17 ARC 023 – Shannon Liggett

MOTION: James Gersich moved, seconded by Matthew Wolfert, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against Shannon Liggett, DLSC Case Number 17 ARC 023. Motion carried unanimously.

RECONVENE TO OPEN SESSION

MOTION: James Gersich moved, seconded by Matthew Wolfert, to reconvene into Open Session. Motion carried unanimously.

The Section reconvened into Open Session at 11:04 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED IN CLOSED SESSION

MOTION: James Gersich moved, seconded by Matthew Wolfert, to reaffirm all votes made in Closed Session. Motion carried unanimously.

ADJOURNMENT

MOTION: James Gersich moved, seconded by Matthew Wolfert, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:05 a.m.

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Dale Kleven Administrative Rules Coordinator		2) Date When Request Submitted: 9/27/19 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date: ▪ 8 business days before the meeting</small>	
3) Name of Board, Committee, Council, Sections: Architect Section			
4) Meeting Date: 10/9/19	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Legislation and Rule Matters – Discussion and Consideration 1. Review of Draft Rules for A-E 3, Relating to Architect Registration Examinations 2. Senate Bill 303 3. Legislation and Pending and Possible Rulemaking Projects	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both		8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:
10) Describe the issue and action that should be addressed:			
11) Authorization <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <i>Dale Kleven</i> <hr/> Signature of person making this request </div> <div style="width: 45%; text-align: right;"> <i>September 27, 2019</i> <hr/> Date </div> </div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <hr/> Supervisor (if required) </div> <div style="width: 45%; text-align: right;"> <hr/> Date </div> </div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 65%;"> <hr/> Executive Director signature (indicates approval to add post agenda deadline item to agenda) </div> <div style="width: 30%; text-align: right;"> <hr/> Date </div> </div>			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

STATE OF WISCONSIN
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND
SURVEYORS

IN THE MATTER OF RULEMAKING	:	PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE	:	EXAMINING BOARD OF
EXAMINING BOARD OF ARCHITECTS,	:	ARCHITECTS, LANDSCAPE
LANDSCAPE ARCHITECTS,	:	ARCHITECTS, PROFESSIONAL
PROFESSIONAL ENGINEERS,	:	ENGINEERS, DESIGNERS, AND
DESIGNERS, AND PROFESSIONAL	:	PROFESSIONAL LAND SURVEYORS
LAND SURVEYORS	:	ADOPTING RULES
	:	(CLEARINGHOUSE RULE)

PROPOSED ORDER

An order of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers, and Professional Land Surveyors to repeal A-E 3.05 (6) to (9) and amend A-E 3.04 (1) and 3.05 (1) (intro.), relating to architect registration examinations.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted: Section 443.09 (4), Stats.

Statutory authority: Sections 15.08 (5) (b) and 443.02 (3), Stats.

Explanation of agency authority:

Section 15.08 (5) (b), Stats., provides an examining board “[s]hall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains...”

Section 443.02 (3), Stats., provides that “[n]o person may offer to practice architecture, landscape architecture, or professional engineering or use in connection with 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, landscape architect, or professional engineer or advertise to furnish architectural, landscape architectural, or professional engineering services unless the person has been duly registered or has in effect a permit under s. 443.10 (1) (d).”

Related statute or rule: Section 443.09 (4), Stats.

Plain language analysis:

- Section A-E 3.05 (1) (intro.) is revised to reflect that the Architect Section has adopted the Architect Registration Examination administered by the National Council of Architectural Registration Boards.

- Section A-E 3.05 (4) is revised to clarify that the authority to set the passing scores for the examination required for registration as an architect rests with the Architect Section.
- Section A-E 3.05 (6), (7), and (9) are repealed. As the Architect Section does not administer the examination required for registration as an architect, these provisions are obsolete.
- Section A-E 3.05 (8) is repealed, as it was invalidated by the repeal of s. 443.09 (6), Stats., in 2009 Wisconsin Act 350.

Summary of, and comparison with, existing or proposed federal regulation:

None.

Comparison with rules in adjacent states:

Illinois:

Rules of the Illinois Department of Financial and Professional Regulation address the examination for licensure to practice architecture in Illinois (68 Ill. Adm. Code 1150.40). The Department has adopted the Architect Registration Examination administered by the National Council of Architectural Registration Boards.

Iowa:

Rules of the Iowa Architectural Examining Board address the examination for licensure to practice architecture in Iowa (193B IAC 2.3 and 2.4). The Board has adopted the Architect Registration Examination administered by the National Council of Architectural Registration Boards.

Michigan:

Rules of the Michigan Board of Architects address the examination for licensure to practice architecture in Michigan (Mich Admin Code, R 339.15204). The Board has adopted the Architect Registration Examination administered by the National Council of Architectural Registration Boards.

Minnesota:

Rules of the Minnesota Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience, and Interior Design address the examination for licensure to practice architecture in Minnesota (Minnesota Rules, part 1800.1200). The Board has adopted the Architect Registration Examination administered by the National Council of Architectural Registration Boards.

Summary of factual data and analytical methodologies:

The A-E Board conducted a thorough review of the A-E administrative rules in preparation of their first biennial report in response to 2017 Act 108 and s. 227.29, Stats. As a result of this review, the Board identified several places in ch. A-E 3 where the rules relating to examination requirements reference obsolete requirements or repealed provisions. The Architect Section also reviewed the chapter to ensure consistency with current practices relating to examinations required for registration.

Analysis and supporting documents used to determine effect on small business or in preparation of economic impact analysis:

The proposed rules will be posted for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals.

Effect on small business:

These proposed rules do not have an economic impact on small businesses, as defined in s. 227.114 (1), Stats. The Department's Regulatory Review Coordinator may be contacted by email at Daniel.Hereth@wisconsin.gov or by calling (608) 267-2435.

Agency contact person:

Dale Kleven, Administrative Rules Coordinators, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, Wisconsin 53705-8366; telephone 608-261-4472; email at DSPSAdminRules@wisconsin.gov.

TEXT OF RULE

SECTION 1. A-E 3.04 (1) is amended to read:

A-E 3.04 (1) For the purpose of meeting experience requirements for registration as an architect, an applicant may claim certain education as equivalent to experience in architectural work, as provided in s. 443.03 (2), Stats. To qualify as equivalent to experience in architectural work, the education shall be obtained at a university, college or technical school approved by the architect section of the examining board.

SECTION 2. A-E 3.05 (1) (intro.) is amended to read:

A-E 3.05 (1) (intro.) ARCHITECT EXAMINATION REQUIRED. An applicant for registration as an architect, unless applying under s. 443.10 (1), Stats., shall successfully complete the Architect Registration Examination administered by the National Council of Architectural Registration Boards, or an equivalent examination on architectural services ~~which that~~ measures the knowledge and skills necessary to competently practice architecture. ~~The examination shall test and tests~~ the following architectural services and service elements:

SECTION 3. A-E 3.05 (6) to (9) are repealed.

SECTION 4. EFFECTIVE DATE. The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, pursuant to s. 227.22 (2) (intro.), Stats.

(END OF TEXT OF RULE)



2019 SENATE BILL 303

June 21, 2019 – Introduced by Senators KAPENGA, JOHNSON, CRAIG, KOORYENGA, LEMAHIEU, MARKLEIN, NASS, STROEBEL and L. TAYLOR, cosponsored by Representatives HORLACHER, STUBBS, GUNDRUM, KNODL, MACCO and ROHRKASTE. Referred to Committee on Public Benefits, Licensing and State-Federal Relations.

1 **AN ACT** *to repeal* 440.962 (1) (a), 440.962 (1) (b), 440.962 (1) (c), 440.962 (1) (d)
2 and 440.964; *to renumber* 440.96 (2); *to renumber and amend* 440.96 (1); *to*
3 *amend* 440.965; and *to create* 440.96 (1g), 440.96 (2m), 440.96 (3), 440.962 (1)
4 (am), 440.968 (1) (e), 440.9693 and 440.9696 of the statutes; **relating to:**
5 registration and the scope of practice of interior designers and granting
6 rule-making authority.

Analysis by the Legislative Reference Bureau

This bill makes the following changes to the registration and practice of interior designers:

1. Requires a person to pass an interior design examination administered by an organization approved by the Department of Safety and Professional Services in order to be granted an initial certificate of registration as an interior designer by DSPS. Under current law, a person must pass an interior design examination administered by a national organization that establishes standards for the interior design profession and that is recognized by DSPS or an examination conducted or approved by DSPS that is substantially similar.

2. Eliminates several requirements for obtaining an initial registration as an interior designer, including the requirement under current law to complete an interior design education program of a certain length of time and have certain amounts of practical experience in interior design.

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3. Makes various changes to the scope of interior design.

4. Requires DSPS to promulgate rules establishing specifications for interior design seals and stamps and requires a registered interior designer to impress the seal or stamp on certain documents prepared by the interior designer.

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:

1 **SECTION 1.** 440.96 (1) of the statutes is renumbered 440.96 (1r) and amended
2 to read:

3 440.96 (1r) "Interior design" means the design of interior spaces as a part of
4 an interior alteration or construction project in conformity with public health, safety
5 and welfare requirements, including the preparation of documents relating to
6 interior life safety, space planning, finish materials, furnishings, fixtures, and
7 equipment and the preparation of documents interior technical submissions relating
8 to interior construction that does not substantially affect the mechanical or
9 structural systems of a building. ~~"Interior design" does not include services that~~
10 ~~constitute the practice of architecture or the practice of professional engineering.~~

11 **SECTION 2.** 440.96 (1g) of the statutes is created to read:

12 440.96 (1g) "Interior alteration or construction project" means a project for an
13 interior space or area within a proposed or existing building or structure, including
14 construction, modification, renovation, rehabilitation, or historic preservation, that
15 involves changing or altering any of the following:

16 (a) The design function or layout of rooms.

17 (b) The state of permanent fixtures or equipment.

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1 (c) The interior space or area if the change or alteration requires verification
2 of the compliance of the interior space or area with a building code, fire code, the
3 federal Americans with Disabilities Act, or state or local regulations.

4 (d) Interior office furniture.

5 (e) Nonstructural elements of the interior space or area.

6 **SECTION 3.** 440.96 (2) of the statutes is renumbered 440.96 (4).

7 **SECTION 4.** 440.96 (2m) of the statutes is created to read:

8 440.96 (2m) “Interior life safety” means the analysis, development,
9 interpretation, review, and employment of space plans or interior components for
10 existing or proposed interior spaces to provide for compliance with a building code
11 or other law, ordinance, or rule to eliminate, reduce, or control life-threatening or
12 health-threatening situations, including to provide for egress or ingress to
13 horizontal fire exit ways leading to predetermined vertical fire exit ways.

14 **SECTION 5.** 440.96 (3) of the statutes is created to read:

15 440.96 (3) “Interior technical submission” means a design, drawing,
16 specification, study, or other technical report or calculation that establishes the scope
17 of an interior design project, including a description of standards of quality for
18 materials, skilled labor, equipment, and construction systems, and that is signed and
19 sealed by a Wisconsin registered interior designer in compliance with this
20 subchapter.

21 **SECTION 6.** 440.962 (1) (a) of the statutes is repealed.

22 **SECTION 7.** 440.962 (1) (am) of the statutes is created to read:

23 440.962 (1) (am) Passes an interior design examination approved by the
24 department that is administered by an organization approved by the department.

25 **SECTION 8.** 440.962 (1) (b) of the statutes is repealed.

SENATE BILL 303**SECTION 9**

1 **SECTION 9.** 440.962 (1) (c) of the statutes is repealed.

2 **SECTION 10.** 440.962 (1) (d) of the statutes is repealed.

3 **SECTION 11.** 440.964 of the statutes is repealed.

4 **SECTION 12.** 440.965 of the statutes is amended to read:

5 **440.965 Reciprocal registration.** The department may, upon application
6 and payment of the required fee, grant a permit certificate of registration to use the
7 title "Wisconsin registered interior designer" to a person who is not a resident of and
8 has no established place of business in this state, or who has recently become a
9 resident of this state, if the person holds an unexpired certificate of similar
10 registration issued to the person by the proper authority in any state or territory or
11 possession of the United States or in any country in which the requirements for the
12 registration of interior designers are of a standard not lower than specified in this
13 subchapter.

14 **SECTION 13.** 440.968 (1) (e) of the statutes is created to read:

15 440.968 (1) (e) Signed or impressed his or her seal upon a document not
16 prepared by him or her or knowingly permitted his or her seal to be used by another
17 person.

18 **SECTION 14.** 440.9693 of the statutes is created to read:

19 **440.9693 Seal or stamp. (1)** (a) The department shall promulgate rules
20 establishing specifications for seals and stamps used by Wisconsin registered
21 interior designers.

22 (b) No Wisconsin registered interior designer may impress his or her seal or
23 stamp upon a document unless the seal or stamp satisfies the specifications
24 established by rule under par. (a).

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1 **(2)** A Wisconsin registered interior designer who is responsible for preparing
2 an interior technical submission for delivery to any person or for a public record shall
3 date, sign, and impress his or her seal or stamp upon the interior technical
4 submission and any other related documents prepared by the Wisconsin registered
5 interior designer.

6 **(3)** No Wisconsin registered interior designer may impress his or her seal or
7 stamp upon a document that has not been prepared by the Wisconsin registered
8 interior designer or knowingly permit his or her seal or stamp to be used by any other
9 person.

10 **SECTION 15.** 440.9696 of the statutes is created to read:

11 **440.9696 Submission of documents.** **(1)** Subject to s. 440.9693 (3), a
12 Wisconsin registered interior designer may sign and seal interior technical
13 submissions that are required for an interior alteration or construction project for
14 public record.

15 **(2)** If a city, village, town, or county requires a seal or stamp on interior
16 technical submissions that are submitted for an interior alteration or construction
17 project, the city, village, town, or county shall accept interior technical submissions
18 impressed with the seal or stamp of a Wisconsin registered interior designer
19 consistent with this subchapter.

20 **SECTION 16. Initial applicability.**

21 **(1) REGISTRATION REQUIREMENTS.** The treatment of ss. 440.962 (1) (a), (am), (b),
22 (c), (d) and 440.964 first applies to an application submitted on the effective date of
23 this subsection to the department of safety and professional services for registration
24 as an interior designer.

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SECTION 17

1 **SECTION 17. Effective dates.** This act takes effect on the day after publication,
2 except as follows:

(1) SEALS AND STAMPS. The treatment of s. 440.9693 takes effect on the first day of the 7th month beginning after publication.

5 (END)