Wisconsin
DSPS / WBIA Industry Days - 2016

Department of Safety & Professional Services
Industry Services Division
.... Boiler & Elevator Safety .... Programs

Kim Schmitt, Section Chief
262-524-3950
kim.schmitt@wi.gov
141 NW Barstow St
Waukesha WI 53188
Department of Safety and Professional Services

Secretary Ross joined Governor Scott Walker’s cabinet as the Secretary of the Department of Safety and Professional Services (DSPS) in January 2011. DSPS licenses more than 200 professional fields and houses nearly 100 boards and councils. The Department also protects the safety, health, and welfare of Wisconsin’s residents.

Secretary David Ross
Department of Safety and Professional Services

Industry Services Division - Administrator
1400 E. Washington Ave.
Madison WI 53703

Administrator, Kirsten Reader
(608) 267-9152
Rulemaking
Rulemaking
Submit Items for Consideration

Please use this form to submit an item for consideration at a board or council meeting. Please visit our Board and Council Listing page for information on professions regulated by each board. You may be asked to appear at the meeting to present and explain your request. Before submitting your request, please consult your Profession Specific Codebook which will contain the answer to most questions. Please note, neither the Department nor the Boards can respond to the following issues: potential or ongoing litigation, billing, business advice, employer/employee disputes, legal opinions, and questions involving professional judgment or discretion.

**Fill out this form**

- **Board:** -- select a board --
- **First Name:**
- **Last Name:**
- **Association/Organization:**
- **Address Line 1:**
- **Address Line 2:**
- **City:**
- **State:** Wisconsin
- **Zip:**
- **Phone Number:**
- **Email:**
- **Subject:**
- **Message:**
Code Update Process

• Advisory committee needs to be assembled.
  – Members may need to be from specific group, ie. Inspectors, Contractors, A/E or material suppliers. Goal of a balanced committee of stakeholders.

• Committee review of new standard(s)
  – Typically monthly meetings to review sections and chapters of the standards. Several codes reference multiple standards. IBC has numerous secondary references that need review.

• Statutory rulemaking process 12-18 months.

• Publication and implementation date maybe delayed for seasonal reasons.
Rulemaking Process

1. Identify rule-making project
2. Prepare the Notice of Rule-making (Scope Statement may be limited and attached) submit to OES, Admin Assistants.
3. Draft Administrative overview meeting with Secretary’s Office and Chief Legal Counsel.
4. If Scope Statement is not drafted and attached to Notice of Rule-making, draft Scope Statement.
5. Submit Scope Statement to rule-making authority for endorsement for publication.
6. Submit Scope Statement to Governor’s Office of Regulatory Compliance.
7. Submit Scope Statement to the Legislative Reference Bureau for publication in the Administrative Register after Governor’s approval.
8. No sooner than 10 days after publication, the rule-making authority approves the Scope Statement.
9. Public Hearing Draft is filed with the Legislative Bureau. The clearance has 30 business day review period.
10. File EIA with the Chief Clerk of each house of the legislature.
11. If NEPA is greater than $10 million, require environmental assessment (EIA) to Dept. of Administrative.
12. If the rule may have any economic impact on small business, submit the Public Hearing Draft to the NEPA.
13. Submit the Legislative Report and final rule draft to the Governor’s Office of Regulatory Compliance.
15. If required, prepare final Regulatory Flexibility Analysis.
16. Review and respond to Legislative Report and Public Comments.
17. Review and respond to Legislative Report and Public Comments.
18. Rule is published in Administrative Register.
19. Rule effective 1st day of month after publication or designated date.
Rulemaking Packages (Completed)

- SPS 305 - Credentialing, Updates for Statute changes.
- SPS 314 - Fire Prevention, adoption of 2012 NFPA 1
- SPS 320-325 Uniform Dwelling Code Updates, Wall Bracing and Deck packages
- SPS 321 Manufactured Homes – Ground Anchors
- SPS 326 – Manufactured Housing, Complete update.
- SPS 332 Public Employee Safety, Update to 2010 OSHA Standards
- SPS 333 Rope and Ski, Update to 2011 ANSI B77.1.
- SPS 341 – Boilers, Update to 2010 ASME
- SPS 384 – Emergency Rule on water treatment devices
Rulemaking Projects (In Progress)

• SPS 305 Certification to Inspect Fire Detection, Prevention and Suppression Devices (Emergency Rule in Effect)
• SPS 316 2017 NEC adoption
• SPS 330 Fire Department Health and Safety Update
• SPS 360-366 - Commercial Building Code,
  – Update to 2015 ICC Suite (IBC, IMC, IEBC, IEEC, IFGC)
• SPS 381-387 POWTS and Wisconsin Fund review and update
Rulemaking projects (On deck)

• SPS 307, 308 Explosives, Fireworks, Mines, Pits and Quarries - Updates
• SPS 320 Electronic Notification of Inspection Results
• SPS 321 Natural Light in Rooms over Garages
• SPS 322 Crawl Space Ventilation
• SPS 327 Camping Units
• SPS 360 Erosion Control, Update Package
• SPS 381-387 and 390 Plumbing, Update
• SPS 390 Swimming Pools
Additional Rulemaking

• Additional rulemaking that DSPS is responsible for includes:

• A/E, Chiropractic, Cosmetology, Dentistry, Medical Examining, Nursing, Optometry, Pharmacy, Psychology, Real Estate and other Boards and Councils.
Questions !