



**VIRTUAL/TELECONFERENCE
PROFESSIONAL GEOLOGIST SECTION
EXAMINING BOARD OF PROFESSIONAL GEOLOGISTS,
HYDROLOGISTS, AND SOIL SCIENTISTS
Virtual, 4822 Madison Yards Way, Madison
Contact: Brad Wojciechowski (608) 266-2112
August 9, 2023**

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

11:30 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1-3)**
- B. Approval of Minutes of February 1, 2023 (4-10)**
- C. Introductions, Announcements and Recognition
- D. Reminders: Conflicts of Interest, Scheduling Concerns
- E. Administrative Matters**
 - 1) Department, Staff and Section Updates
 - 2) Board Members – Term Expiration Dates:
 - a. Gbolo, Prosper – 7/1/2025
 - b. Nobile, Trevor W. – 7/1/2024
 - c. Williams, Stephanie – 7/1/2017
- F. Legislative and Policy Matters – Discussion and Consideration
- G. Education and Examining Matters – Discussion and Consideration
- H. Administrative Rule Matters – Discussion and Consideration (11)**
 - 1) Review of Biennial Report under s. 227.29, Wis. Stats. **(12-17)**
 - 2) GHSS 1 and 2, relating to Professional Development for Professional Geologists **(18-26)**
 - 3) Pending or Possible Rulemaking Projects **(27)**
- I. Speaking Engagements, Travel, or Public Relation Requests, and Reports – Discussion and Consideration**
 - 1) Travel Report: ASBOG Spring Council of Examinators (COE) Workshop, Greenville, SC on April 13-14, 2023

- 2) Travel Report: ASBOG Spring Council of Examinators (COE) Fieldtrip, Greenville, SC on April 15, 2023
- 3) Consider Travel: Fall Administrators Workshop, Annual Meeting and COE Workshop, Spokane, WA
 - a. October 23, 2023 – Administrator’s workshop
 - b. October 24, 2023 – Annual Meeting
 - c. October 25, 2023 – Field Trip
 - d. October 26-27, 2023 – COE Workshop

J. Association of State Boards of Geology (ASBOG) Matters – Discussion and Consideration

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

L. 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.).

M. 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

N. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

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

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

ADJOURNMENT

NEXT MEETING: 2024 (TO BE DETERMINED)

 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 virtually unless otherwise indicated. In-person meetings are typically conducted at 4822 Madison Yards Way, Madison, Wisconsin, unless an alternative location is listed on the meeting notice. In order to confirm a meeting or to request a complete copy of the board's agenda, please visit the Department website at <https://dsps.wi.gov>. 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. Requests for interpreters for the hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer, or reach the Meeting Staff by calling 608-267-7213

**VIRTUAL/TELECONFERENCE
PROFESSIONAL GEOLOGIST SECTION
EXAMINING BOARD OF PROFESSIONAL GEOLOGISTS, HYDROLOGISTS, AND
SOIL SCIENTISTS
MEETING MINUTES
AUGUST 10, 2022**

PRESENT: Prosper Gbolo, Brenda Halminiak (*via Zoom*), Trevor Nobile, Stephanie Williams

STAFF: Brad Wojciechowski, Executive Director; Whitney DeVoe, Legal Counsel; Dialah Azam, Bureau Assistant; and other Department staff.

CALL TO ORDER

Brenda Halminiak, Chairperson, called the meeting to order at 11:46 a.m. A quorum was confirmed with four (4) members present.

ADOPTION OF AGENDA

MOTION: Prosper Gbolo moved, seconded by Stephanie Williams, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF AUGUST 10, 2022

MOTION: Stephanie Williams moved, seconded by Trevor Nobile, to approve the Minutes of August 10, 2022 as published. Motion carried unanimously.

INTRODUCTIONS, ANNOUNCEMENTS AND RECOGNITION

MOTION: Stephanie Williams moved, seconded by Trevor Nobile, to recognize and thank Brenda Halminiak for her years of dedicated service to the Board and State of Wisconsin. Motion carried unanimously.

ADMINISTRATIVE MATTERS

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

Election of Officers

Chairperson

NOMINATION: Brenda Halminiak nominated Trevor Nobile for the Office of Chairperson. Trevor Nobile accepted the nomination.

Brad Wojciechowski, Executive Director, called for nominations three (3) times.

Trevor Nobile was elected as Chairperson by unanimous voice vote.

Vice Chairperson

NOMINATION: Prosper Gbolo nominated Prosper Gbolo for the Office of Vice Chairperson. Prosper Gbolo accepted the nomination.

Brad Wojciechowski, Executive Director, called for nominations three (3) times.

Prosper Gbolo was elected as Vice Chairperson by unanimous voice vote.

Secretary

NOMINATION: Stephanie Williams nominated Stephanie Williams for the Office of Secretary. Stephanie Williams accepted the nomination.

Brad Wojciechowski, Executive Director, called for nominations three (3) times.

Stephanie Williams was elected as Secretary by unanimous voice vote.

ELECTION RESULTS	
Chairperson	Trevor Nobile
Vice Chairperson	Prosper Gbolo
Secretary	Stephanie Williams

Appointment of Liaisons

LIAISON APPOINTMENTS	
Credentialing Liaison(s)	Trevor Nobile <i>Alternate:</i> Prosper Gbolo
Monitoring Liaison(s)	Trevor Nobile <i>Alternate:</i> Stephanie Williams
Professional Assistance Procedure (PAP) Liaison(s)	Stephanie Williams
Education and Examinations Liaison(s)	Trevor Nobile
Legislative Liaison(s)	Trevor Nobile
Travel Authorization Liaison(s)	Trevor Nobile
Website Liaison(s)	Prosper Gbolo

Screening Panel	Stephanie Williams <i>Alternate: Prosper Gbolo</i>
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Delegation of Authorities

Document Signature Delegations

MOTION: Prosper Gbolo moved, seconded by Stephanie Williams, 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: Brenda Halminiak moved, seconded by Stephanie Williams, 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: Prosper Gbolo moved, seconded by Stephanie Williams, 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.

Delegation to Chief Legal Counsel Due to Loss of Quorum

MOTION: Stephanie Williams moved, seconded by Prosper Gbolo, to delegate the review and authority to act on disciplinary cases to the Department's Chief Legal Counsel due to lack of/loss of quorum after two consecutive meetings. Motion carried unanimously.

Delegation to Chief Legal Counsel for Stipulated Resolutions

MOTION: Brenda Halminiak moved, seconded by Trevor Nobile, to delegate to DSPS Chief Legal Counsel the authority to act on behalf of the Section concerning stipulated resolutions providing for a surrender, suspension, or revocation of a credential, where the underlying merits involve serious and dangerous behavior, and where the signed stipulation is received between Section meetings. The Section further requests that CLC only act on such

matters when the best interests of the Section, Department and the Public are best served by acting upon the stipulated resolution at the time the signed stipulation is received versus waiting for the next Section meeting. Motion carried unanimously.

Monitoring Delegations

Delegation of Authorities for Monitoring

MOTION: Trevor Nobile moved, seconded by Stephanie Williams, to adopt the “Roles and Authorities Delegated for Monitoring” document as presented in the February 1, 2023 agenda materials on pages 17-19. Motion carried unanimously.

Delegation of Authorities for Legal Counsel to Sign Monitoring Orders

MOTION: Prosper Gbolo moved, seconded by Stephanie Williams, to delegate to Legal Counsel the authority to sign Monitoring orders that result from Section meetings on behalf of the Section Chairperson. Motion carried unanimously.

Credentialing Authority Delegations

Delegation of Authority to Credentialing Liaison

MOTION: Trevor Nobile moved, seconded by Stephanie Williams, to delegate authority to the Credentialing Liaison(s) to serve as a liaison between the Department and the Section and to act on behalf of the Section in regard to credentialing applications or questions presented to them, including the signing of documents related to applications. Motion carried unanimously.

Delegation of Authority for Predetermination Reviews

MOTION: Prosper Gbolo moved, seconded by Brenda Halminiak, to delegate authority to the Department Attorneys to make decisions regarding predetermination applications pursuant to Wis. Stat. § 111.335(4)(f). Motion carried unanimously.

Delegation of Authority for Conviction Reviews

MOTION: Brenda Halminiak moved, seconded by Trevor Nobile, to delegate authority to the Department Attorneys to review and approve applications with convictions which are not substantially related to the practice of professional geology. Motion carried unanimously.

Delegation to DSPS When Applicant’s Discipline History Has Been Previously Reviewed

MOTION: Brenda Halminiak moved, seconded by Prosper Gbolo, to delegate authority to Department staff to approve firms, partnerships, and corporation applications where Applicant's prior discipline has been approved for a previous geologists credential and there is no new discipline. Motion carried unanimously.

Delegation to DSPS When Applicant's Conviction History Has Been Previously Reviewed

MOTION: Brenda Halminiak moved, seconded by Stephanie Williams, to delegate authority to Department staff to approve firms, partnerships, and corporation applications where criminal background checks have been approved for a previous geologists credential and there is no new conviction record. Motion carried unanimously.

Delegated Authority for Application Denial Reviews

MOTION: Brenda Halminiak moved, seconded by Prosper Gbolo, to delegate authority to the Department's Attorney Supervisors 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: Trevor Nobile moved, seconded by Prosper Gbolo, 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.

MOTION: Brenda Halminiak moved, seconded by Stephanie Williams, to delegate authority to the Department to accept the voluntary surrender of a credential when there is no pending complaint or disciplinary matter with the Department pursuant to Wis. Stat. § 440.19. Motion carried unanimously.

Screening Decision Delegation

MOTION: Brenda Halminiak moved, seconded by Trevor Nobile, to authorize DSPS to contact the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving section member in that succession) when enforcement action is needed, and to authorize the Chairperson (their designee or, in the absence of the Chairperson, the highest-ranking officer or longest serving section member in that succession) to request that a screening panel be convened. Motion carried unanimously.

Education and Examination Liaison(s) Delegation

MOTION: Prosper Gbolo moved, seconded by Stephanie Williams, to delegate authority to the Education and Examination Liaison(s) to address all issues related to education and examinations. Motion carried unanimously.

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

MOTION: Prosper Gbolo moved, seconded by Trevor Nobile, to authorize the Department staff to provide national regulatory related bodies with all section member contact information that the Department retains on file. Motion carried unanimously.

Optional Renewal Notice Insert Delegation

MOTION: Brenda Halminiak moved, seconded by Stephanie Williams, to designate the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving board 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: Prosper Gbolo moved, seconded by Stephanie Williams, to delegate authority to the Legislative Liaisons to speak on behalf of the Section regarding legislative matters. Motion carried unanimously.

Travel Authorization Liaison Delegation

MOTION: Brenda Halminiak moved, seconded by Stephanie Williams, to delegate authority to the Travel Authorization Liaison to approve any section member travel to and/or participation in events germane to the Section, and to designate representatives from the Section to speak and/or act on the Section's behalf at such events. Motion carried unanimously.

Website Liaison(s) Delegation

MOTION: Stephanie Williams moved, seconded by Trevor Nobile, to authorize the Website Liaison(s) to act on behalf of the Section in working with Department staff to identify and execute website updates. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

Discussion: Scope Statement GHSS 1 and 2, Relating to Professional Development

MOTION: Brenda Halminiak moved, seconded by Stephanie Williams, to approve the Scope Statement revising GHSS 1 and 2, relating to professional development, for review by the GHSS Examining Board or its designee. Motion carried unanimously.

MOTION: Brenda Halminiak moved, seconded by Prosper Gbolo, once the scope statement revising GHSS 1 and 2, relating to professional development, is approved by GORC and the scope is implemented, the Section designates the Chairperson to work with DSPS on the preliminary rule draft. Motion carried unanimously.

SPEAKING ENGAGEMENTS, TRAVEL, OR PUBLIC RELATION REQUESTS, AND REPORTS

Consider Travel: ASBOG Spring Council of Examinators (CEO) Workshop in Greenville, SC on April 13-14, 2023

MOTION: Stephanie Williams moved, seconded by Prosper Gbolo, to designate Trevor Nobile, as the Section's delegate, to attend the ASBOG Spring Council of Examinators (CEO) Workshop on April 13-14, 2023 in Greenville, SC. Motion carried unanimously.

Consider Travel: ASBOG Spring Council of Examinators (CEO) Fieldtrip in Greenville, SC on April 15, 2023

MOTION: Brenda Halminiak moved, seconded by Stephanie Williams, to designate Trevor Nobile, as the Section's delegate, to attend the ASBOG Spring Council of Examinators (CEO) Fieldtrip on April 15, 2023 in Greenville, SC. Motion carried unanimously.


ADJOURNMENT

MOTION: Stephanie Williams moved, seconded by Brenda Halminiak, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:27 p.m.

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Dana Denny, Administrative Rules Coordinator		2) Date when request submitted: 7/28/2023 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Professional Geologist Section			
4) Meeting Date: 8/9/23	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Administrative Rule Matters – Discussion and Consideration 1. Review of Biennial Report under s. 227.29, Wis. Stats. 2. GHSS 1 and 2, relating to Professional Development for Professional Geologists 3. Pending or Possible Rulemaking Projects a. Rule Project Chart	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <Appearance Name(s)> <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if applicable: N/A	
10) Describe the issue and action that should be addressed: Attachments: <ol style="list-style-type: none"> 1. Biennial Report 2. WI Act 114 3. Preliminary Rule Draft GHSS 1 and 2, relating to Professional Development for Professional Geologists 4. GHSS Rule Projects Chart (Board Rule projects can be Viewed Here if Needed: https://dsps.wi.gov/Pages/RulesStatutes/PendingRules.aspx)			
11) Authorization			
		7/28/23	
Signature of person making this request		Date	
Supervisor (Only required for post agenda deadline items)		Date	
Executive Director signature (Indicates approval for post agenda deadline items)		Date	
Directions for including supporting documents: <ol style="list-style-type: none"> 1. This form should be saved with any other documents submitted to the Agenda Items folders. 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. 			

Trevor Nobile
Chairperson

Ann Hirekatur
Vice Chairperson

Stephanie Williams
Secretary

GHSS EXAMINING BOARD



4822 Madison Yards Way
PO Box 8366
Madison WI 53708-8366

Email: dsps@wisconsin.gov
Voice: 608-266-2112
FAX: 608-251-3032

March 6, 2023

Senator Stephen Nass, Senate Co-Chairperson
Joint Committee for Review of Administrative Rules
Room 10 South, State Capitol
Madison, WI 53702

Representative Adam Neylon, Assembly Co-Chairperson
Joint Committee for Review of Administrative Rules
Room 204 North, State Capitol
Madison, WI 53702

RE: Biennial Report Submitted in Compliance with s. 227.29 (1), Wis. Stats.

Dear Senator Nass and Representative Neylon:

This report has been prepared and submitted in compliance with the provisions under s. 227.29 (1), Wis. Stats.

I. Unauthorized rules, as defined in s. 227.26 (4) (a), Stats.:

After careful review of the Board's administrative rules, the Board has determined that no promulgated rules are unauthorized.

II. Rules for which the authority to promulgate has been restricted:

After careful review of the Board's administrative rules, the Board has determined that no promulgated rules have their authority restricted.

III. Rules that are obsolete or that have been rendered unnecessary:

After careful review of the Board's administrative rules, the Board has determined that no promulgated rules have been rendered unnecessary.

IV. Rules that are duplicative of, superseded by, or in conflict with another rule, a state statute, a federal statute or regulation, or a ruling of a court of competent jurisdiction:

After careful review of the Board's administrative rules, the Board has determined that no promulgated rules are duplicative of, superseded by or in conflict with another rule, state statute, or federal statute/regulation or a court ruling.

V. Rules that are economically burdensome:

After careful review of the Board's administrative rules, the Board has determined that no promulgated rules are economically burdensome.

VI. 2021 Report Follow up

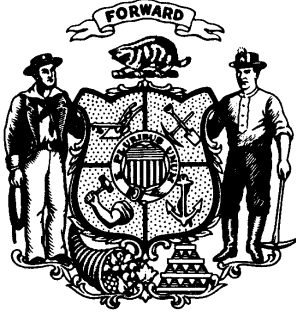
Rule	Duplicative, superseded, in conflict with a statute, regulation, or ruling.	Status of action taken to address
ss. GHSS 2.06; 3.05; and 4.05	These rule provisions are in conflict with 2013 Act 114 which prohibits credentialing boards from requiring a person to complete postsecondary education before the person is eligible to take an examination for a credential.	Scope statement 104-14 was created to address this issue and expired due to lack of quorum. The board will review these issues at upcoming meetings.

Sincerely,



Chairperson
Examining Board of Professional Geologists, Hydrologists and Soil Scientists

State of Wisconsin



2013 Senate Bill 337

Date of enactment: **December 19, 2013**
Date of publication*: **December 20, 2013**

2013 WISCONSIN ACT 114

AN ACT *to repeal* 449.05 (intro.), 451.06 (2), 452.09 (3) (e), 454.07 (3), 454.24 (3) and 456.04 (intro.); *to renumber and amend* 442.04 (4) (a), 449.05 (1m), 449.05 (2m), 451.06 (1), 456.04 (1), 456.04 (2), 456.04 (3) and 456.04 (4); *to renumber and amend* 441.04, 441.06 (1), 441.07 (1), 441.10 (1), 441.10 (3) (a), 442.04 (4) (bm), 442.04 (4) (c), 442.04 (5), 449.04 (1), 450.03 (2), 450.04 (3) (intro.), 450.04 (3) (a), 450.04 (3) (b) and 456.03; *to amend* 39.393 (1) (c), 253.10 (7), 441.15 (3) (a) (intro.), 441.16 (2), 445.045 (1) (g), 449.04 (title), 449.055 (5) and 459.26 (3); *to repeal and recreate* 441.07 (title); and *to create* 440.071, 441.07 (1c), 441.10 (3) (a) 6. and 456.03 (5) of the statutes; **relating to:** examination requirements for various professional credentials and powers of the Board of Nursing.

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

SECTION 1. 39.393 (1) (c) of the statutes is amended to read:

39.393 (1) (c) A program in this state that confers a 2nd degree that will make the person eligible to sit for examination licensure under s. 441.04 ~~441.06~~ or 441.10.

SECTION 2. 253.10 (7) of the statutes is amended to read:

253.10 (7) AFFIRMATIVE DEFENSE. No person is liable under sub. (5) or (6) or under s. 441.07 ~~(1)~~ (1g) (f), 448.02 (3) (a), or 457.26 (2) (gm) for failure under sub. (3) (c) 2. d. to provide the printed materials described in sub. (3) (d) to a woman or for failure under sub. (3) (c) 2. d., e., f., fm., or g. to describe the contents of the printed materials if the person has made a reasonably diligent effort to obtain the printed materials under sub. (3) (e) and s. 46.245 and the department and the county department under s. 46.215, 46.22, or 46.23 have not made the printed materials available at the time that the person is required to give them to the woman.

SECTION 3. 440.071 of the statutes is created to read:
440.071 No degree completion requirement to sit for examination. (1) Except as provided under sub. (2), the department or a credentialing board or other board in the department may not require a person to complete any postsecondary education or other program before the person is eligible to take an examination for a credential the department or credentialing board or other board in the department grants or issues.

(2) This section does not apply to an examination for a real estate appraiser certification under s. 458.06 or license under s. 458.08.

SECTION 4. 441.04 of the statutes is renumbered 441.06 (1) (a) and amended to read:

441.06 (1) (a) ~~Requisites for examination as a registered nurse. Any person who has graduated~~ The applicant graduates from a high school or its equivalent as determined by the board, ~~does.~~

(b) The applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335; ~~holds.~~

(c) The applicant holds a diploma of graduation from an accredited school of nursing and, if the school is

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

located outside this state, submits evidence of general and professional educational qualifications comparable to those required in this state at the time of graduation may apply to the department for licensure by the board as a registered nurse, and upon payment of:

(d) The applicant pays the fee specified under in s. 440.05 (1) shall be entitled to examination.

SECTION 5. 441.06 (1) of the statutes is renumbered 441.06 (1) (intro.) and amended to read:

441.06 (1) (intro.) An Subject to s. 441.07 (1g), the board shall grant a license as a registered nurse to an applicant for licensure as a registered nurse who complies with all of the following requirements of this subchapter and satisfactorily passes an:

(e) The applicant passes the examination shall under s. 441.05 to receive a license as a registered nurse in this state. The applicant may not take the examination before receiving a diploma under par. (c) unless the applicant obtains a certificate of approval to take the examination from the school of nursing the applicant attends and submits that certificate to the board prior to examination.

(1m) The holder of such a license as a registered nurse under the laws of another state or territory or province of Canada may be granted a license as a registered nurse in this state without examination if the holder's credentials of general and professional educational qualifications and other qualifications are comparable to those required in this state during the same period and if the board is satisfied from the holder's employment and professional record that the holder is currently competent to practice the profession. The board shall evaluate the credentials and determine the equivalency and competency in each case. The application for licensure without examination shall be accompanied by the fee prescribed in s. 440.05 (2).

SECTION 6. 441.07 (title) of the statutes is repealed and recreated to read:

441.07 (title) Disciplinary proceedings and actions.

SECTION 7. 441.07 (1) of the statutes is renumbered 441.07 (1g), and 441.07 (1g) (intro.), as renumbered, is amended to read:

441.07 (1g) (intro.) The board may, after disciplinary proceedings conducted in accordance with Subject to the rules promulgated under s. 440.03 (1), the board may deny an initial license or revoke, limit, suspend, or deny the renewal of a license of a registered nurse, a nurse-midwife, or a licensed practical nurse, may deny an initial certificate or revoke, limit, suspend, or deny the renewal of a certificate to prescribe drugs or devices granted under s. 441.16; or may reprimand a registered nurse, nurse-midwife, or licensed practical nurse, if the board finds that the person applicant or licensee committed any of the following:

SECTION 8. 441.07 (1c) of the statutes is created to read:

441.07 (1c) Subject to the rules promulgated under s. 440.03 (1), the board may conduct investigations and hearings to determine whether a person has violated this chapter or a rule promulgated under this chapter.

SECTION 9. 441.10 (1) of the statutes is renumbered 441.10 (3) (a) 1. and amended to read:

441.10 (3) (a) 1. 'Prerequisites for examination as licensed practical nurses.' ~~A person who~~ The applicant is 18 years of age or older, ~~does,~~

2. The applicant does not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, ~~has,~~

3. The applicant has completed 2 years of high school or its equivalent as determined by the board ~~and holds,~~

4. The applicant holds a diploma of graduation from an accredited school for licensed practical nurses approved by that ~~the~~ board, ~~may apply to the board for licensing as a licensed practical nurse, and, upon payment of the examination.~~

5. The applicant pays the fee specified in s. 440.05 (1), shall be entitled to take an examination.

(ag) Any school for licensed practical nurses, in order to be accredited, must offer a course of not less than 9 months.

SECTION 10. 441.10 (3) (a) of the statutes is renumbered 441.10 (3) (a) (intro.) and amended to read:

441.10 (3) (a) (intro.) ~~On complying with this subchapter relating to applicants~~ Subject to s. 441.07 (1g), the board shall grant a license as a licensed practical nurse to an applicant for licensure as licensed practical nurses, and passing an examination, the applicant shall receive a license as a licensed practical nurse. who satisfies all of the following conditions:

(ar) The holder of the a license under this subsection is a "licensed practical nurse" and may append the letters "L.P.N." to his or her name. The board may reprimand or may limit, suspend, or revoke the license of a licensed practical nurse under s. 441.07.

SECTION 11. 441.10 (3) (a) 6. of the statutes is created to read:

441.10 (3) (a) 6. The applicant passes the examination under sub. (2) for licensure as a licensed practical nurse in this state. The applicant may not take the examination before receiving a diploma under subd. 4. unless the applicant obtains a certificate of approval to take the examination from the school of nursing the applicant attends and submits that certificate to the board prior to examination.

SECTION 12. 441.15 (3) (a) (intro.) of the statutes is amended to read:

441.15 (3) (a) (intro.) The Subject to s. 441.07 (1g), the board shall grant a license to engage in the practice of nurse-midwifery to any person licensed as a registered nurse under this subchapter or in a party state, as defined in s. 441.50 (2) (j), who does all of the following:

SECTION 13. 441.16 (2) of the statutes is amended to read:

441.16 (2) ~~The Subject to s. 441.07 (1g), the~~ board shall grant a certificate to issue prescription orders to an advanced practice nurse who meets the education, training, and examination requirements established by the board for a certificate to issue prescription orders, and who pays the fee specified under s. 440.05 (1). An advanced practice nurse certified under this section may provide expedited partner therapy in the manner described in s. 448.035.

SECTION 14. 442.04 (4) (a) of the statutes, as affected by 2013 Wisconsin Act 21, is renumbered 442.04 (5) (a).

SECTION 15. 442.04 (4) (bm) of the statutes is renumbered 442.04 (5) (b) 3. and amended to read:

442.04 (5) (b) 3. ~~A person may not take the examination leading to the certificate to practice as a certified public accountant unless the~~ The person has completed at least 150 semester hours of education with an accounting concentration at an institution, and has received a bachelor's or higher degree with an accounting concentration from an institution, except as provided in par. (c).

SECTION 16. 442.04 (4) (c) of the statutes is renumbered 442.04 (5) (c) and amended to read:

442.04 (5) (c) If an applicant has a bachelor's or higher degree from an institution, and satisfies the other conditions under par. (b), but does not have an accounting concentration required in par. ~~(bm) (b) 3,~~ the examining board may review such other educational experience from an institution as the applicant presents and, if the examining board determines that such other experience provides the reasonable equivalence of an accounting concentration required in par. ~~(bm) (b) 3,~~ the examining board shall approve grant a certificate as a certified public accountant to the applicant for examination.

SECTION 17. 442.04 (5) of the statutes is renumbered 442.04 (5) (b) (intro.) and amended to read:

442.04 (5) (b) (intro.) The examining board may not grant a certificate as a certified public accountant to any person other than a person who is satisfies all of the following conditions:

1. The person is 18 years of age or older, ~~does,~~
2. The person does not have an arrest or conviction record, subject to ss. 111.321, 111.322, and 111.335, ~~and, except,~~
4. Except as provided in s. 442.05, the person has successfully passed an examination in such subjects affecting accountancy as the examining board considers necessary. ~~The examining board may not grant the certificate unless the applicant has~~

5. The person has at least one year of public accounting experience or its equivalent, the sufficiency of the experience or the equivalency to be judged by the examining board.

(d) The examining board shall ensure that evaluation procedures and examinations under this subsection are nondiscriminatory, relate directly to accountancy, and

are designed to measure only the ability to perform competently as an accountant. The examining board may use the examination service provided by the American Institute of Certified Public Accountants.

SECTION 18. 445.045 (1) (g) of the statutes is amended to read:

445.045 (1) (g) The person must have successfully passed a comprehensive examination conducted by the examining board as required by s. 445.04. ~~The examination may be taken at any time after completion of the college and mortuary school instruction and regardless of the age of the applicant.~~

SECTION 19. 449.04 (title) of the statutes is amended to read:

449.04 (title) Examination and licensure.

SECTION 20. 449.04 (1) of the statutes is renumbered 449.04 (1) (intro.) and amended to read:

449.04 (1) (intro.) Licenses The examining board may grant a license to engage in the practice of optometry shall be issued only to persons a person who pass satisfies all of the following conditions:

(c) The person passes an examination approved or conducted by the examining board. ~~An applicant who qualifies under s. 449.05 may take any examination approved or administered by the examining board upon payment of~~

(d) The person pays the fee specified in s. 440.05 (1).

SECTION 21. 449.05 (intro.) of the statutes is repealed.

SECTION 22. 449.05 (1m) of the statutes is renumbered 449.04 (1) (a).

SECTION 23. 449.05 (2m) of the statutes is renumbered 449.04 (1) (b).

SECTION 24. 449.055 (5) of the statutes is amended to read:

449.055 (5) The person satisfies the requirements under s. ~~449.05~~ 449.04 (1) (a) and (b).

SECTION 25. 450.03 (2) of the statutes is renumbered 450.03 (2) (intro.) and amended to read:

450.03 (2) (intro.) The Except as provided in s. 450.10, the board shall issue a license as a pharmacist to any person who files satisfactory proof of qualifications under s. 450.04 (3), passes does all of the following:

(c) Passes the examination under s. 450.04 ~~and pays,~~

(d) Pays the fee specified in s. 440.05 (1), ~~except as provided under s. 450.10.~~

SECTION 26. 450.04 (3) (intro.) of the statutes is renumbered 450.04 (3) and amended to read:

450.04 (3) Every candidate for examination for licensure as a pharmacist shall submit an application on a form provided by the department and pay the fee specified in s. 440.05 (1) at least 30 days before the date of examination. ~~Every candidate shall also submit proof to the board that he or she:~~

SECTION 27. 450.04 (3) (a) of the statutes is renumbered 450.03 (2) (a) and amended to read:

450.03 (2) (a) Has received a professional degree from a pharmacy program approved by the board; and,

SECTION 28. 450.04 (3) (b) of the statutes is renumbered 450.03 (2) (b) and amended to read:

450.03 (2) (b) Has completed an internship in the practice of pharmacy or has practical experience acquired in another state ~~which that~~ is comparable to that included in an internship and ~~which that~~ is approved and verified by the board or by the agency ~~which that~~ is the equivalent of the board in the state in which the practical experience was acquired.

SECTION 29. 451.06 (1) of the statutes is renumbered 451.06.

SECTION 30. 451.06 (2) of the statutes is repealed.

SECTION 31. 452.09 (3) (e) of the statutes is repealed.

SECTION 32. 454.07 (3) of the statutes is repealed.

SECTION 33. 454.24 (3) of the statutes is repealed.

SECTION 34. 456.03 of the statutes is renumbered 456.03 (intro.) and amended to read:

456.03 Licenses. (intro.) An applicant for a license as a nursing home administrator who does all of the following and has successfully complied with the any other requirements for licensure under this chapter ~~and passed the examination~~ shall be granted a license by the examining board, certifying that the applicant has met the

requirements of the laws and rules entitling the applicant to serve, act, practice, and otherwise hold himself or herself out as a duly licensed nursing home administrator;.

SECTION 35. 456.03 (5) of the statutes is created to read:

456.03 (5) Passes the examination under s. 456.05.

SECTION 36. 456.04 (intro.) of the statutes is repealed.

SECTION 37. 456.04 (1) of the statutes is renumbered 456.03 (1).

SECTION 38. 456.04 (2) of the statutes is renumbered 456.03 (2).

SECTION 39. 456.04 (3) of the statutes is renumbered 456.03 (3).

SECTION 40. 456.04 (4) of the statutes is renumbered 456.03 (4).

SECTION 41. 459.26 (3) of the statutes is amended to read:

459.26 (3) An individual is not eligible for examination unless he or she ~~has satisfied the requirements for licensure under s. 459.24 (2) (a) to (d) or (3) (a) to (d) and,~~ at least 30 days before the date of examination, submits an application for examination to the department on a form provided by the department and pays the fee specified in s. 440.05 (1).

STATEMENT OF SCOPE

EXAMINING BOARD OF PROFESSIONAL GEOLOGISTS, HYDROLOGISTS AND SOIL SCIENTISTS

Rule No.: GHSS 1 - 4

Relating to: Licensure, exams and renewals of professional geologists, hydrologists and soil scientists

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only):

N/A

2. Detailed description of the objective of the proposed rule:

The objective of the rule is to bring the rule in compliance with 2013 Act 114 and to update procedures relating to renewals and reinstatements of licenses.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

2013 Act 114 prohibits a credentialing board from requiring a person to complete postsecondary education before the person is eligible to take an examination for a credential. The proposed rule will revise the rules to indicate the licensure requirements rather than the examination requirements. This will allow the applicant to complete the licensure requirements in any order including allowing an applicant to take an examination prior to the completion of the education requirements. The requirements for licensure will stay the same.

The proposed rule will update and clarify the examination requirements including the removal of outdated and obsolete provisions. In addition, the proposed rule will update and clarify the board procedures for renewal and reinstatement.

The alternative to the rule is to not be in compliance with the new legislation and to continue to have obsolete or confusing provisions relating to exams, renewals and reinstatements in the code.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

15.08(5)(b) Each examining board shall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

470.03(1) The examining board shall do all of the following:

(a) Upon the advice of the professional geologist section, promulgate rules establishing requirements and standards for the practice of professional geology by a person who is licensed as a professional geologist under this chapter, including a code of ethics that governs the practice of professional geology.

(b) Upon the advice of the professional hydrologist section, promulgate rules establishing requirements and standards for the practice of professional hydrology by a person who is licensed as a professional hydrologist under this chapter, including a code of ethics that governs the practice of professional hydrology.

(c) Upon the advice of the professional soil scientist section, promulgate rules establishing requirements and standards for the practice of professional soil science by a person who is licensed as a professional soil scientist under this chapter, including a code of ethics that governs the practice of professional soil science.

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5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

80 hours

6. List with description of all entities that may be affected by the proposed rule:

Applicants, professional geologists, professional hydrologists and soil scientists

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:

None

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

None to minimal. It is not likely to have a significant economic impact on small businesses

Contact Person: Sharon Henes, Administrative Rules Coordinator, (608) 261-2377

Authorized Signature

Date Submitted

SECTION 1. GHSS 1.01 is amended to read:

GHSS 1.01 Purpose. The purpose of this chapter is to specify general requirements and procedures which apply to all three sections of the board. Requirements specific to professional geologists, professional hydrologists and professional soil scientists are specified in chs. GHSS 2, 3 and 4. Rules of professional conduct for all licensees are specified in ch. GHSS 5. Requirements for continuing education for professional geologists are specified in ch. GHSS 2.

SECTION 2. GHSS 1.02 is renumbered and amended to read:

- (1) “Asynchronous” means a process of learning where instructor-student interaction is delayed over time allowing the learners to participate intermittently according to their schedule, and be geographically separate from the instructor, and includes correspondence courses, e-learning, instructional television, or online courses.
- (2) “Biennium” means a 2-year period beginning August 1 of each even-numbered year.
- (3) “Board” or joint board” means the examining board of professional geologists, hydrologists and soil scientists.
- (4) “Contact hour” means 50 minutes of instruction or participation spent by the registrant in actual attendance or completion of an approved educational activity.
- (5) “Continuing education” means professional educational programs and activities on topics related to the practice or theories of practice of a professional geologist which foster the enhancement of general or specialized knowledge, values, and practice of a professional geologist.
- (6) “Course” or “activity” means any qualifying course, program or activity with a clear purpose and objective that will maintain, improve, or expand the skills and knowledge relevant to the licensee’s practice of professional geology.
- (7) “Department” means the department of safety and professional services.
- (8) “Extreme hardship” means an inability to devote sufficient hours to fulfilling the continuing education requirements during the applicable renewal period because of one of the following:
 - (a) Full-time or temporary active duty in the uniformed services of the United States of America for a period of time exceeding 120

Commented [DDD1]: Board to consider limitation on credit hours.

consecutive days during a biennium, where the duty restricts participation in a continuing education program.

- (b) An incapacitating medical illness or disability documented by a statement from a licensed health care provider which shows that participation in the active practice of professional geology and a continuing education program was not possible.
 - (c) A physical inability to travel to the sites of approved programs documented by a licensed physician.
 - (d) A retirement from the occupation of professional geology whereby the renewal applicant no longer receives remuneration from providing professional geologic services.
 - (e) Any other extenuating circumstances.
- (9) “Licensee” means a person licensed as a professional geologist, professional hydrologist, or professional soil scientist.
- (10) “Professional organization or society” means an organization or society that seeks to further the practice of professional geology, and the interests of licensees engaged in that profession.
- (11) “Section of the board” means either the professional geologist section, the professional hydrologist section or the professional soil scientist section.
- (11) “Synchronous” means a process of learning where the student and instructor interact simultaneously in real-time, including traditional classroom events, computer conferencing, interactive video conferences or online communications where participants are logged on at the same time and communicate directly with each other.

SECTION 3. GHSS 1.05(3) is created to read:

(3) Except for as specified in s. 470.07, Stats., professional geologists shall comply with the continuing education requirements specified in ch. GHSS 2.

SECTION 4. Chapter GHSS 2 title is amended to read:

Chapter GHSS 2

PROFESSIONAL GEOLOGIST LICENSE-LICENSURE AND CONTINUING EDUCATION

Section 5. GHSS 2.01 is amended to read:

GHSS 2.01 GHSS 2.01 Authority and purpose. This chapter is adopted under authority in ss. 15.08 (5) (b), 227.11 (2), 470.03 (1) (a), ~~470.03 (2)~~, and 470.04, and ~~470.07~~ Stats. The purpose of this chapter is to interpret basic education, experience and

examination requirements for licensure as a professional geologist as specified in ss. 470.04 and 470.05, Stats and to govern biennial continuing education of professional geologists.

SECTION 6. GHSS 2.08, 2.09, 2.10, 2.11, 2.12, 2.13, 2.14, 2.15, and 2.16 are created to read:

GHSS 2.08 Continuing education requirements. (1) Beginning with the **August 2026** biennial license renewal period, unless granted a waiver under **s. XXX**, every licensee shall complete at least 24 hours of qualified contact hours, pertinent to the practice of professional geology which may include scientific, technical, ethical or relevant managerial content.

(a) Between the initial license and the first renewal period, a new licensee shall not be required to comply with the continuing education requirements for the first renewal period.

(b) During each biennial renewal period, each licensee shall complete a minimum of 4 continuing education in each of the following categories:

1. Programs, courses or activities in which the licensee practices.
2. Programs, courses or activities in the area of professional conduct and ethics including in the area of Wisconsin statutes and rules that regulate professional geologists.
3. Programs, courses or activities in the area of related sciences.

(2) Qualified continuing education programs and activities offered by acceptable sponsors or providers where continuing education credit may be obtained include any of the following:

(a) Successful completion of geology-related courses, presented by correspondence, internet, television, video or audio, ending with examination or other verification processes may earn a varying number of contact hours depending on the course provider.

(b) Successful completion of a college or university course in the area of geology, related sciences or ethics. One semester credit hour of course work is equivalent to 15 contact hours and one quarter credit hour of course work is equivalent to 13.5 contact hours.

(c) Successful completion of professional geology coursework or programs offering contact hours on geologic topics.

Commented [DDD2]: Does the Board want all of these included, or an edit of this list?

(d) Active participation and successful completion of professional geology programs, seminars, tutorials, workshops, short courses or in-house courses.

(e) Attending program presentations at related technical or professional meetings at which at least 50 minutes is spent discussing professional geology issues or attending a lecture on geology-related issues, or both. Each qualified meeting will be awarded one contact hour.

(f) Teaching or instructing courses or programs on a professional geology topic. Teaching credit is counted for teaching a course or seminar for the first time only and does not apply to faculty in the performance of their regularly assigned duties. Two contact hours will be awarded for every 50 minutes of teaching or presentation.

(g) Authoring professional geology related papers, articles, geographical maps that appear in circulated journals or trade magazines or in published geology textbooks. Credit is earned in the biennium of publication. A maximum of 16 contact hours per renewal shall be awarded for this activity.

(4) Field trips organized and run by professional and/or technical societies or in conjunction with meetings, conventions, or conferences shall be awarded one contact hour for each hour of duration, up to 8 contact hours per day.

(5) Continuing education requirements shall be completed within the preceding biennium and certified at the time of renewal under GHSS 2.XX.

GHSS 2.09 Exemption for retired credential status. Notwithstanding s. GHSS X.XX, the continuing education requirements under this chapter do not apply to the renewal of a credentialed classified as retired under s. GHSS X.XX (1) or (2).

GHSS 2.10 Compliance. (1) Continuing education shall be completed within the preceding biennium. Continuing education hours earned in excess of the minimum requirements for renewal of a license may be carried forward to the next renewal period but is limited to a maximum of 12 contact hours.

(2) A licensee who fails to meet the continuing education requirements by the renewal date, as specified in s. 470.07., Stats., may not engage in the practice of professional geology until the license is renewed based upon proof of compliance with the continuing education requirements.

GHSS 2.11 Standards for approval.

(1) To be approved for credit, a continuing education program shall meet all of the following criteria:

Commented [DDD3]: Would the Board like to see more or less carryover hours?

(a) The program includes instruction in an organized method of learning contributing directly to the professional competency of the licensee and pertains to subject matters which integrally relate to the practice of the profession.

(b) The program is conducted by individuals who have specialized education, training or experience and are considered qualified concerning the subject matter of the program.

(c) The program provides proof of attendance or certificate of completion, which may include course completion examination, by the licensees and fulfills pre-established goals and objectives.

(2) The section may approve sponsors or providers for continuing education programs and activities including the following:

(a) Courses sponsored by a member society of the American Geological Institute (AGI).

(b) Accredited colleges, universities or other educational institutions and schools of higher education.

(c) Other technical or professional societies or similar organizations devoted to geologic sciences and education.

(3) The section or its designee may make recommendations as to approval of courses, credit, contact hour value for courses and other methods of earning credit.

(4) Credit for college or technical school courses approved by a section shall be based upon course credit established by the college or technical school.

GHSS 2.12 Certificate of completion, proof of attendance.

(1) Each licensee shall certify on the renewal application full compliance with the continuing education requirements set forth in this chapter.

(2) The section may conduct a random audit of its licensees on a biennial basis for compliance with these requirements. It is the responsibility of each licensee to retain or otherwise produce evidence of compliance.

(3) The section may require additional evidence demonstrating compliance with the continuing education requirements, including a certificate of attendance or documentation of completion or credit for the courses completed.

(4) If there appears to be a lack of compliance with the continuing education requirements, the section shall notify a licensee in writing and request submission of evidence of compliance within 30 days of the notice.

(5) The section may require a licensee to appear for an interview to address any deficiency or lack of compliance with the continuing education requirements.

(6) If a licensee has failed to comply with the continuing education requirements, the licensee may request an extension of time from the section to acquire additional hours to satisfy the requirements.

Commented [DDD4]: What are the Board's thoughts on this? It provides more leeway than other sections allow.

GHSS 2.13 Recordkeeping. It shall be the responsibility of the licensee to maintain records of continuing education hours for at least 2 biennia from the date the certificate or statement of attendance is signed. A minimum of at least one contact hour is required for recordkeeping purposes, with increments of one-quarter contact hour allowed thereafter. The recordkeeping shall include all of the following:

- (1) The name and address of the sponsor or provider.
- (2) The title of the program or activity and a brief statement of the subject matter.
- (3) Printed program schedules, registration confirmations or receipts, certificates of attendance or completion, examination scores, or other proof of participation.
- (4) The number of hours attended by program or activity and the date and place of the program or activity.

GHSS 2.14 Waiver of continuing education. (1) A licensee may apply to the section for a postponement or waiver of the requirements of this chapter on grounds of prolonged illness or disability, or on other grounds constituting extreme hardship. The section shall consider each application individually on its merits, and the section may grant a postponement, partial waiver or total waiver as deemed appropriate in the circumstances.

(2) A renewal applicant seeking renewal of license without having fully complied with the continuing education requirements shall file a renewal application along with the required fee, and a statement setting forth the facts concerning non-compliance and requesting a waiver of the requirements. The request for waiver shall be made prior to the renewal date. Extreme hardship shall be determined on an individual basis by the geologist section. If the geologist section finds from the affidavit or any other evidence submitted that extreme hardship has been shown, the geologist section shall waive enforcement of the continuing education requirements for the applicable renewal period.

(3) A renewal applicant who requests a waiver of the continuing education requirements for extreme hardship shall file a renewal application along with the required registration fee and submit an affidavit which describes the circumstances of the hardship and provide any supporting documentation. The request for a waiver shall be submitted prior to the renewal date.

(4) A licensee who receives a waiver for continuing education on the basis of extreme hardship due to an incapacitating disability, medical illness, active military duty or other extenuating circumstance may be required to complete continuing education upon his or her return to the active practice of professional geology as determined necessary by the section to ensure the ability of the licensee to practice professional geology in a safe and competent manner.

GHSS 2.15 Late renewal. Continuing education hours shall apply only to the biennium in which the hours are acquired. A licensee who applies for renewal after the renewal date specified in s. 440.08 (2) (a) Stats., shall submit proof to the section that the licensee has completed at least 24 continuing education hours during the 2 years immediately preceding the date of application for renewal and meet the requirements for late renewal specified in s. 440.08 (2) (a), Stats. Continuing education hours submitted to

Commented [DDD5]: Board consideration of whether to differentiate between renewal before 5 years and after.

satisfy this requirement for late renewal shall not be used to satisfy continuing education requirements for a subsequent renewal.

GHSS 2.16 Reciprocity. An applicant for licensure from another state or jurisdiction who applies for license to practice as a professional geologist shall, in addition to the information required under **s. XX** submit proof of completion of continuing education obtained in another jurisdiction within the 2 years prior to application.

DRAFT

Joint Examining Board of Professional Geologists, Hydrologists and Soil Scientists
Rule Projects (updated 7/28/23)

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause/ Summary	Current Stage	Next Step
	043-23	12/26/25	GHSS 1 and 2	Professional Development - Geologists. Review and update rules governing continuing education and professional development for professional geologists.	Rule Drafting.	Board Review and Posting for EIA Comments and Submission to Clearinghouse.
			GHSS 1 and 3	Professional Development - Hydrologists. Review and update rules governing continuing education and professional development for professional hydrologists.	Waiting for GORC Scope Statement approval.	Rule Drafting.