



Tony Evers

Office of the Governor | State of Wisconsin

Emergency Order #22
Related to Certain Timelines Established by the
Department of Safety and Professional Services

WHEREAS, on March 12, 2020, Governor Tony Evers declared a public health emergency to direct all resources needed to respond to and contain COVID-19 in Wisconsin;

WHEREAS, on March 13, 2020, President Donald Trump proclaimed a National Emergency concerning COVID-19;

WHEREAS, on March 24, 2020, Governor Tony Evers issued a safer at home order ordering a number of measures designed to limit physical contact between people in order to slow the spread of COVID-19;

WHEREAS, the spread of COVID-19 has impacted workforce availability, and social distancing has made compliance with some administrative deadlines temporarily impractical;

WHEREAS, responses to COVID-19 have to be prioritized; and

WHEREAS, social distancing favors the allowance of temporary practices designed to limit face-to-face contact.

NOW THEREFORE, under the authority of Wis. Stat. § 323.12(4) and the public health emergency declared in Executive Order #72, I, Governor Tony Evers, order the suspension of the following Department of Safety and Professional Services (Department) administrative rule and order a companion directive as follows:

1. Administrative Rule Suspensions and Orders

Admin. Rule: Wis. Admin. Code § PT 5.01(2)(b)
Description of Rule: Supervision of physician therapist assistants.
Status: Suspended in part as follows: “Have ~~direct face to face~~ contact with the physical therapist assistant at least every 14 calendar days, ~~unless the board approves another type of contact.~~”

Admin. Rule: Wis. Admin. Code § PT 5.01(2)(h)
Description of Rule: Supervision of physician therapist assistants.
Status: Suspended in part as follows: “Provide ~~on-site~~ assessment and reevaluation of each patient’s treatment at a minimum of one time per calendar month or every tenth treatment day, whichever is sooner, and adjust the treatment plan as appropriate.”

Admin. Rule: Wis. Admin. Code § SPS 320.09(11)
Description of Rule: Time requirements for approving a uniform building permit for one- and two-family dwellings.
Status: Suspended in part and ordered as follows: “Action to approve or deny a uniform building permit application shall be completed within ~~10 business days of~~ a reasonable amount of time after receipt of all forms, fees, plans and documents required to process the application, and completion of other local prerequisite permitting requirements.”

Admin. Rule: Wis. Admin. Code § SPS 361.41(1)(a)
Description of Rule: Time requirements for on-site inspection of public buildings and places of employment.
Status: Suspended in part and ordered as follows: “When required, on-site inspections shall be conducted within ~~5 business days~~ a reasonable amount of time following a request by the applicant or an authorized representative.”

Admin. Rule: Wis. Admin. Code § SPS 361.41(3)
Description of Rule: Time requirements for inspections of mausoleums.
Status: Suspended in part and ordered as follows: “Within ~~30 days~~ a reasonable amount of time after receiving written notice from a cemetery authority that the construction or conversion of a mausoleum has been completed, the department or authorized representative shall inspect the mausoleum and provide written notification of violations. Except as provided in s. 157.12 (2) (b), Stats., mausoleum spaces may not be sold prior to approval by the department or its authorized representative.”

Admin. Rule: Wis. Admin. Code § SPS 318.1011(2)(b)
Description of Rule: Time requirements for issuance of a permit for elevators, escalators, and lift devices.
Status: Suspended in part and ordered as follows: “The issuance of a permit to operate by the department or agent municipality shall occur within ~~10 business days~~ a reasonable amount of time of completing and filing the inspection report.”

Admin. Rule: Wis. Admin. Code § SPS 327.10(6)
Description of Rule: Time requirements for approving or denying a camp unit building permit.
Status: Suspended in part and ordered as follows: “Action to approve or deny a camping unit building permit application shall be completed within ~~10 business days~~ a reasonable amount of time of receipt of the application, fees, and supplementary information required to process the application.”

Admin. Rule: Wis. Admin. Code § SPS 316.013(3)(c)1.
Description of Rule: Inspection of installation and use of electricity.
Status: Companion order in effect.

Companion Order:	A master electrician may issue an affidavit to the utility company in lieu of an inspection under this subsection.
Admin. Rule:	Wis. Admin. Code § SPS 361.30
Description of Rule:	Buildings exempt from plan submittal and review requirements
Status:	Wis. Admin. Code § SPS 361.30(1)(b) is expanded to include buildings of critical need necessary for providing medical care in response to the public health emergency.
Admin. Rule:	Wis. Admin. Code § SPS 314.01(13)(b)3.
Description of Rule:	Fire prevention inspections.
Status:	Suspended with companion order.
Companion Order:	Any postponed inspections must be made up and prioritized after conclusion of the public health emergency.
Admin. Rule:	Wis. Admin. Code § SPS 314.01(13)(c)
Description of Rule:	Public fire education training.
Status:	Suspended with companion order.
Companion Order:	Public fire education services may be postponed during the public health emergency. Fire Departments should continue to provide online and telephone Fire Prevention Services, Support, and Resources, if available.
Admin. Rule:	Wis. Admin. Code § SPS 314.01(14)(c)
Description of Rule:	Self-certification for fire department dues.
Status:	Suspended with companion order.
Companion Order:	Self-certifications for 2019 may be received until June 1, 2020.
Admin. Rules:	Wis. Admin. Code §§ SPS 318.1007(2), 361.31, 382.20(4), 383.22(2)
Description of Rules:	Paper plan submission.
Status:	Suspended as to form of submission. Electronic submission of plans in lieu of paper submission is required.
Companion Order:	Any section mandating submission of multiple copies of paper plans for Fire Alarm, Fire Suppression, Commercial Buildings, Commercial Building Products, and Elevators, Petitions for Variances for Fire Alarm, Fire Suppression, Commercial Building, Commercial Building Products, and Elevators can be submitted to DSPSSBPlanSchedule@Wisconsin.gov . Submissions for Plumbing, Plumbing products, Swimming Pools, Electrical, Gas Systems, Cross Connections, Mines, Amusement Rides, and POWTS, Petitions for Variances for Plumbing, Plumbing Products, Swimming Pools, Electrical, Gas Systems, Mines, Amusement Rides, and POWTS can be submitted via the electronic safety and licensing app https://esla.wi.gov/PortalCommunityLogin
Admin. Rules:	Wis. Admin. Code § Accy 2.304
Description of Rules:	Candidates for certified public accountant certifications.
Status:	Suspended in part and ordered as follows: “Candidates for examination. (1) A candidate shall be allowed to sit for each section of the uniform certified public accountant examination

individually. (2) A candidate shall retain credit for any section passed for ~~18 months~~ 24 months. A candidate may not retake a failed section within the same calendar quarter. (3) A candidate must pass all sections of the uniform certified public accountant examination within a rolling ~~18 month~~ 24 month period that begins on the date that the first section is passed. (4) If any section of the uniform certified public accountant examination is not passed within the rolling ~~18 month~~ 24 month, credit for any section passed outside the ~~18 month~~ 24 month period shall expire and that section shall be retaken.”

2. The Department shall continue prioritizing any licensing, inspection, or permitting needs related to directly responding to the public health crisis.
3. If any provision of this Order or its application to any person or circumstance is held to be invalid, then the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
4. This Order is effective immediately and shall remain in effect for the duration of the public health emergency as declared in Executive Order #72.



4/9/2020

Tony Evers
Governor
State of Wisconsin

Date