



**HYBRID (IN-PERSON/VIRTUAL)
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND
SOCIAL WORK EXAMINING BOARD**

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

Contact: Brad Wojciechowski (608) 266-2112

July 18, 2023

The following agenda describes the issues that the Board 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 description of the actions of the Board. Be advised that board members may attend meetings designated as “Hybrid” in-person or virtually.

AGENDA

10:30 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda**
- B. Approval of Minutes of May 16, 2023 (4-6)**
- C. Reminders: Scheduling Concerns
- D. Introductions, Announcements, and Recognition
- E. 10:30 A.M. Public Hearing – Clearinghouse Rule 23-034 MPSW 1, relating to Substance Use Disorder Practice for Advanced Practice Social Workers and Independent Social Workers (7-16)**
 - 1) Review Public Hearing comments and Clearinghouse Report
- F. Administrative Matters – Discussion and Consideration**
 - 1) Department, Staff and Board Updates
 - 2) 2023 Meeting Dates
 - 3) Board Member – Term Expiration Date
 - a. Adell, Cynthia C. – 7/1/2027
 - b. Erickson, Terrance C. – 7/1/2025
 - c. Hansen, Shawna R. – 7/1/2026
 - d. Lee Yang, Sheng B. – 7/1/2027
 - e. Luster, Marietta S. – 7/1/2025
 - f. Marsh, Lindsey E. – 7/1/2024
 - g. Scheidegger, Tammy H. – 7/1/2020
 - h. Simon, Andrea L. – 7/1/2027
 - i. Strait, Tim – 7/1/2025
 - j. Stumbras, Patrick J. – 7/1/2025
 - k. Webster, Christopher J. – 7/1/2027

G. Legislative and Policy Matters – Discussion and Consideration (17-114)

- 1) 2023 Wisconsin AB 135 / 2023 Wisconsin SB 135 (18-20)
- 2) 2023 Wisconsin AB 144 / 2023 Wisconsin SB 158 (21-26)
- 3) 2023 Wisconsin AB 204 / 2023 Wisconsin SB 193 (27-108)
- 4) 2023 Wisconsin SB 160 (109-112)
- 5) 2023 Wisconsin AB 203 / 2023 Wisconsin SB 192 (113-114)

H. Administrative Rule Matters – Discussion and Consideration (115-145)

- 1) Preliminary Rule Draft: MPSW 1 to 20 relating to telehealth (116-140)
- 2) Discussion: MPSW 19 Continuing Education (141-144)
- 3) Pending or Possible Rulemaking Projects (145)

I. Section Reports – Discussion and Consideration

J. 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) Administrative Rule Matters
- 10) Legislative and Policy Matters
- 11) Liaison Reports
- 12) Public Health Emergencies
- 13) Board Liaison Training and Appointment of Mentors
- 14) Informational Items
- 15) Division of Legal Services and Compliance (DLSC) Matters
- 16) Motions
- 17) Petitions
- 18) Appearances from Requests Received or Renewed
- 19) Speaking Engagements, Travel, or Public Relation Requests, and Reports

K. Public Comments

ADJOURNMENT

NEXT MEETING: OCTOBER 17, 2023

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://dps.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
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL COUNSELING, AND
SOCIAL WORK EXAMINING BOARD
MEETING MINUTES
MAY 16, 2023**

PRESENT: Shawna Hansen, Sheng Lee Yang, Marietta Luster, Lindsey Marsh (*arrived at 9:03 a.m.*), Tammy Scheidegger, Andrea Simon, Tim Strait, Patrick Stumbras, Christopher Webster

EXCUSED: Cynthia Adell, Terrance Erickson

STAFF: Brad Wojciechowski, Executive Director; Whitney DeVoe, Legal Counsel; Sofia Anderson, Administrative Rules Coordinator; Dialah Azam, Acting Bureau Assistant; and other DSPS Staff

CALL TO ORDER

Tammy Scheidegger, Chairperson, called the meeting to order at 9: 01 a.m. A quorum was confirmed with eight (8) members present.

ADOPTION OF AGENDA

MOTION: Sheng Lee Yang moved, seconded by Tim Strait, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF OCTOBER 18, 2022

MOTION: Andrea Simon moved, seconded by Sheng Lee Yang, to approve the Minutes of October 18, 2022 as published. Motion carried unanimously.

(Lindsey Marsh arrived at 9:03 a.m.)

INTRODUCTIONS, ANNOUNCEMENTS, RECOGNITION

Recognition of Cynthia Brown, Professional Counselor Public Member (Resigned: 12/19/2022)

MOTION: Andrea Simon moved, seconded by Tammy Scheidegger, to recognize and thank Cynthia Brown for her years of dedicated service to the Board and State of Wisconsin. Motion carried unanimously.

ADMINISTRATIVE MATTERS

Election of Officers

Chairperson

NOMINATION: Tammy Scheidegger nominated Sheng Lee Yang for the Office of Chairperson. Sheng Lee Yang accepted the nomination.

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

Sheng Lee Yang was elected as Chairperson by unanimous voice vote.

Vice Chairperson

NOMINATION: Lindsey Marsh nominated Patrick Stumbras for the Office of Vice Chairperson. Patrick Stumbras accepted the nomination.

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

Patrick Stumbras was elected as Vice Chairperson by unanimous voice vote.

Secretary

NOMINATION: Andrea Simon nominated Tim Strait for the Office of Secretary. Tim Strait accepted the nomination.

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

Tim Strait was elected as Secretary by unanimous voice vote.

ELECTION RESULTS	
Chairperson	Sheng Lee Yang
Vice Chairperson	Patrick Stumbras
Secretary	Tim Strait

Appointment of Liaisons and Alternates

LIAISON APPOINTMENTS	
Substance Abuse Disorder Specialty Liaison	Tammy Scheidegger <i>Alternate: Andrea Simon</i>

Delegation of Authorities

Document Signature Delegations

MOTION: Tammy Scheidegger moved, seconded by Sheng Lee Yang, to delegate authority to the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to sign documents on behalf of the Board in order to carry out its duties. Motion carried unanimously.

MOTION: Andrea Simon moved, seconded by Patrick Stumbras, in order to carry out duties of the Board, the Chairperson (or in absence of the Chairperson, the

highest-ranking officer or longest serving board 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 Board hereby delegate to the Executive Director or DPD Division Administrator, the authority to sign on behalf of a board member as necessary. Motion carried unanimously.

Delegated Authority for Urgent Matters

MOTION: Sheng Lee Yang moved, seconded by Marietta Luster, that in order to facilitate the completion of urgent matters between meetings, the Board delegates its authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession), to appoint liaisons to the Department to act in urgent matters. Motion carried unanimously.

Substance Abuse Disorder Specialty Liaison(s) Delegation

MOTION: Sheng Lee Yang moved, seconded by Tim Strait, to delegate authority to the Substance Abuse Disorder Specialty Liaison(s) to address all issues pertaining to specialty designations. Motion carried unanimously.

ADMINISTRATIVE RULES MATTERS

Preliminary Rule Draft: MPSW 1, Relating to Substance Use Disorder Practice for APSW and ISW

MOTION: Sheng Lee Yang moved, seconded by Marietta Luster, to approve the preliminary rule draft of rule MPSW 1, relating to substance use disorder practice for APSW and ISW, for posting for economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

Preliminary Rule Draft: MPSW 1 to 20, Relating to Telehealth

MOTION: Tim Strait moved, seconded by Sheng Lee Yang, to authorize Sheng Lee Yang (SOC), Lindsey Marsh (MFT), and Andrea Simon (PC) to work with DSPTS staff in the preliminary rule draft of rule MPSW 1 to 20, relating to telehealth, and to approve the draft for posting of economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

MOTION: Andrea Simon moved, seconded by Marietta Luster, to authorize the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to work with DSPTS staff in the preliminary rule draft of rule MPSW 1 to 20, relating to telehealth, and to approve the draft for posting of economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

Discussion: 2023 Biennial Report Issues

MOTION: Sheng Lee Yang moved, seconded by Andrea Simon, to designate the Chairperson to approve a Scope Statement relating to the 2023 biennial report issues once approved by the Social Work Section, for submission to the Department of Administration and Governor's Office and for publication. Additionally, the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. If the Board is directed to hold a preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

ADJOURNMENT

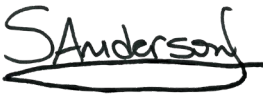
MOTION: Sheng Lee Yang moved, seconded by Andrea Simon, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:46 a.m.

DRAFT

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Sofia Anderson, Administrative Rules Coordinator		2) Date when request submitted: 07/06/2023 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>	
3) Name of Board, Committee, Council, Sections: Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board			
4) Meeting Date: July 18, 2022	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? 10:30 A.M. Public Hearing – Clearinghouse Rule 23-034 MPSW 1, relating to Substance Use Disorder Practice for Advanced Practice Social Workers and Independent Social Workers 1. Review Public Hearing comments and Clearinghouse Report.	
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 <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required: N/A	
10) Describe the issue and action that should be addressed: The Board will hold a Public Hearing on this rule as required by the rulemaking process.			
11) Authorization <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;">  <hr/> Signature of person making this request </div> <div style="text-align: center;"> 07/06/2023 <hr/> Date </div> </div> <div style="margin-top: 10px;"> <hr/> Supervisor (if required) Date <hr/> Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date </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.			

Notice of Hearing

The Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board announces that it will hold a public hearing on a permanent rule for MPSW 1, relating to substance use disorder practice for Advanced Practice Social Workers and Independent Social Workers at the time and place shown below.

Hearing Information

Date: July 18, 2023

Time: 10:30 AM

Location: The hearing will be virtual and in-person.
In-person — Hills Farm State Office Building, Rooms N208
4822 Madison Yards Way, Madison, Wisconsin.

Virtual — Connection information will be posted in advance of the hearing at the following webpage:

<https://dsps.wi.gov/Pages/BoardsCouncils/MPSW/Default.aspx>

Appearances at the Hearing and Submittal of Written Comments

The rule may be reviewed, and comments made at
https://docs.legis.wisconsin.gov/code/scope_statements/comment

Comments may be submitted to Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, P.O. Box 8366, Madison Wisconsin 53708-8366 or by email to DSPSAdminRules@wisconsin.gov

Comments must be received at or before the hearing to be included in the record of rule-making proceedings.

Initial Regulatory Flexibility Analysis

The proposed rule will not have an effect on small businesses, as defined under s. 227.114 (1).

Agency Small Business Regulatory Coordinator

The Department's Regulatory Review Coordinator may be contacted by email at Jennifer.Garrett@wisconsin.gov, or by phone at (608) 266-2112.

STATE OF WISCONSIN
MARRIAGE AND FAMILY THERAPY, PROFESSIONAL
COUNSELING, AND SOCIAL WORK EXAMINING BOARD

IN THE MATTER OF RULE-MAKING : PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE : MARRIAGE AND FAMILY THERAPY,
MARRIAGE AND FAMILY THERAPY, : PROFESSIONAL COUNSELING, AND
PROFESSIONAL COUNSELING, AND : SOCIAL WORK EXAMINING BOARD
SOCIAL WORK EXAMINING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE *)

PROPOSED ORDER

An order of the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board to repeal MPSW 1.09 (2); and to amend MPSW 1.09 (4) (d); relating to substance use disorder practice for Advanced Practice Social Workers and Independent Social Workers.

Analysis prepared by the Department of Safety and Professional Services.

ANALYSIS

Statutes interpreted:

Sections 457.03 (1) and 457.13 (2), Stats.

Statutory authority:

Sections 15.08 (5) (b), 440.88 (3m), 457.02 (5m). and 457.03 (1), Stats.

Explanation of agency authority:

Section 15.08 (5) (b), Stats. provides that each board shall promulgate rules for its own guidance and for the guidance of the profession to which it pertains.

Section 440.88 (3m), Stats., states that certification as a substance abuse counselor, clinical supervisor, and prevention specialist “does not apply to a physician, as defined in s. 448.01 (5), a clinical social worker, as defined in s. 457.01 (1r), an independent social worker, as defined in s. 457.01 (2g), an advanced practice social worker, as defined in s. 457.01 (1c), a psychologist licensed under s. 455.04 (1) or (2), a marriage and family therapist, as defined in s. 457.01 (3), or a professional counselor, as defined in s. 457.01 (7), who practices as a substance abuse clinical supervisor or provides substance abuse counseling, treatment, or prevention services within the scope of his or her credential.”

Section 457.02 (5m), Stats., states that MPSW 1 does not “[a]uthorize any individual who is certified under s. 457.08 (1), 457.09 (1), or 457.14 (1) (a) to (c) to treat substance use

disorder as a specialty unless the individual is a certified substance abuse counselor, clinical supervisor, or prevention specialist under s. 440.88, or unless the individual satisfies educational and supervised training requirements established in rules promulgated by the examining board.”

Section 457.03 (1), Stats. provides the board with authority to promulgate rules establishing minimum standards for educational programs and supervised clinical training that must be completed to obtain licensure as a professional counselor.

Related statute or rule:

Ch. SPS 160 and s. 440.88, Stats.

Plain language analysis:

2021 Wisconsin Act 222 authorizes individuals certified as independent social workers and advanced practice social workers to treat substance use disorder without having to apply for a specialty and satisfy additional educational and supervised training requirements.

This rule project repeals the subsection in chapter MPSW 1, which requires advanced practice social workers and independent social workers to apply for a substance use disorder specialty. The project also amends who can supervise social workers licensees or social worker certificate holders if they are pursuing a substance use disorder specialty.

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

None.

Summary of public comments received on statement of scope and a description of how and to what extent those comments and feedback were taken into account in drafting the proposed rule:

The Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board held a preliminary hearing on the statement of scope for this rule at its October 18, 2022 meeting. No comments were received.

Comparison with rules in adjacent states:

Illinois:

Illinois does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

Iowa:

Iowa does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

Michigan:

Michigan does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

Minnesota:

Minnesota does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

Summary of factual data and analytical methodologies:

The proposed rules were developed by reviewed chapter MPSW 1 and implementing 2021 Wisconsin Act 222 to ensure that the code is compliant with statutory changes and with current standards of practice. No additional factual data or analytical methodologies were used to develop the proposed rules.

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

The rule draft was posted on the department's website for 14 days to solicit economic impact comments from local governments and small businesses. No comments were received.

Fiscal Estimate and Economic Impact Analysis:

The Fiscal Estimate and Economic Impact Analysis is attached.

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 Jennifer.Garrett@wisconsin.gov, or by calling (608) 266-2112.

Agency contact person:

Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, Wisconsin 53708; telephone 608-261-4463; email at DSPSAdminRules@wisconsin.gov.

Place where comments are to be submitted and deadline for submission:

Comments may be submitted to Sofia Anderson, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, 4822 Madison Yards Way, P.O. Box 8366, Madison, WI 53708-8366, or by email to DSPSAdminRules@wisconsin.gov. Comments must be received on or before the

beginning of the public hearing scheduled on July 18, 2023, to be included in the record of rule-making proceedings.

TEXT OF RULE

SECTION 1. MPSW 1.09 (2) is repealed.

SECTION 2. MPSW 1.09 (4) (d) is amended to read:

MPSW 1.09 (4) (d) A licensed clinical social worker, certified advanced practice social worker or certified independent social worker.

SECTION 3. 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)

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

<p>1. Type of Estimate and Analysis <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected</p>	<p>2. Date May 16, 2023</p>
<p>3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) MPSW 1</p>	
<p>4. Subject Substance Use Disorder practice for APSW and ISW</p>	
<p>5. Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S</p>	<p>6. Chapter 20, Stats. Appropriations Affected s.20.165(1)(g)</p>
<p>7. Fiscal Effect of Implementing the Rule <input type="checkbox"/> No Fiscal Effect <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs <input type="checkbox"/> Decrease Costs <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Could Absorb Within Agency's Budget</p>	
<p>8. The Rule Will Impact the Following (Check All That Apply) <input type="checkbox"/> State's Economy <input checked="" type="checkbox"/> Specific Businesses/Sectors <input type="checkbox"/> Local Government Units <input type="checkbox"/> Public Utility Rate Payers <input type="checkbox"/> Small Businesses (if checked, complete Attachment A)</p>	
<p>9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1). \$0</p>	
<p>10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>11. Policy Problem Addressed by the Rule The objective is to revise chapter MPSW 1 to implement 2021 Wisconsin Act 222. This rule project repeals the subsection in chapter MPSW 1, which requires advanced practice social workers and independent social workers to apply for a substance use disorder specialty. The project also amends who can supervise social workers licensees or social worker certificate holders if they are pursuing a substance use disorder specialty.</p>	
<p>12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments. None</p>	
<p>13. Identify the Local Governmental Units that Participated in the Development of this EIA. None</p>	
<p>14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred) DSPS estimates a total of \$1,800 in one-time costs for staffing and an indeterminate one-time IT impact to implement the rule. The estimated one-time staffing need for approximately 40 hours of tasks associated with the implementation of this rule account for staff and board training and website and forms updates. The one-time estimated costs cannot be absorbed in the currently appropriated agency budget.</p>	
<p>15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule 2021 Wisconsin Act 222 authorizes individuals certified as independent social workers and advanced practice social workers to treat substance use disorder without having to apply for a specialty and satisfy additional educational and supervised training requirements. The alternative to promulgating rules would be to not update the rules. This would leave the rules inconsistent with statutory provisions, which could create confusion with stakeholders.</p>	

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

16. Long Range Implications of Implementing the Rule

The long range implications of implementing the rule is for the MPSW rules will be in compliance with the Statutes.

17. Compare With Approaches Being Used by Federal Government

None.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois:

Illinois does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

Iowa:

Iowa does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

Michigan:

Michigan does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

Minnesota:

Minnesota does not have requirements for a social worker to obtain specified education or training to specialize in substance use disorder treatment.

19. Contact Name	20. Contact Phone Number
Sofia Anderson	608-261-4463

This document can be made available in alternate formats to individuals with disabilities upon request.

ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
- Less Stringent Schedules or Deadlines for Compliance or Reporting
- Consolidation or Simplification of Reporting Requirements
- Establishment of performance standards in lieu of Design or Operational Standards
- Exemption of Small Businesses from some or all requirements
- Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes No
-



Wisconsin Legislative Council

RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Anne Sappenfield
Legislative Council Director

Margit Kelley
Clearinghouse Assistant Director

CLEARINGHOUSE RULE 23-034

Comments


[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Council Staff and the Legislative Reference Bureau, dated November 2020.]

5. Clarity, Grammar, Punctuation and Use of Plain Language

In SECTION 2 of the proposed rule, there should be an Oxford comma between certified advanced practice social worker and certified independent social worker. [s. 1.06 (1) (b), Manual.]

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Brad Wojciechowski, Executive Director		2) Date when request submitted: 7/5/2023 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: MPSW Examining Board			
4) Meeting Date: 7/18/2023	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Legislative and Policy Matters – Discussion and Consideration 1) 2023 Wisconsin AB 204 / 2023 Wisconsin SB 193 2) 2023 Wisconsin AB 203 / 2023 Wisconsin SB 194 3) 2023 Wisconsin SB 160 4) 2023 Wisconsin AB 144 / 2023 Wisconsin SB 158 5) 2023 Wisconsin AB 135 / 2023 Wisconsin SB 135	
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 type="checkbox"/> No	9) Name of Case Advisor(s), if applicable: <Click Here to Add Case Advisor Name or N/A>	
10) Describe the issue and action that should be addressed: <Click Here to Add Description>			
11) Authorization			
 Signature of person making this request		7/5/2023 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: 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.			



2023 ASSEMBLY BILL 135

March 31, 2023 - Introduced by Representatives MURPHY, ALLEN, BEHNKE, BODDEN, BRANDTJEN, BROOKS, DITTRICH, MURSAU, NEYLON, PENTERMAN, TUSLER and WICHGERS, cosponsored by Senators JACQUE, FELZKOWSKI, QUINN, ROYS, STROEBEL and TOMCZYK. Referred to Committee on Regulatory Licensing Reform.

1 **AN ACT** *to repeal* 89.073 (1), 89.073 (2m), 440.09 (1) and 440.09 (2m); *to amend*
2 89.073 (title), 89.073 (2) (b), 440.09 (title) and 440.09 (2) (b); and *to create*
3 440.09 (6) of the statutes; **relating to:** reciprocal credentials.

Analysis by the Legislative Reference Bureau

This bill creates a process for certain individuals who hold a license, certification, registration, or permit that was granted by another state to apply for and receive a reciprocal credential in this state. Under current law, an individual may not engage in certain professions or assume certain titles in this state unless the individual holds a credential issued by a department, examining board, or credentialing board with authority to oversee the profession or practice. Current law requires the Department of Safety and Professional Services, the Veterinary Examining Board, and any credentialing board attached to DSPS, with certain exceptions, to issue a reciprocal credential to a service member, former service member, or the spouse of a service member or former service member who resides in this state if certain conditions are met. This bill expands who may apply for reciprocal credentials to include all individuals. The bill does not allow individuals to receive a reciprocal credential from the Accounting Examining Board or the Real Estate Examining Board that would grant the holder of the credential a limited right to practice law in this state, unless the applicant is licensed to practice law in this state.

ASSEMBLY BILL 135

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.** 89.073 (title) of the statutes is amended to read:

2 **89.073** (title) **Reciprocal credentials for service members, former**
3 **service members, and their spouses.**

4 **SECTION 2.** 89.073 (1) of the statutes is repealed.

5 **SECTION 3.** 89.073 (2) (b) of the statutes is amended to read:

6 89.073 (2) (b) The individual ~~is a service member, a former service member, or~~
7 ~~the spouse of a service member or former service member~~ and resides in this state.

8 **SECTION 4.** 89.073 (2m) of the statutes is repealed.

9 **SECTION 5.** 440.09 (title) of the statutes is amended to read:

10 **440.09** (title) **Reciprocal credentials for service members, former**
11 **service members, and their spouses.**

12 **SECTION 6.** 440.09 (1) of the statutes is repealed.

13 **SECTION 7.** 440.09 (2) (b) of the statutes is amended to read:

14 440.09 (2) (b) The individual ~~is a service member, a former service member, or~~
15 ~~the spouse of a service member or former service member~~ and resides in this state.

16 **SECTION 8.** 440.09 (2m) of the statutes is repealed.

17 **SECTION 9.** 440.09 (6) of the statutes is created to read:

18 440.09 (6) This section does not apply to a reciprocal credential issued by the
19 accounting examining board or the real estate examining board that grants the

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1 holder a limited right to practice law in this state, unless the applicant is licensed
2 to practice law in this state.

3 (END)



2023 ASSEMBLY BILL 144

April 6, 2023 - Introduced by Representatives GOEBEN, SORTWELL, ARMSTRONG, BEHNKE, BODDEN, BORN, DITTRICH, DONOVAN, GUSTAFSON, KITCHENS, KURTZ, MURPHY, MURSAU, O'CONNOR, OLDENBURG, PENTERMAN, ROZAR, SCHMIDT, SCHRAA, TITTL and WICHGERS, cosponsored by Senators CABRAL-GUEVARA, COWLES, FELZKOWSKI, FEYEN, JACQUE, MARKLEIN and STROEBEL. Referred to Committee on Regulatory Licensing Reform.

1 **AN ACT to amend** 440.08 (2) (a) (intro.) and 440.094 (1) (c) 3., 4. and 5.; and **to**
2 **create** 440.094 (1) (c) 9g., 9m., 17. and 19. and 440.095 of the statutes; **relating**
3 **to:** preliminary health care credentials granted to previously unlicensed
4 individuals.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Safety and Professional Services to grant preliminary credentials to certain individuals who have recently completed the requirements to obtain a health care credential.

Under the bill, DSPS must grant a preliminary credential to an individual who attests to meeting all of the requirements for a corresponding permanent or training credential, including having completed all education, training, supervised experience, and similar requirements within the previous two-year period. The individual must also attest that he or she does not, to the best of his or her knowledge, have a disqualifying arrest or conviction record, and that he or she has been engaged by a health care employer to provide services that are within the scope of the credential that he or she is seeking. Finally, the individual must have also submitted an application for the permanent or training credential that remains pending.

The health care employer must submit to DSPS the employer's national provider identifier and attest to having engaged the individual to provide the aforementioned services. The health care employer must also attest that the individual has, to the best of the health care employer's knowledge and with a reasonable degree of certainty, completed the required education, training, and

ASSEMBLY BILL 144

supervised experience necessary for the corresponding permanent or training credential within the two years preceding the submission of the application for the preliminary credential, has passed required examinations, and has passed a background check performed by the health care employer.

The preliminary credential becomes effective upon the submission of the attestation by the health care employer or on a later date specified therein. The preliminary credential expires on the date that the application for the permanent or training credential is granted or denied. While providing services under a preliminary credential, the person is subject to all responsibilities and limitations of the corresponding permanent or training credential.

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.** 440.08 (2) (a) (intro.) of the statutes is amended to read:

2 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.094, 440.095,
3 440.51, 442.04, 444.03, 444.11, 447.04 (2) (c) 2., 447.05 (1) (b), 449.17 (1m) (d), 449.18
4 (2) (e), 455.06 (1) (b), 463.10, 463.12, and 463.25 and subch. II of ch. 448, the renewal
5 dates for credentials are as follows:

6 **SECTION 2.** 440.094 (1) (c) 3., 4. and 5. of the statutes are amended to read:

7 440.094 (1) (c) 3. A dentist, dental hygienist, or expanded function dental
8 auxiliary licensed or certified under ch. 447.

9 4. A physician, ~~physician assistant~~, perfusionist, or respiratory care
10 practitioner licensed or certified under subch. II of ch. 448.

11 5. A physical therapist or physical therapist assistant licensed under subch. III
12 of ch. 448 or who holds a compact privilege under subch. ~~IX~~ XI of ch. 448.

13 **SECTION 3.** 440.094 (1) (c) 9g., 9m., 17. and 19. of the statutes are created to
14 read:

15 440.094 (1) (c) 9g. A genetic counselor licensed under subch. VIII of ch. 448.

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1 9m. A physician assistant licensed under subch. IX of ch. 448.

2 17. A radiographer licensed under ch. 462.

3 19. A naturopathic doctor licensed under ch. 466.

4 **SECTION 4.** 440.095 of the statutes is created to read:

5 **440.095 Practice by previously unlicensed individuals. (1) DEFINITIONS.**

6 In this section:

7 (a) "Health care employer" has the meaning given in s. 440.094 (1) (b).

8 (b) "National provider identifier" means the national provider identifier issued
9 by the National Plan and Provider Enumeration System of the federal Centers for
10 Medicare and Medicaid Services

11 (c) "Permanent health care credential" means a credential corresponding to
12 any of the health care providers enumerated in s. 440.094 (1) (c).

13 (d) "Services" means actions that are within the scope of practice that is defined
14 for a permanent health care credential or training health care credential.

15 (e) "Training health care credential" means a credential that authorizes an
16 individual to provide some or all of the services that may be provided under a
17 permanent health care credential while the individual works to satisfy further
18 education, training, supervised experience, and similar requirements that must be
19 satisfied in order to be granted a permanent health care credential.

20 **(2) PRACTICE BY PREVIOUSLY UNLICENSED INDIVIDUALS.** (a) Notwithstanding chs.
21 440 to 480, an individual may provide for a health care employer services that are
22 within the scope of practice that is defined for the permanent health care credential
23 or training health care credential described in subd. 1. g., and the department shall
24 grant the individual a preliminary health care credential under this section, if all of
25 the following apply:

ASSEMBLY BILL 144**SECTION 4**

1 1. The individual applies to the department for a preliminary health care
2 credential under this section. The individual shall include in the application an
3 attestation of all of the following:

4 a. The individual does not hold and has never held a license, certificate, permit,
5 or similar form of authorization that allows the individual to perform those services
6 in another jurisdiction.

7 b. The individual, within the 2-year period preceding the application under
8 subd. 1. g., completed all education, training, supervised experience, and similar
9 requirements that must be completed in order to be eligible for the permanent health
10 care credential or training health care credential described in subd. 1. g.

11 c. The individual has passed all examinations required to be taken in order to
12 be eligible for the permanent health care credential or training health care credential
13 described in subd. 1. g., other than any interview or oral examination that may be
14 required for the permanent health care credential or training health care credential.

15 d. The individual does not, to the best of his or her knowledge, have an arrest
16 record or a conviction record, as those terms are defined in s. 111.32, on the basis of
17 which the department or credentialing board, as applicable, would deny the
18 individual's application under subd. 1. g. The department may, in the application for
19 a preliminary health care credential under this section, provide a space for the
20 individual to indicate if he or she has previously applied for a determination under
21 s. 111.335 (4) (f).

22 e. The individual, to the best of his or her knowledge, meets all of the
23 requirements, other than those specified in subd. 1. b. to d., for the permanent health
24 care credential or training health care credential described in subd. 1. g.

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1 f. The individual has never held the credential for which he or she has applied
2 under subd. 1. g.

3 g. The individual has applied for a permanent health care credential or training
4 health care credential granted by the department or a credentialing board, as
5 applicable, under chs. 440 to 480 that corresponds to the preliminary health care
6 credential for which he or she has applied under this section, and that application
7 remains pending.

8 h. The individual has been engaged by a health care employer to provide
9 services for that health care employer that are within the scope of practice that is
10 defined for the permanent health care credential or training health care credential
11 described in subd. 1. g. For purposes of this section, an individual may not serve as
12 his or her own health care employer.

13 2. The health care employer of the individual described in subd. 1. h. provides
14 to the department the health care employer's national provider identifier and attests
15 to all of the following to the department:

16 a. The health care employer has engaged the individual to provide services for
17 the health care employer as described in subd. 1. h.

18 b. To the best of the health care employer's knowledge and with a reasonable
19 degree of certainty, the individual satisfies the applicable requirements under subd.
20 1. b. and c.

21 c. The individual passed a background check performed by the health care
22 employer.

23 (b) An individual who practices within the scope of a preliminary health care
24 credential granted under this section has all rights and is subject to all
25 responsibilities, malpractice insurance requirements, limitations on scope of

ASSEMBLY BILL 144**SECTION 4**

1 practice, and other provisions that apply under chs. 440 to 480 to the practice under
2 the permanent health care credential or training health care credential described in
3 par. (a) 1. g.

4 (c) 1. A preliminary health care credential granted under this section becomes
5 effective on the date the health care employer submits the attestation under par. (a)
6 2., or on a later date, specified in the attestation, that the individual will begin
7 providing services for the health care employer.

8 2. A preliminary health care credential granted under this section expires on
9 the date that the department, or a credentialing board in the department, as
10 applicable, grants or denies the application under par. (a) 1. g. for a permanent
11 health care credential or training health care credential submitted by the individual.

12 (END)



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-0450/1
MED:wlj

2023 ASSEMBLY BILL 204

April 20, 2023 - Introduced by JOINT LEGISLATIVE COUNCIL. Referred to Committee on Regulatory Licensing Reform.

1 **AN ACT** *to repeal* 440.992 (6), 452.10 (2) and 456.07 (1) and (3); *to renumber*
2 440.08 (2) (d) and 440.08 (2) (e); *to renumber and amend* 440.08 (2) (a) 1. to
3 37., 440.08 (2) (a) 37m., 440.08 (2) (a) 38. to 72., 440.08 (2) (c), 446.025 (3) (a)
4 and 446.026 (3) (a); *to amend* 440.03 (14) (c), 440.03 (15), 440.032 (5), 440.08
5 (2) (title), 440.08 (2) (a) (intro.), 440.08 (2) (b), 440.08 (4) (a), 440.09 (3) (a),
6 440.26 (3), 440.26 (5m) (b), 440.313 (1), 440.415 (2) (a), 440.71 (3), 440.88 (4),
7 440.905 (2), 440.91 (1) (c), 440.91 (1m) (c), 440.91 (4), 440.92 (1) (c), 440.972 (2),
8 440.974 (2), 440.98 (6), 440.983 (1), 440.9935, 441.06 (3), 441.10 (6), 441.15 (3)
9 (b), 442.083 (1), 442.083 (2) (a), 443.015 (1e), 443.07 (6), 443.08 (3) (b), 443.10
10 (2) (e), 443.10 (5), 445.06 (1), 445.07 (1) (a) and (b), 445.095 (1) (c), 445.105 (3),
11 446.02 (1) (b), 446.02 (4), 446.025 (3) (b), 446.026 (3) (b), 447.05 (1) (a), 447.055
12 (1) (a), 447.055 (1) (b) 1., 447.055 (1) (b) 2., 447.056 (1) (intro.), 447.056 (3),
13 447.058 (2) (b), 448.07 (1) (a), 448.13 (1) (a) 1., 448.13 (1) (a) 2., 448.13 (1m),
14 448.55 (2), 448.65 (2) (intro.), 448.665, 448.86 (2), 448.9545 (1) (a), 448.9545 (1)

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1 (b) (intro.), 448.955 (1), 448.955 (2) (a), 448.955 (3) (a), 448.956 (1) (c), 448.967
2 (2), 448.9703 (3) (a), 448.9706 (2), 448.974 (2) (a), 449.06 (1), 449.06 (2m), 450.08
3 (1), 450.08 (2) (a), 450.08 (2) (b), 450.085 (1), 451.04 (4), 452.12 (1), 452.12 (5)
4 (a), 452.132 (2) (c), 454.06 (8), 454.08 (9), 454.23 (5), 454.25 (9), 455.06 (1) (a),
5 455.065 (7), 456.07 (2), 456.07 (5), 457.20 (2), 457.22 (2), 458.09 (3), 458.11,
6 458.13, 458.33 (5), 459.09 (1) (intro.), 459.09 (1) (b), 459.24 (5) (intro.), 459.24
7 (5) (b), 460.07 (2) (intro.), 460.10 (1) (a), 462.05 (1), 466.04 (3) (a) (intro.),
8 470.045 (3) (b), 470.07 and 480.08 (5); **to repeal and recreate** 448.13 (title) and
9 456.07 (title); and **to create** 440.08 (2) (a) 1n., 2n., 3n. and 4n., 440.08 (2) (ag)
10 (intro.), 440.08 (2) (ar), 440.08 (2m) (title), 440.08 (2m) (b), 446.025 (3) (a) 2. and
11 446.026 (3) (a) 2. of the statutes; **relating to:** renewal dates and continuing
12 education requirements for certain credentials issued by the Department of
13 Safety and Professional Services and credentialing boards and granting
14 rule-making authority.

Analysis by the Legislative Reference Bureau

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

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:

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the Joint Legislative Council's Study Committee on Occupational Licenses.

Under current law, a two-year renewal period applies to many health and business credentials administered by the Department of Safety and Professional Services (DSPS) or a credentialing board. The renewal date for each two-year period is specified by statute. As part of a credential holder's renewal, some professions specify continuing education requirements by statute, while some professions may establish continuing education requirements by rule.

The bill revises each two-year renewal period in the health and business professions to four-year renewal periods. Where specified in the statutes, the bill doubles the corresponding credential's continuing education requirement.

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The bill specifies that DSPS may, in cooperation with the credentialing boards, phase in the new four-year renewal periods in a manner that allows one two-year renewal to occur after the law takes effect. DSPS may also stagger the renewal dates among credential holders so that approximately half of renewals within a profession occur every two years.

The bill specifies that if the four-year renewal period is in place before revised renewal fees are approved by the Joint Committee on Finance, DSPS may double the two-year renewal fee. The bill also specifies the converse, that if a two-year renewal applies to an individual after a four-year renewal fee has been established, the individual is required to pay only one-half of the four-year renewal fee.

If DSPS implements measures to phase in four-year renewal periods or to stagger renewal dates within a profession, the bill requires DSPS to do so by administrative rule. The bill also grants emergency rulemaking authority to DSPS and the credentialing boards to implement the provisions of the bill without making a finding of emergency, and allows an emergency rule to remain in effect until May 1, 2025, or the date on which the permanent rule takes effect, whichever is sooner. Lastly, the bill specifies that its provisions take effect on the first day of the third month following enactment.

1 **SECTION 1.** 440.03 (14) (c) of the statutes is amended to read:

2 440.03 (14) (c) The renewal dates for certificates granted under par. (a) and
3 licenses granted under par. (am) ~~are specified in~~ shall be as determined under s.
4 440.08 (2) (a). Renewal applications shall be submitted to the department on a form
5 provided by the department and shall include the renewal fee determined by the
6 department under s. 440.03 (9) (a) and evidence satisfactory to the department that
7 the person's certification, registration, or accreditation specified in par. (a) 1. a., 2.
8 a., or 3. a. has not been revoked.

9 **SECTION 2.** 440.03 (15) of the statutes is amended to read:

10 440.03 (15) The department shall promulgate rules that establish the fees
11 specified in ss. 440.05 (10) and 440.08 (2) (d) ~~(2m)~~ (c).

12 **SECTION 3.** 440.032 (5) of the statutes is amended to read:

13 440.032 (5) LICENSE RENEWAL. The renewal dates for licenses granted under
14 sub. (3) ~~are specified in~~ shall be as determined under s. 440.08 (2) (a) ~~68e~~. Renewal
15 applications shall be submitted to the department on a form provided by the
16 department and shall include the renewal fee determined by the department under
17 s. 440.03 (9) (a) and evidence satisfactory to the department that the person's

ASSEMBLY BILL 204**SECTION 3**

1 certification or membership specified in sub. (3) that is required for the license has
2 not been revoked or invalidated.

3 **SECTION 4.** 440.08 (2) (title) of the statutes is amended to read:

4 440.08 (2) (title) RENEWAL DATES, ~~FEES AND APPLICATIONS.~~

5 **SECTION 5.** 440.08 (2) (a) (intro.) of the statutes is amended to read:

6 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,
7 444.03, 444.11, 447.04 (2) (c) 2., 447.05 (1) (b), 449.17 (1m) (d), 449.18 (2) (e), 455.06
8 (1) (b), 463.10, 463.12, and 463.25 and subch. II of ch. 448, ~~the renewal dates for~~
9 ~~credentials are as follows~~ all of the following apply with respect to renewals of
10 credentials:

11 **SECTION 6.** 440.08 (2) (a) 1. to 37. of the statutes are renumbered 440.08 (2) (ag)
12 1. to 37. and amended to read:

13 440.08 (2) (ag) 1. Accountant, certified public: December 15 of each every other
14 odd-numbered year.

15 3. Accounting corporation or partnership: December 15 of each every other
16 odd-numbered year.

17 4. Acupuncturist: July 1 of each every other odd-numbered year.

18 4m. Advanced practice nurse prescriber: October 1 of each every other
19 even-numbered year.

20 5. Aesthetician: April 1 of each every other odd-numbered year.

21 6. Aesthetics establishment: April 1 of each every other odd-numbered year.

22 8. Aesthetics school: April 1 of each every other odd-numbered year.

23 9. Aesthetics specialty school: April 1 of each every other odd-numbered year.

24 9m. Substance abuse counselor, clinical supervisor, or prevention specialist:
25 except as limited in s. 440.88 (4), March 1 of each every other odd-numbered year.

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- 1 10. Anesthesiologist assistant: October 1 of each every other even-numbered
2 year.
- 3 10m. Appraisal management company: December 15 of each every other
4 odd-numbered year.
- 5 11. Appraiser, real estate, certified general: December 15 of each every other
6 odd-numbered year.
- 7 11m. Appraiser, real estate, certified residential: December 15 of each every
8 other odd-numbered year.
- 9 12. Appraiser, real estate, licensed: December 15 of each every other
10 odd-numbered year.
- 11 13. Architect: August 1 of each every other even-numbered year.
- 12 14. Architectural or engineering firm, partnership or corporation: February 1
13 of each every other even-numbered year.
- 14 14d. Athlete agent: July 1 of each every other even-numbered year.
- 15 14f. Athletic trainer: July 1 of each every other even-numbered year.
- 16 14g. Auction company: December 15 of each every other even-numbered year.
- 17 14r. Auctioneer: December 15 of each every other even-numbered year.
- 18 15. Audiologist: February 1 of each every other odd-numbered year.
- 19 15m. Barber: April 1 of each every other odd-numbered year.
- 20 16. Barbering establishment: April 1 of each every other odd-numbered year.
- 21 19. Barbering school: April 1 of each every other odd-numbered year.
- 22 20m. Behavior analyst: December 15 of each every other even-numbered year.
- 23 21. Cemetery authority, licensed: December 15 of each every other
24 even-numbered year.

ASSEMBLY BILL 204**SECTION 6**

- 1 21m. Cemetery authority, registered: December 15 of each every other
2 even-numbered year; \$10.
- 3 22. Cemetery preneed seller: December 15 of each every other even-numbered
4 year.
- 5 23. Cemetery salesperson: December 15 of each every other even-numbered
6 year.
- 7 23p. Chiropractic radiological technician: December 15 of each every other
8 even-numbered year.
- 9 23s. Chiropractic technician: December 15 of each every other even-numbered
10 year.
- 11 24. Chiropractor: December 15 of each every other even-numbered year.
- 12 24b. Cosmetologist: April 1 of each every other odd-numbered year.
- 13 24d. Cosmetology establishment: April 1 of each every other odd-numbered
14 year.
- 15 24k. Cosmetology school: April 1 of each every other odd-numbered year.
- 16 24m. Crematory authority: January 1 of each every other even-numbered
17 year.
- 18 25. Dental hygienist: October 1 of each every other odd-numbered year.
- 19 26. Dentist: October 1 of each every other odd-numbered year.
- 20 26m. Dentist, faculty member: October 1 of each every other odd-numbered
21 year.
- 22 27. Designer of engineering systems: February 1 of each every other
23 even-numbered year.
- 24 27m. Dietitian: November 1 of each every other even-numbered year.
- 25 29. Drug manufacturer: June 1 of each every other even-numbered year.

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1 30. Electrologist: April 1 of each every other odd-numbered year.

2 31. Electrology establishment: April 1 of each every other odd-numbered year.

3 33. Electrology school: April 1 of each every other odd-numbered year.

4 34. Electrology specialty school: April 1 of each every other odd-numbered
5 year.

6 35. Engineer, professional: August 1 of each every other even-numbered year.

7 36. Funeral director: December 15 of each every other odd-numbered year.

8 37. Funeral establishment: June 1 of each every other odd-numbered year.

9 **SECTION 7.** 440.08 (2) (a) 1n., 2n., 3n. and 4n. of the statutes are created to read:

10 440.08 (2) (a) 1n. Beginning with the first renewal after the initial issuance of
11 a credential, the credential may be renewed every 4 years as provided in this
12 paragraph.

13 2n. General renewal dates shall be as specified in par. (ag).

14 3n. The department may, if practical and expedient, stagger renewal dates
15 among credential holders so that approximately half of renewals occur every 2 years.

16 4n. The department shall promulgate rules for the implementation of subds.
17 1n. to 3n.

18 **SECTION 8.** 440.08 (2) (a) 37m. of the statutes, as created by 2021 Wisconsin Act
19 251, is renumbered 440.08 (2) (ag) 37m. and amended to read:

20 440.08 (2) (ag) 37m. Genetic counselor: November 1 of each every other
21 odd-numbered year.

22 **SECTION 9.** 440.08 (2) (a) 38. to 72. of the statutes are renumbered 440.08 (2)
23 (ag) 38. to 72. and amended to read:

24 440.08 (2) (ag) 38. Hearing instrument specialist: February 1 of each every
25 other odd-numbered year.

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1 38g. Home inspector: December 15 of each every other even-numbered year.

2 38h. Home medical oxygen provider: June 1 of each every other
3 even-numbered year.

4 38i. Interior design firm, partnership, or corporation: February 1 of each every
5 other even-numbered year.

6 38j. Juvenile martial arts instructor: September 1 of each every other
7 even-numbered year.

8 38m. Landscape architect: August 1 of each every other even-numbered year.

9 39. Land surveyor, professional: February 1 of each every other
10 even-numbered year.

11 39m. Limited X-ray machine operator: September 1 of each every other
12 even-numbered year.

13 42. Manicuring establishment: April 1 of each every other odd-numbered year.

14 44. Manicuring school: April 1 of each every other odd-numbered year.

15 45. Manicuring specialty school: April 1 of each every other odd-numbered
16 year.

17 46. Manicurist: April 1 of each every other odd-numbered year.

18 46m. Marriage and family therapist: March 1 of each every other
19 odd-numbered year.

20 46r. Massage therapist or bodywork therapist: March 1 of each every other
21 odd-numbered year.

22 46w. Midwife, licensed: July 1 of each every other even-numbered year.

23 46y. Mobile dentistry program registration: October 1 of each every other
24 odd-numbered year.

25 47g. Naturopathic doctor: January 1 of each every other odd-numbered year.

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- 1 47h. Naturopathic doctor, limited-scope: January 1 of each every other
2 odd-numbered year.
- 3 48. Nurse, licensed practical: May 1 of each every other odd-numbered year.
- 4 49. Nurse, registered: March 1 of each every other even-numbered year.
- 5 50. Nurse-midwife: March 1 of each every other even-numbered year.
- 6 51. Nursing home administrator: July 1 of each every other even-numbered
7 year.
- 8 52. Occupational therapist: June 1 of each every other odd-numbered year.
- 9 53. Occupational therapy assistant: June 1 of each every other odd-numbered
10 year.
- 11 54. Optometrist: December 15 of each every other odd-numbered year.
- 12 54m. Perfusionist: March 1 of each every other even-numbered year.
- 13 55. Pharmacist: June 1 of each every other even-numbered year.
- 14 56. Pharmacy, in-state and out-of-state: June 1 of each every other
15 even-numbered year.
- 16 56m. Pharmacy technician: June 1 of each every other even-numbered year.
- 17 57. Physical therapist: March 1 of each every other odd-numbered year.
- 18 57m. Physical therapist assistant: March 1 of each every other odd-numbered
19 year.
- 20 58. Physician, other than a physician who possesses the degree of doctor of
21 osteopathy: November 1 of each every other odd-numbered year.
- 22 58m. Physician who possesses the degree of doctor of osteopathy: November
23 1 of each every other odd-numbered year.
- 24 59. Physician assistant: March 1 of each every other even-numbered year.
- 25 60. Podiatrist: November 1 of each every other even-numbered year.

ASSEMBLY BILL 204**SECTION 9**

1 61. Private detective: September 1 of each every other even-numbered year.

2 62. Private detective agency: September 1 of each every other odd-numbered
3 year.

4 63. Private practice school psychologist: October 1 of each every other
5 odd-numbered year.

6 63g. Private security person: September 1 of each every other even-numbered
7 year.

8 63m. Professional counselor: March 1 of each every other odd-numbered year.

9 63u. Professional geologist: August 1 of each every other even-numbered year.

10 63v. Professional geology, hydrology, or soil science firm, partnership, or
11 corporation: August 1 of each every other even-numbered year.

12 63w. Professional hydrologist: August 1 of each every other even-numbered
13 year.

14 63x. Professional soil scientist: August 1 of each every other even-numbered
15 year.

16 64. Psychologist: October 1 of each every other odd-numbered year.

17 64g. Radiographer, licensed: September 1 of each every other even-numbered
18 year.

19 65. Real estate broker: December 15 of each every other even-numbered year.

20 66. Real estate business entity: December 15 of each every other
21 even-numbered year.

22 67. Real estate salesperson: December 15 of each every other even-numbered
23 year.

24 67m. Registered interior designer: August 1 of each every other
25 even-numbered year.

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1 67v. Registered music, art or dance therapist: October 1 of each every other
2 odd-numbered year.

3 67x. Registered music, art, or dance therapist with psychotherapy license:
4 October 1 of each every other odd-numbered year.

5 68. Respiratory care practitioner: July 1 of each every other even-numbered
6 year.

7 68b. Sanitarian: January 1 of each every other even-numbered year.

8 68c. Sign language interpreter: September 1 of each every other
9 odd-numbered year.

10 68d. Social worker: March 1 of each every other odd-numbered year.

11 68h. Social worker, advanced practice: March 1 of each every other
12 odd-numbered year.

13 68p. Social worker, independent: March 1 of each every other odd-numbered
14 year.

15 68t. Social worker, independent clinical: March 1 of each every other
16 odd-numbered year.

17 68v. Speech-language pathologist: February 1 of each every other
18 odd-numbered year.

19 69g. Third-party logistics provider: July 1 of each every other even-numbered
20 year.

21 69m. Transportation network company: March 1 of each every other
22 odd-numbered year.

23 72. Wholesale distributor of prescription drugs: June 1 of each every other
24 even-numbered year.

25 **SECTION 10.** 440.08 (2) (ag) (intro.) of the statutes is created to read:

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1 440.08 (2) (ag) (intro.) For the purpose of par. (a), the general renewal dates and
2 years for credentials to which this subsection applies are as follows:

3 **SECTION 11.** 440.08 (2) (ar) of the statutes is created to read:

4 440.08 (2) (ar) 1. Notwithstanding pars. (a), (ag), and (c) and chs. 440 to 480,
5 the department may, in cooperation with credentialing boards, establish a system to
6 transition credential holders from 2-year credential periods under chs. 440 to 480,
7 2021 stats., to 4-year credential periods by phasing in the application of par. (a). The
8 department shall promulgate rules to implement any transition system established
9 under this paragraph, which shall not allow for more than one 2-year renewal of a
10 credential after the effective date of this subdivision [LRB inserts date].

11 2. a. Notwithstanding the requirement to pay the renewal fee under par. (c),
12 a person who renews a credential for 2 years pursuant to the transition system
13 established under this paragraph is required to pay only one-half of the renewal fee
14 that applies to a person renewing a credential for 4 years.

15 b. Notwithstanding the fees for credential renewals approved under s. 440.03
16 (9), if the department transitions credential holders from 2-year credential periods
17 under chs. 440 to 480, 2021 stats., to 4-year credential periods before revised
18 renewal fees can be approved under s. 440.03 (9), the department may double the
19 applicable renewal fee until a revised fee can be approved under s. 440.03 (9).

20 **SECTION 12.** 440.08 (2) (b) of the statutes is amended to read:

21 440.08 (2) (b) ~~The renewal fee for an apprentice, journeyman, student or~~
22 ~~temporary credential is \$10. The renewal dates specified in par. (a) determined~~
23 under pars. (a) to (ar) do not apply to apprentice, journeyman, student or temporary
24 credentials.

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1 **SECTION 13.** 440.08 (2) (c) of the statutes is renumbered 440.08 (2m) (a) and
2 amended to read:

3 440.08 **(2m)** (a) Except as provided in par. ~~(e)~~ (d) and sub. (3), renewal
4 applications shall include the applicable renewal fee as determined by the
5 department under s. 440.03 (9) (a) or as specified in par. (b).

6 **SECTION 14.** 440.08 (2) (d) of the statutes is renumbered 440.08 (2m) (c).

7 **SECTION 15.** 440.08 (2) (e) of the statutes is renumbered 440.08 (2m) (d).

8 **SECTION 16.** 440.08 (2m) (title) of the statutes is created to read:

9 440.08 **(2m)** (title) RENEWAL FEES AND APPLICATIONS.

10 **SECTION 17.** 440.08 (2m) (b) of the statutes is created to read:

11 440.08 **(2m)** (b) The renewal fee for an apprentice, journeyman, student, or
12 temporary credential is \$10.

13 **SECTION 18.** 440.08 (4) (a) of the statutes is amended to read:

14 440.08 **(4)** (a) *Generally.* If the department or the interested examining board
15 or affiliated credentialing board, as appropriate, determines that an applicant for
16 renewal has failed to comply with sub. ~~(2)~~ ~~(e)~~ (2m) (a) or (3) or with any other
17 applicable requirement for renewal established under chs. 440 to 480 or that the
18 denial of an application for renewal of a credential is necessary to protect the public
19 health, safety or welfare, the department, examining board or affiliated
20 credentialing board may summarily deny the application for renewal by mailing to
21 the holder of the credential a notice of denial that includes a statement of the facts
22 or conduct that warrant the denial and a notice that the holder may, within 30 days
23 after the date on which the notice of denial is mailed, file a written request with the
24 department to have the denial reviewed at a hearing before the department, if the

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1 department issued the credential, or before the examining board or affiliated
2 credentialing board that issued the credential.

3 **SECTION 19.** 440.09 (3) (a) of the statutes is amended to read:

4 440.09 (3) (a) A reciprocal credential granted under this section expires on the
5 applicable renewal date ~~specified in~~ determined under s. 440.08 (2) (a), except that
6 if the first renewal date ~~specified in s. 440.08 (2) (a)~~ after the date on which the
7 credential is granted is within ~~180~~ 365 days of the date on which the credential is
8 granted, the credential expires on the 2nd renewal date ~~specified in s. 440.08 (2) (a)~~
9 after the date on which the credential is granted.

10 **SECTION 20.** 440.26 (3) of the statutes is amended to read:

11 440.26 (3) ISSUANCE OF LICENSES; FEES. Upon receipt and examination of an
12 application executed under sub. (2), and after any investigation that it considers
13 necessary, the department shall, if it determines that the applicant is qualified, grant
14 the proper license upon payment of the initial credential fee determined by the
15 department under s. 440.03 (9) (a). No license shall be issued for a longer period than
16 ~~2~~ 4 years, and the license of a private detective shall expire on the renewal date of
17 the license of the private detective agency, even if the license of the private detective
18 has not been in effect for a full ~~2~~ 4 years. Renewals of the original licenses issued
19 under this section shall be issued in accordance with renewal forms prescribed by the
20 department and shall be accompanied by the applicable fees specified in s. 440.08 or
21 determined by the department under s. 440.03 (9) (a). The department may not
22 renew a license unless the applicant provides evidence that the applicant has in force
23 at the time of renewal the bond or liability policy specified in this section.

24 **SECTION 21.** 440.26 (5m) (b) of the statutes is amended to read:

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1 440.26 **(5m)** (b) The renewal dates for permits issued under this subsection ~~are~~
2 specified shall be as determined under s. 440.08 (2) ~~(a)~~. Renewal applications shall
3 be submitted to the department on a form provided by the department and shall
4 include the renewal fee determined by the department under s. 440.03 (9) (a).

5 **SECTION 22.** 440.313 (1) of the statutes is amended to read:

6 440.313 **(1)** The renewal date for licenses granted under this subchapter is
7 specified ~~in~~ shall be as determined under s. 440.08 (2) ~~(a)~~. Renewal applications shall
8 be submitted to the department on a form provided by the department and shall
9 include the renewal fee determined by the department under s. 440.03 (9) (a).

10 **SECTION 23.** 440.415 (2) (a) of the statutes is amended to read:

11 440.415 **(2)** (a) The renewal date for a license granted under sub. (1) ~~is specified~~
12 ~~in~~ shall be as determined under s. 440.08 (2) ~~(a)~~ ~~69m~~. A renewal application shall
13 be submitted to the department on a form prescribed by the department and shall
14 include any information required by the department by rule.

15 **SECTION 24.** 440.71 (3) of the statutes is amended to read:

16 440.71 **(3)** RENEWAL. Renewal applications shall be submitted to the
17 department on a form provided by the department on or before the applicable
18 renewal date specified determined under s. 440.08 (2) ~~(a)~~ and shall include the
19 applicable renewal fee determined by the department under s. 440.03 (9) (a).

20 **SECTION 25.** 440.88 (4) of the statutes is amended to read:

21 440.88 **(4)** APPLICATIONS; CERTIFICATION PERIOD. An application for certification
22 as a substance abuse counselor, clinical supervisor, or prevention specialist under
23 this section shall be made on a form provided by the department and filed with the
24 department and shall be accompanied by the initial credential fee determined by the
25 department under s. 440.03 (9) (a). The renewal date for certification as a substance

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1 abuse counselor, clinical supervisor, or prevention specialist ~~is specified~~ shall be as
2 determined under s. 440.08 (2) (a) and the renewal fee for such certifications is
3 determined by the department under s. 440.03 (9) (a). Renewal of certification as a
4 substance abuse counselor-in-training, a clinical supervisor-in-training, or a
5 prevention specialist-in-training may be made only twice.

6 **SECTION 26.** 440.905 (2) of the statutes is amended to read:

7 440.905 (2) The board has rule-making authority and may promulgate rules
8 relating to the regulation of cemetery authorities, cemetery salespersons, and
9 cemetery preneed sellers. ~~The board may determine, by rule, a fee under s. 440.05~~
10 ~~(1) (a) and under s. 440.08 (2) (a) 21. that is sufficient to fund the board's operating~~
11 ~~costs.~~

12 **SECTION 27.** 440.91 (1) (c) of the statutes is amended to read:

13 440.91 (1) (c) The renewal dates for licenses granted under par. (b) ~~are specified~~
14 ~~in~~ shall be as determined under s. 440.08 (2) (a) and the renewal fees for such licenses
15 are determined by the department under s. 440.03 (9) (a).

16 **SECTION 28.** 440.91 (1m) (c) of the statutes is amended to read:

17 440.91 (1m) (c) The renewal date ~~and renewal fee for a registration granted~~
18 ~~under par. (b) are specified in~~ shall be as determined under s. 440.08 (2). The
19 department shall determine the renewal fee for a registration granted under par. (b)
20 under s. 440.03 (9) (a).

21 **SECTION 29.** 440.91 (4) of the statutes is amended to read:

22 440.91 (4) Renewal applications shall be submitted to the board on a form
23 provided by the board on or before the applicable renewal date ~~specified~~ determined
24 ~~under s. 440.08 (2) (a) and shall include the applicable renewal fee determined by the~~
25 ~~department under s. 440.03 (9) (a).~~

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1 **SECTION 30.** 440.92 (1) (c) of the statutes is amended to read:

2 440.92 (1) (c) Renewal applications shall be submitted to the board on a form
3 provided by the board on or before the applicable renewal date ~~specified~~ determined
4 under s. 440.08 (2) ~~(a)~~ and shall include the applicable renewal fee determined by the
5 department under s. 440.03 (9) (a).

6 **SECTION 31.** 440.972 (2) of the statutes is amended to read:

7 440.972 (2) The renewal date for certificates granted under this section is
8 ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~ ~~38g.~~, and the renewal fee for
9 such certificates is determined by the department under s. 440.03 (9) (a).

10 **SECTION 32.** 440.974 (2) of the statutes is amended to read:

11 440.974 (2) The department shall promulgate rules establishing continuing
12 education requirements for individuals registered under this subchapter. The rules
13 promulgated under this subsection shall require the completion of at least 40 80
14 hours of continuing education every ~~2~~ 4 years, except that the rules may not require
15 continuing education for an applicant for renewal of a registration that expires on
16 the 1st and ~~2nd~~ renewal dates date after the date on which the department initially
17 granted the registration.

18 **SECTION 33.** 440.98 (6) of the statutes is amended to read:

19 440.98 (6) APPLICATIONS. An application for a sanitarian registration under this
20 section shall be made on a form provided by the department and filed with the
21 department and shall be accompanied by the initial credential fee determined by the
22 department under s. 440.03 (9) (a). The renewal date for a sanitarian registration
23 is ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~, and the renewal fee for such
24 registration is determined by the department under s. 440.03 (9) (a).

25 **SECTION 34.** 440.983 (1) of the statutes is amended to read:

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1 440.983 (1) The renewal date for licenses granted under this subchapter is
2 ~~specified in~~ shall be as determined under s. 440.08 (2) (a). Renewal applications shall
3 be submitted to the department on a form provided by the department and shall
4 include the renewal fee determined by the department under s. 440.03 (9) (a).

5 **SECTION 35.** 440.992 (6) of the statutes is repealed.

6 **SECTION 36.** 440.9935 of the statutes is amended to read:

7 **440.9935 Renewal.** The renewal date for certificates of registration issued
8 under this subchapter is ~~specified in~~ shall be as determined under s. 440.08 (2) (a),
9 and the renewal fee for such certificates is determined by the department under s.
10 440.03 (9) (a). Renewal applications shall be submitted to the department on a form
11 provided by the department.

12 **SECTION 37.** 441.06 (3) of the statutes is amended to read:

13 441.06 (3) A registered nurse practicing for compensation shall, on or before
14 the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a), submit to
15 the board on furnished forms a statement giving name, residence, and other facts
16 that the board requires, with the nursing workforce survey and fee required under
17 s. 441.01 (7) and the applicable renewal fee determined by the department under s.
18 440.03 (9) (a).

19 **SECTION 38.** 441.10 (6) of the statutes is amended to read:

20 441.10 (6) On or before the applicable renewal date ~~specified~~ determined under
21 s. 440.08 (2) (a), a licensed practical nurse practicing for compensation shall submit
22 to the board, on forms furnished by the department, an application for license
23 renewal, together with a statement giving name, residence, nature and extent of
24 practice as a licensed practical nurse during the prior year and prior unreported
25 years, the nursing workforce survey and fee required under s. 441.01 (7), and other

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1 facts bearing upon current competency that the board requires, accompanied by the
2 applicable license renewal fee determined by the department under s. 440.03 (9) (a).

3 **SECTION 39.** 441.15 (3) (b) of the statutes is amended to read:

4 441.15 (3) (b) On or before the applicable renewal date ~~specified~~ determined
5 under s. 440.08 (2) (a), a person issued a license under par. (a) and practicing
6 nurse-midwifery shall submit to the board on furnished forms a statement giving his
7 or her name, residence, and other information that the board requires by rule, with
8 the applicable renewal fee determined by the department under s. 440.03 (9) (a). If
9 applicable, the person shall also submit evidence satisfactory to the board that he or
10 she has in effect the malpractice liability insurance required under the rules
11 promulgated under sub. (5) (bm). The board shall grant to a person who pays the fee
12 determined by the department under s. 440.03 (9) (a) for renewal of a license to
13 practice nurse-midwifery and who satisfies the requirements of this paragraph the
14 renewal of his or her license to practice nurse-midwifery and the renewal of his or
15 her license to practice as a registered nurse.

16 **SECTION 40.** 442.083 (1) of the statutes is amended to read:

17 442.083 (1) The renewal dates for licenses issued under this chapter ~~are~~
18 ~~specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal fees for such
19 licenses are determined by the department under s. 440.03 (9) (a). The department
20 may not renew a license issued to a firm unless, at the time of renewal, the firm
21 satisfies the requirements under s. 442.08 (2) and demonstrates, to the satisfaction
22 of the department, that the firm has complied with the requirements under s.
23 442.087.

24 **SECTION 41.** 442.083 (2) (a) of the statutes is amended to read:

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1 442.083 **(2)** (a) The examining board shall promulgate rules establishing
2 continuing education requirements for renewal of licenses granted to individuals
3 under this chapter. The rules promulgated under this paragraph may not require
4 an individual to complete more than ~~80~~ 160 continuing education credits during the
5 ~~2-year~~ 4-year period immediately preceding the renewal date ~~specified~~ determined
6 under s. 440.08 (2) ~~(a)~~.

7 **SECTION 42.** 443.015 (1e) of the statutes is amended to read:

8 443.015 **(1e)** The rules promulgated under sub. (1) by the registered interior
9 designer section of the examining board shall require a Wisconsin registered interior
10 designer to complete at least ~~15~~ 30 hours of continuing education during the ~~2-year~~
11 4-year period immediately preceding the renewal date ~~specified~~ determined under
12 s. 440.08 (2) ~~(a)~~. At least ~~10~~ 20 of the ~~15~~ 30 hours shall be in subjects related to the
13 practice of interior design that safeguard the public's health, safety, and welfare.

14 **SECTION 43.** 443.07 (6) of the statutes is amended to read:

15 443.07 **(6)** The renewal date for permits under this section is ~~specified~~ shall be
16 as determined under s. 440.08 (2) ~~(a)~~, and the fee for renewal of such permits is
17 determined by the department under s. 440.03 (9) (a).

18 **SECTION 44.** 443.08 (3) (b) of the statutes is amended to read:

19 443.08 **(3)** (b) The renewal date for certificates of authorization under this
20 section is ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~, and the fee for
21 renewal of such certificates is determined by the department under s. 440.03 (9) (a).

22 **SECTION 45.** 443.10 (2) (e) of the statutes is amended to read:

23 443.10 **(2)** (e) The renewal date dates for certificates of registration for
24 architects, landscape architects, professional engineers, and Wisconsin registered
25 interior designers is ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~, and the

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1 fee for renewal of such certificates is determined by the department under s. 440.03
2 (9) (a).

3 **SECTION 46.** 443.10 (5) of the statutes is amended to read:

4 443.10 (5) FEES; RENEWALS. The professional land surveyor section shall grant
5 a license to engage in the practice of professional land surveying to any applicant who
6 has met the applicable requirements of this chapter. The renewal date for the license
7 is ~~specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal fee for the
8 license is determined by the department under s. 440.03 (9) (a).

9 **SECTION 47.** 445.06 (1) of the statutes is amended to read:

10 445.06 (1) The renewal date for a funeral director's license is ~~specified~~ shall be
11 as determined under s. 440.08 (2) (a), and the renewal fee for such license is
12 determined by the department under s. 440.03 (9) (a).

13 **SECTION 48.** 445.07 (1) (a) and (b) of the statutes are amended to read:

14 445.07 (1) (a) For the renewal of a license that expires on the first renewal date
15 after the date on which the examining board initially granted the license, completion
16 of ~~4~~ 8 hours of continuing education subsequent to the date the applicant was
17 granted the initial license. The examining board shall, in the rules promulgated
18 under sub. (3), specify permitted or required subjects for the continuing education
19 under this paragraph, which shall be subjects that the examining board determines
20 prepare a new licensee for practice as a funeral director.

21 (b) For each renewal subsequent to the renewal described in par. (a),
22 completion of ~~15~~ 30 hours of continuing education in the previous ~~2-year~~ 4-year
23 licensure period.

24 **SECTION 49.** 445.095 (1) (c) of the statutes is amended to read:

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1 445.095 (1) (c) A certificate of apprenticeship issued under this section shall
2 be renewable annually upon the payment on January 1 of each year of the renewal
3 fee specified in s. 440.08 ~~(2)~~ (2m) (b).

4 **SECTION 50.** 445.105 (3) of the statutes is amended to read:

5 445.105 (3) Applications for funeral establishment permits shall be made on
6 forms provided by the department and filed with the department and shall be
7 accompanied by the initial credential fee determined by the department under s.
8 440.03 (9) (a). The renewal date for a funeral establishment permit is ~~specified~~ shall
9 be as determined under s. 440.08 (2) ~~(a)~~, and the renewal fee for such permit is
10 determined by the department under s. 440.03 (9) (a).

11 **SECTION 51.** 446.02 (1) (b) of the statutes is amended to read:

12 446.02 (1) (b) Submits evidence satisfactory to the examining board that the
13 person meets the requirements of continuing education for license renewal as the
14 examining board may require, which requirements shall include current proficiency
15 in the use of an automated external defibrillator achieved through instruction
16 provided by an individual, organization, or institution of higher education approved
17 under s. 46.03 (38) to provide such instruction. The person shall include the approval
18 number assigned under sub. (5) (b) to each educational program completed by the
19 person to satisfy the requirements of this paragraph. During the time between
20 initial licensure and commencement of a full ~~2-year~~ licensure period, new licensees
21 shall not be required to meet continuing education requirements. Any person who
22 has not engaged in the practice of chiropractic for 2 years or more, while holding a
23 valid license under this chapter, and desiring to engage in such practice, shall be
24 required by the examining board to complete a continuing education course at a

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1 school of chiropractic approved by the examining board or pass a practical
2 examination administered by the examining board or both.

3 **SECTION 52.** 446.02 (4) of the statutes is amended to read:

4 446.02 (4) The renewal date for all licenses granted by the examining board is
5 specified shall be as determined under s. 440.08 (2) (a), and the renewal fee for such
6 licenses is determined by the department under s. 440.03 (9) (a).

7 **SECTION 53.** 446.025 (3) (a) of the statutes is renumbered 446.025 (3) (a) 1. and
8 amended to read:

9 446.025 (3) (a) 1. The renewal date and fees for a certificate issued under this
10 section are specified in shall be as determined under s. 440.08 (2) (a).

11 **SECTION 54.** 446.025 (3) (a) 2. of the statutes is created to read:

12 446.025 (3) (a) 2. The renewal fees for a certificate issued under this section are
13 determined by the department under s. 440.03 (9) (a).

14 **SECTION 55.** 446.025 (3) (b) of the statutes is amended to read:

15 446.025 (3) (b) A chiropractic radiological technician shall, at the time that he
16 or she applies for renewal of a certificate under par. (a), submit evidence satisfactory
17 to the examining board that he or she has completed at least ~~12~~ 24 continuing
18 educational credit hours in programs established by rules promulgated by the
19 examining board.

20 **SECTION 56.** 446.026 (3) (a) of the statutes is renumbered 446.026 (3) (a) 1. and
21 amended to read:

22 446.026 (3) (a) 1. The renewal date and fees for a certificate issued under this
23 section are specified in shall be as determined under s. 440.08 (2) (a).

24 **SECTION 57.** 446.026 (3) (a) 2. of the statutes is created to read:

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1 446.026 (3) (a) 2. The renewal fees for a certificate issued under this section are
2 determined by the department under s. 440.03 (9) (a).

3 **SECTION 58.** 446.026 (3) (b) of the statutes is amended to read:

4 446.026 (3) (b) A chiropractic technician shall, at the time that he or she applies
5 for renewal of a certificate under par. (a), submit evidence satisfactory to the
6 examining board that he or she has completed at least ~~6~~ 12 continuing educational
7 credit hours in programs established by rules promulgated by the examining board.

8 **SECTION 59.** 447.05 (1) (a) of the statutes is amended to read:

9 447.05 (1) (a) Except as provided in par. (b), renewal applications shall be
10 submitted to the department on a form provided by the department on or before the
11 applicable renewal date ~~specified~~ determined under s. 440.08 (2) (~~a~~) and shall include
12 the applicable renewal fee determined by the department under s. 440.03 (9) (a).

13 **SECTION 60.** 447.055 (1) (a) of the statutes is amended to read:

14 447.055 (1) (a) 1. Except as provided in subs. (3) and (4), a person is not eligible
15 for renewal of a license to practice dental hygiene, other than a permit issued under
16 s. 447.02 (3), unless the person has taught, prepared, attended, or otherwise
17 completed, during the ~~2-year~~ 4-year period immediately preceding the renewal date
18 ~~specified~~ determined under s. 440.08 (2) (~~a~~), ~~12,~~ 24 credit hours of continuing
19 education relating to the clinical practice of dental hygiene that is sponsored or
20 recognized by a local, state, regional, national, or international dental, dental
21 hygiene, dental assisting, or medical-related professional organization.

22 2. Notwithstanding subd. 1., the examining board may promulgate a rule
23 requiring not more than ~~20~~ 40 nor less than ~~12~~ 24 credit hours of continuing
24 education for eligibility for renewal of a license to practice dental hygiene.

25 **SECTION 61.** 447.055 (1) (b) 1. of the statutes is amended to read:

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1 447.055 (1) (b) 1. Basic life support or cardiopulmonary resuscitation. Not
2 more than ~~2~~ 4 of the credit hours required under par. (a) may be satisfied by such
3 training.

4 **SECTION 62.** 447.055 (1) (b) 2. of the statutes is amended to read:

5 447.055 (1) (b) 2. Infection control. Not less than ~~2~~ 4 of the credit hours required
6 under par. (a) must be satisfied by such training.

7 **SECTION 63.** 447.056 (1) (intro.) of the statutes is amended to read:

8 447.056 (1) (intro.) Except as provided in subs. (2) to (4), a person is not eligible
9 for renewal of a license to practice dentistry, other than a permit issued under s.
10 447.02 (3), unless the person has taught, attended, or otherwise completed, during
11 the ~~2-year~~ 4-year period immediately preceding the renewal date ~~specified~~
12 determined under s. 440.08 (2) (a), ~~30~~ 60 credit hours of continuing education related
13 to the practice of dentistry or the practice of medicine, including not less than ~~25~~ 50
14 credit hours of instruction in clinical dentistry or clinical medicine. Not more than
15 ~~4~~ 8 of the ~~30~~ 60 hours may be from teaching. Continuing education does not satisfy
16 the requirements under this subsection unless the continuing education is one of the
17 following:

18 **SECTION 64.** 447.056 (3) of the statutes is amended to read:

19 447.056 (3) Credit hours completed before the ~~2-year~~ 4-year period
20 immediately preceding renewal of a license to practice dentistry may not be applied
21 to fulfill the credit hours required under sub. (1).

22 **SECTION 65.** 447.058 (2) (b) of the statutes is amended to read:

23 447.058 (2) (b) A mobile dentistry program registrant shall submit an
24 application for renewal, and the applicable renewal fee determined by the
25 department under s. 440.03 (9) (a), to the department on a form provided by the

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1 department on or before the applicable renewal date ~~specified~~ determined under s.
2 440.08 (2) (a).

3 **SECTION 66.** 448.07 (1) (a) of the statutes is amended to read:

4 448.07 (1) (a) Every person licensed or certified under this subchapter shall
5 register ~~on or before November 1 of each odd-numbered year following issuance of~~
6 ~~the license or certificate with the board~~ on or before his or her renewal date
7 determined under s. 440.08 (2). Registration shall be completed in such manner as
8 the board shall designate and upon forms the board shall provide, except that
9 registration with respect to a compact license shall be governed by the renewal
10 provisions in s. 448.980 (7). The secretary of the board, ~~on or before October 1 of each~~
11 ~~odd-numbered year~~, shall, at least 30 days prior to that date, mail or cause to be
12 mailed to every person required to register a registration form. The board shall
13 furnish to each person registered under this section a certificate of registration, and
14 the person shall display the registration certificate conspicuously in the office at all
15 times. No person may exercise the rights or privileges conferred by any license or
16 certificate granted by the board unless currently registered as required under this
17 subsection.

18 **SECTION 67.** 448.13 (title) of the statutes is repealed and recreated to read:

19 **448.13 (title) Continuing education and professional development.**

20 **SECTION 68.** 448.13 (1) (a) 1. of the statutes is amended to read:

21 448.13 (1) (a) 1. Continuing education programs or courses of study approved
22 for at least ~~30~~ 60 hours of credit by the board within the ~~2~~ 4 calendar years preceding
23 the calendar year for which the registration is effective.

24 **SECTION 69.** 448.13 (1) (a) 2. of the statutes is amended to read:

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1 448.13 (1) (a) 2. Professional development and maintenance of certification or
2 performance improvement or continuing medical education programs or courses of
3 study required by the board by rule under s. 448.40 (1) and completed within the ~~2~~
4 4 calendar years preceding the calendar year for which the registration is effective.

5 **SECTION 70.** 448.13 (1m) of the statutes is amended to read:

6 448.13 (1m) The board shall, on a random basis, verify the accuracy of proof
7 submitted by physicians under sub. (1) (a) and may, at any time ~~during the 2 calendar~~
8 ~~years specified in sub. (1) (a)~~, require a physician to submit proof of any continuing
9 education, professional development, and maintenance of certification or
10 performance improvement or continuing medical education programs or courses of
11 study that he or she has attended and completed ~~at that time during the 2 calendar~~
12 years since he or she last registered under s. 448.07.

13 **SECTION 71.** 448.55 (2) of the statutes is amended to read:

14 448.55 (2) The renewal dates for licenses granted under this subchapter, other
15 than temporary licenses granted under rules promulgated under s. 448.53 (2), ~~are~~
16 specified shall be as determined under s. 440.08 (2) (a). Renewal applications shall
17 be submitted to the department on a form provided by the department and shall
18 include the renewal fee determined by the department under s. 440.03 (9) (a) and
19 proof of compliance with the requirements established in any rules promulgated
20 under sub. (3).

21 **SECTION 72.** 448.65 (2) (intro.) of the statutes is amended to read:

22 448.65 (2) (intro.) The renewal date for a license granted under this subchapter,
23 other than a temporary license granted under rules promulgated under s. 448.63 (3),
24 ~~is specified shall be as determined~~ under s. 440.08 (2) (a). Renewal applications shall

ASSEMBLY BILL 204**SECTION 72**

1 be submitted to the department on a form provided by the department and shall be
2 accompanied by all of the following:

3 **SECTION 73.** 448.665 of the statutes is amended to read:

4 **448.665 Continuing education.** The affiliated credentialing board shall
5 promulgate rules establishing requirements and procedures for licensees to
6 complete continuing education programs or courses of study in order to qualify for
7 renewal of a license granted under this subchapter. The rules shall require a licensee
8 to complete at least 30 hours of continuing education programs or courses of study
9 within each ~~2-year~~ 4-year period immediately preceding the renewal date ~~specified~~
10 determined under s. 440.08 (2) (a). The affiliated credentialing board may waive all
11 or part of these requirements for the completion of continuing education programs
12 or courses of study if the affiliated credentialing board determines that prolonged
13 illness, disability or other exceptional circumstances have prevented a licensee from
14 completing the requirements.

15 **SECTION 74.** 448.86 (2) of the statutes is amended to read:

16 448.86 (2) The renewal dates for certificates granted under this subchapter,
17 other than temporary certificates granted under s. 448.80, ~~are specified~~ shall be as
18 determined under s. 440.08 (2) (a). Renewal applications shall be submitted to the
19 department on a form provided by the department and shall include the renewal fee
20 determined by the department under s. 440.03 (9) (a).

21 **SECTION 75.** 448.9545 (1) (a) of the statutes is amended to read:

22 448.9545 (1) (a) To be eligible for renewal of a license issued under s. 448.953
23 (1) or (2), a licensee shall, during the ~~2-year~~ 4-year period immediately preceding
24 the renewal date ~~specified~~ determined under s. 440.08 (2) (a), complete not less than

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1 ~~30~~ 60 credit hours of continuing education in courses of study approved by the
2 affiliated credentialing board.

3 **SECTION 76.** 448.9545 (1) (b) (intro.) of the statutes is amended to read:

4 448.9545 (1) (b) (intro.) No more than ~~10~~ 20 credit hours of the continuing
5 education required under par. (a) may be on any of the following subject areas or
6 combination of subject areas:

7 **SECTION 77.** 448.955 (1) of the statutes is amended to read:

8 448.955 (1) The renewal dates for licenses granted under this subchapter ~~are~~
9 ~~specified~~ shall be as determined under s. 440.08 (2) (a).

10 **SECTION 78.** 448.955 (2) (a) of the statutes is amended to read:

11 448.955 (2) (a) Completed, during the ~~2-year~~ 4-year period immediately
12 preceding the renewal date ~~specified in~~ determined under s. 440.08 (2) (a), the
13 continuing education requirements specified in s. 448.9545.

14 **SECTION 79.** 448.955 (3) (a) of the statutes is amended to read:

15 448.955 (3) (a) A place for the licensee to describe his or her work history,
16 including the average number of hours worked each week, for the ~~2-year~~ 4-year
17 period immediately preceding the renewal date ~~specified in~~ determined under s.
18 440.08 (2) (a).

19 **SECTION 80.** 448.956 (1) (c) of the statutes is amended to read:

20 448.956 (1) (c) A protocol established under par. (a) shall be updated no later
21 than 30 days before the licensee's renewal date ~~specified in~~ s. 440.08 (2) (a) ~~14f~~.

22 **SECTION 81.** 448.967 (2) of the statutes is amended to read:

23 448.967 (2) The renewal dates for licenses granted under this subchapter ~~are~~
24 ~~specified~~ shall be as determined under s. 440.08 (2) (a). Renewal applications shall
25 be submitted to the department on a form provided by the department and shall

ASSEMBLY BILL 204**SECTION 81**

1 include the renewal fee determined by the department under s. 440.03 (9) (a) and a
2 statement attesting compliance with the continuing education requirements
3 established in rules promulgated under s. 448.965 (1) (b).

4 **SECTION 82.** 448.9703 (3) (a) of the statutes is amended to read:

5 448.9703 (3) (a) Successfully completed at least ~~30~~ 60 hours of continuing
6 education in the prior ~~2-year~~ 4-year period.

7 **SECTION 83.** 448.9706 (2) of the statutes is amended to read:

8 448.9706 (2) Except as provided in s. 448.9705, the renewal dates for licenses
9 granted under this subchapter are ~~specified~~ determined under s. 440.08 (2) (a).
10 Renewal applications shall be submitted to the department on a form provided by the
11 department, and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~
12 determined by the department under s. 440.03 (9) (a) and proof of compliance with
13 the requirements established by rules promulgated by the board under s. 448.9703
14 (3).

15 **SECTION 84.** 448.974 (2) (a) of the statutes is amended to read:

16 448.974 (2) (a) The renewal date for a license issued under this subchapter is
17 ~~specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal fees for such
18 licenses are determined by the department under s. 440.03 (9) (a). Renewal of a
19 license is subject to par. (b).

20 **SECTION 85.** 449.06 (1) of the statutes is amended to read:

21 449.06 (1) Persons practicing optometry shall, on or before the applicable
22 renewal date ~~specified~~ determined under s. 440.08 (2) (a), ~~register with,~~ submit a
23 renewal application to the department, pay the applicable renewal fee determined
24 by the department under s. 440.03 (9) (a), and provide evidence satisfactory to the

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1 examining board that he or she has complied with the rules promulgated under sub.
2 (2m).

3 **SECTION 86.** 449.06 (2m) of the statutes is amended to read:

4 449.06 **(2m)** The examining board shall promulgate rules requiring a person
5 who is issued a license to practice optometry to complete, during the ~~2-year~~ 4-year
6 period immediately preceding the person's renewal date ~~specified in~~ determined
7 under s. 440.08 (2) ~~(a)~~, not less than ~~30~~ 60 hours of continuing education. The rules
8 shall include requirements that apply only to optometrists who are allowed to use
9 topical ocular diagnostic pharmaceutical agents under s. 449.17 or who are allowed
10 to use therapeutic pharmaceutical agents or remove foreign bodies from an eye or
11 from an appendage to the eye under s. 449.18.

12 **SECTION 87.** 450.08 (1) of the statutes is amended to read:

13 450.08 **(1)** The renewal dates for all licenses and registrations granted by the
14 board are ~~specified~~ determined under s. 440.08 (2) ~~(a)~~. Except as provided under sub.
15 (2) (a), only a holder of an unexpired license or registration may engage in his or her
16 licensed activity.

17 **SECTION 88.** 450.08 (2) (a) of the statutes is amended to read:

18 450.08 **(2)** (a) A pharmacist's license may be renewed by complying with
19 continuing education requirements under s. 450.085 and paying the applicable fee
20 determined by the department under s. 440.03 (9) (a) on or before the applicable
21 renewal date ~~specified~~ determined under s. 440.08 (2) ~~(a)~~. Notwithstanding s. 440.08
22 (3) (a), if a pharmacist fails to obtain renewal by that date, the board may suspend
23 the pharmacist's license, and the board may require the pharmacist to pass an
24 examination to the satisfaction of the board to restore that license.

25 **SECTION 89.** 450.08 (2) (b) of the statutes is amended to read:

ASSEMBLY BILL 204**SECTION 89**

1 450.08 (2) (b) A pharmacy, pharmacy technician's, manufacturer's,
2 distributor's, or home medical oxygen provider's license or registration may be
3 renewed by paying the applicable fee determined by the department under s. 440.03
4 (9) (a) on or before the applicable renewal date ~~specified~~ determined under s. 440.08
5 (2) (a).

6 **SECTION 90.** 450.085 (1) of the statutes is amended to read:

7 450.085 (1) An applicant for renewal of a license under s. 450.08 (2) (a) shall
8 submit proof that he or she has completed, within the ~~2-year~~ 4-year period
9 immediately preceding the date of his or her application, ~~30~~ 60 hours of continuing
10 education in courses conducted by a provider that is approved by the Accreditation
11 Council for Pharmacy Education or in courses approved by the board. Courses
12 specified in s. 450.035 (1r) and (2) are courses in continuing education for purposes
13 of this subsection. This subsection does not apply to an applicant for renewal of a
14 license that expires on the first renewal date after the date on which the board
15 initially granted the license.

16 **SECTION 91.** 451.04 (4) of the statutes is amended to read:

17 451.04 (4) EXPIRATION AND RENEWAL. Renewal applications shall be submitted
18 to the department on a form provided by the department on or before the applicable
19 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and shall include the
20 applicable renewal fee determined by the department under s. 440.03 (9) (a).

21 **SECTION 92.** 452.10 (2) of the statutes is repealed.

22 **SECTION 93.** 452.12 (1) of the statutes is amended to read:

23 452.12 (1) EXPIRATION. A license granted by the board entitles the holder to act
24 as a broker or salesperson, as the case may be, until the applicable renewal date
25 ~~specified~~ determined under s. 440.08 (2) (a).

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1 **SECTION 94.** 452.12 (5) (a) of the statutes is amended to read:

2 452.12 (5) (a) Renewal applications for all licenses shall be submitted with the
3 applicable renewal fee determined by the department under s. 440.03 (9) (a) on or
4 before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a). The
5 department shall pay \$10 of each renewal fee received under this paragraph to the
6 Board of Regents of the University of Wisconsin System for research and
7 educational, public outreach, and grant activities under s. 36.25 (34).

8 **SECTION 95.** 452.132 (2) (c) of the statutes is amended to read:

9 452.132 (2) (c) Before a licensee becomes associated with the firm and at the
10 beginning of each ~~biennial~~ 4-year licensure period, ensure that the licensee holds a
11 valid license.

12 **SECTION 96.** 454.06 (8) of the statutes is amended to read:

13 454.06 (8) EXPIRATION AND RENEWAL. The renewal date for licenses issued under
14 subs. (2) to (6) ~~is specified~~ shall be as determined under s. 440.08 (2) (a), and the
15 renewal fees for such licenses are determined by the department under s. 440.03 (9)
16 (a). The examining board may not renew a license issued to a person under subs. (2)
17 to (6) unless the person certifies to the examining board that the person has reviewed
18 the current digest under s. 454.125.

19 **SECTION 97.** 454.08 (9) of the statutes is amended to read:

20 454.08 (9) The renewal date for licenses issued under this section ~~is specified~~
21 shall be as determined under s. 440.08 (2) (a), and the renewal fee for such licenses
22 is determined by the department under s. 440.03 (9) (a).

23 **SECTION 98.** 454.23 (5) of the statutes is amended to read:

24 454.23 (5) EXPIRATION AND RENEWAL. The renewal date for a license granted
25 under sub. (2) ~~is specified~~ shall be as determined under s. 440.08 (2) (a), and the

ASSEMBLY BILL 204**SECTION 98**

1 renewal fee for that license is determined by the department under s. 440.03 (9) (a).
2 The department may not renew a license granted to a person under this section
3 unless the person certifies to the department that the person has reviewed the
4 current digest under s. 454.267.

5 **SECTION 99.** 454.25 (9) of the statutes is amended to read:

6 454.25 (9) The renewal date for a barbering establishment license ~~is specified~~
7 shall be as determined under s. 440.08 (2) (a), and the renewal fee for a barbering
8 establishment license is determined by the department under s. 440.03 (9) (a).

9 **SECTION 100.** 455.06 (1) (a) of the statutes is amended to read:

10 455.06 (1) (a) Except as provided in par. (b), the renewal dates for licenses
11 issued under this subchapter or under s. 455.04 (4), 2019 stats., ~~are specified~~ shall
12 be as determined under s. 440.08 (2) (a), and the renewal fee for such licenses is
13 determined by the department under s. 440.03 (9) (a).

14 **SECTION 101.** 455.065 (7) of the statutes is amended to read:

15 455.065 (7) Grant an exemption from the continuing education requirements
16 under this section to a psychologist who certifies to the examining board that he or
17 she has permanently retired from the practice of psychology. A psychologist who has
18 been granted an exemption under this subsection may not return to active practice
19 without submitting evidence satisfactory to the examining board of having
20 completed the required continuing education credits within the ~~2-year~~ 4-year period
21 prior to the return to the practice of psychology.

22 **SECTION 102.** 456.07 (title) of the statutes is repealed and recreated to read:

23 **456.07 (title) Renewal.**

24 **SECTION 103.** 456.07 (1) and (3) of the statutes are repealed.

25 **SECTION 104.** 456.07 (2) of the statutes is amended to read:

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1 456.07 (2) ~~The application for a new certificate of registration~~ The renewal date
2 for a license issued under this subchapter shall be as determined under s. 440.08 (2).
3 A renewal application shall include the applicable renewal fee determined by the
4 department under s. 440.03 (9) (a), a report of any facts requested by the examining
5 board on forms provided for such purpose, and evidence satisfactory to the examining
6 board that during the biennial period immediately preceding ~~application for~~
7 ~~registration~~ the renewal date, the applicant has attended a continuing education
8 program or course of study. During the time between initial licensure and
9 commencement of a full ~~2-year~~ licensure period, new licensees shall not be required
10 to meet continuing education requirements. ~~All registration fees are payable on or~~
11 ~~before the applicable renewal date specified under s. 440.08 (2) (a).~~

12 **SECTION 105.** 456.07 (5) of the statutes is amended to read:

13 456.07 (5) Only an individual who ~~has qualified as a~~ is licensed and registered
14 as a nursing home administrator under this chapter and ~~who holds a valid current~~
15 ~~registration certificate under this section for the current registration period~~ may use
16 the title “Nursing Home Administrator”, and the abbreviation “N.H.A.” after the
17 person’s name. No other person may use or be designated by such title or such
18 abbreviation or any other words, letters, sign, card or device tending to or intended
19 to indicate that the person is a licensed and registered nursing home administrator.

20 **SECTION 106.** 457.20 (2) of the statutes is amended to read:

21 457.20 (2) The renewal dates for certificates and licenses granted under this
22 chapter, other than training certificates and licenses or temporary certificates or
23 licenses, ~~are specified~~ shall be as determined under s. 440.08 (2) (a).

24 **SECTION 107.** 457.22 (2) of the statutes is amended to read:

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1 457.22 (2) The rules promulgated under sub. (1) may not require an individual
2 to complete more than ~~30~~ 60 hours of continuing education programs or courses of
3 study in order to qualify for renewal. The appropriate section of the examining board
4 may waive all or part of the requirements established in rules promulgated under
5 this section if it determines that prolonged illness, disability, or other exceptional
6 circumstances have prevented the individual from completing the requirements.

7 **SECTION 108.** 458.09 (3) of the statutes is amended to read:

8 458.09 (3) The number of hours of attendance at and completion of continuing
9 education programs or courses of study required under the rules promulgated under
10 s. 458.085 (3) shall be reduced by one hour for each hour of attendance at and
11 completion of, within the ~~2~~ 4 years immediately preceding the date on which the
12 renewal application is submitted, continuing education programs or courses of study
13 that the applicant has attended and completed in order to continue to qualify for
14 employment as an assessor and that the department determines is substantially
15 equivalent to attendance at and completion of continuing education programs or
16 courses of study for certified general appraisers, certified residential appraisers or
17 licensed appraisers, as appropriate.

18 **SECTION 109.** 458.11 of the statutes is amended to read:

19 **458.11 Expiration and renewal.** Renewal applications shall be submitted
20 to the department on a form provided by the department on or before the applicable
21 renewal date ~~specified~~ determined under s. 440.08 (2) (~~a~~) and shall include the
22 applicable renewal fee determined by the department under s. 440.03 (9) (a).
23 Renewal of an appraiser certificate automatically renews the individual's appraiser
24 license without payment of the renewal fee for the appraiser license or completion
25 of any additional continuing education requirements that would otherwise be

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1 required for renewal of the appraiser license. Renewal applications shall be
2 accompanied by proof of completion of the continuing education requirements in s.
3 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989 stats., and s. 458.08
4 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew a certificate that was
5 granted under s. 458.06 (3) or (4) before May 29, 1993, unless the holder of the
6 certificate submits evidence satisfactory to the department that he or she has
7 successfully completed the applicable educational requirements specified in rules
8 promulgated under s. 458.085 (1) and the department may not renew a certificate
9 that was granted under s. 458.08 (3) before May 29, 1993, unless the holder of the
10 certificate submits evidence satisfactory to the department that he or she has
11 successfully completed the applicable education and experience requirements
12 specified in rules promulgated under s. 458.085 (1) and (2).

13 **SECTION 110.** 458.13 of the statutes is amended to read:

14 **458.13 Continuing education requirements.** At the time of renewal of a
15 certificate issued under this subchapter, each applicant shall submit proof that,
16 within the ~~2~~ 4 years immediately preceding the date on which the renewal
17 application is submitted, he or she has satisfied the continuing education
18 requirements specified in the rules promulgated under s. 458.085 (3).

19 **SECTION 111.** 458.33 (5) of the statutes is amended to read:

20 458.33 (5) RENEWALS. A licensed appraisal management company shall submit
21 a renewal application, along with the applicable renewal fee determined by the
22 department under s. 440.03 (9) (a), but not to exceed \$2,000, to the department on
23 a form prescribed by the department by the applicable renewal date specified
24 determined under s. 440.08 (2) (a). A renewal under this subsection is subject to sub.
25 (4).

ASSEMBLY BILL 204**SECTION 112**

1 **SECTION 112.** 459.09 (1) (intro.) of the statutes is amended to read:

2 459.09 (1) (intro.) Each person issued a license under this subchapter shall, on
3 or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a), do
4 all of the following:

5 **SECTION 113.** 459.09 (1) (b) of the statutes is amended to read:

6 459.09 (1) (b) Submit with the renewal application proof that he or she
7 completed, within the ~~2 years~~ 4-year period immediately preceding the date of his
8 or her application, 20 hours of continuing education programs or courses of study
9 approved or required under rules promulgated under s. 459.095. This paragraph
10 does not apply to an applicant for renewal of a license that expires on the first
11 renewal date after the date on which the examining board initially granted the
12 license.

13 **SECTION 114.** 459.24 (5) (intro.) of the statutes is amended to read:

14 459.24 (5) EXPIRATION AND RENEWAL. (intro.) The renewal dates for licenses
15 granted under this subchapter, other than temporary licenses granted under sub.
16 (6), ~~are specified~~ shall be as determined under in s. 440.08 (2) (a). Renewal
17 applications shall be submitted to the department on a form provided by the
18 department and shall include all of the following:

19 **SECTION 115.** 459.24 (5) (b) of the statutes is amended to read:

20 459.24 (5) (b) Proof that the applicant completed, within the ~~2 years~~ 4-year
21 period immediately preceding the date of his or her application, 20 hours of
22 continuing education programs or courses of study approved or required under rules
23 promulgated under sub. (5m). This paragraph does not apply to an applicant for
24 renewal of a license that expires on the first renewal date after the date on which the
25 examining board initially granted the license.

ASSEMBLY BILL 204**SECTION 116**

1 **SECTION 116.** 460.07 (2) (intro.) of the statutes is amended to read:

2 460.07 (2) (intro.) Renewal applications shall be submitted to the department
3 on a form provided by the department on or before the applicable renewal date
4 ~~specified~~ determined under s. 440.08 (2) (a) and shall include all of the following:

5 **SECTION 117.** 460.10 (1) (a) of the statutes is amended to read:

6 460.10 (1) (a) Requirements and procedures for a license holder to complete
7 continuing education programs or courses of study to qualify for renewal of his or her
8 license. The rules promulgated under this paragraph may not require a license
9 holder to complete more than 24 ~~48~~ hours of continuing education programs or
10 courses of study in order to qualify for renewal of his or her license.

11 **SECTION 118.** 462.05 (1) of the statutes is amended to read:

12 462.05 (1) The renewal date for licenses and limited X-ray machine operator
13 permits granted under this chapter ~~is specified in~~ shall be as determined under s.
14 440.08 (2) (a). Renewal applications shall be submitted to the department on a form
15 provided by the department and shall include the renewal fee determined by the
16 department under s. 440.03 (9) (a).

17 **SECTION 119.** 466.04 (3) (a) (intro.) of the statutes is amended to read:

18 466.04 (3) (a) (intro.) The renewal date for licenses granted under this chapter
19 ~~is specified~~ shall be as determined under s. 440.08 (2) (a). Renewal applications shall
20 be submitted to the department on a form provided by the department. The
21 application shall include all of the following in order for the license to be renewed:

22 **SECTION 120.** 470.045 (3) (b) of the statutes is amended to read:

23 470.045 (3) (b) The renewal date for certificates of authorization under this
24 section ~~is specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal
25 fee for such certificates is determined by the department under s. 440.03 (9) (a).

ASSEMBLY BILL 204**SECTION 121**

1 **SECTION 121.** 470.07 of the statutes is amended to read:

2 **470.07 Renewal of licenses.** The renewal dates for licenses granted under
3 this chapter ~~are specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~. Renewal
4 applications shall be submitted to the department on a form provided by the
5 department and shall include the renewal fee determined by the department under
6 s. 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining
7 board that the applicant has completed any continuing education requirements
8 specified in rules promulgated under s. 470.03 (2).

9 **SECTION 122.** 480.08 (5) of the statutes is amended to read:

10 **480.08 (5) EXPIRATION AND RENEWAL.** The renewal date for certificates granted
11 under this chapter, other than temporary certificates granted under sub. (7), is
12 specified shall be as determined under s. 440.08 (2) ~~(a)~~, and the renewal fee for
13 certificates granted under this chapter, other than temporary certificates granted
14 under sub. (7), is determined by the department under s. 440.03 (9) (a). Renewal
15 applications shall include evidence satisfactory to the department that the applicant
16 holds a current permit issued under s. 77.52 (9). A renewal application for an
17 auctioneer certificate shall be accompanied by proof of completion of continuing
18 education requirements under sub. (6).

19 **SECTION 123. Nonstatutory provisions.**

20 (1) (a) In this subsection:

21 1. “Credentialing board” has the meaning given in s. 440.01 (2) (bm).

22 2. “Department” means the department of safety and professional services.

23 (b) The department and each credentialing board may promulgate emergency
24 rules under s. 227.24 necessary to implement this act. Notwithstanding s. 227.24 (1)
25 (c) and (2), emergency rules promulgated under this paragraph remain in effect until

ASSEMBLY BILL 204**SECTION 123**

1 May 1, 2025, or the date on which permanent rules take effect, whichever is sooner.
2 Notwithstanding s. 227.24 (1) (a) and (3), neither the department nor any
3 credentialing board is required to provide evidence that promulgating a rule under
4 this paragraph as an emergency rule is necessary for the preservation of the public
5 peace, health, safety, or welfare or provide a finding of emergency for a rule
6 promulgated under this paragraph.

7 **SECTION 124. Effective dates.** This act takes effect on the first day of the 3rd
8 month beginning after publication, except as follows:

9 (1) The treatment of ss. 440.08 (2) (a) 37m., 448.9703 (3) (a), and 448.9706 (2)
10 takes effect on May 1, 2023, or on the first day of the 3rd month beginning after
11 publication, whichever occurs later.

12

(END)



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-2562/1
MED:wlj

2023 SENATE BILL 193

April 3, 2023 - Introduced by JOINT LEGISLATIVE COUNCIL. Referred to Committee on Licensing, Constitution and Federalism.

1 **AN ACT** *to repeal* 440.992 (6), 452.10 (2) and 456.07 (1) and (3); *to renumber*
2 440.08 (2) (d) and 440.08 (2) (e); *to renumber and amend* 440.08 (2) (a) 1. to
3 37., 440.08 (2) (a) 37m., 440.08 (2) (a) 38. to 72., 440.08 (2) (c), 446.025 (3) (a)
4 and 446.026 (3) (a); *to amend* 440.03 (14) (c), 440.03 (15), 440.032 (5), 440.08
5 (2) (title), 440.08 (2) (a) (intro.), 440.08 (2) (b), 440.08 (4) (a), 440.09 (3) (a),
6 440.26 (3), 440.26 (5m) (b), 440.313 (1), 440.415 (2) (a), 440.71 (3), 440.88 (4),
7 440.905 (2), 440.91 (1) (c), 440.91 (1m) (c), 440.91 (4), 440.92 (1) (c), 440.972 (2),
8 440.974 (2), 440.98 (6), 440.983 (1), 440.9935, 441.06 (3), 441.10 (6), 441.15 (3)
9 (b), 442.083 (1), 442.083 (2) (a), 443.015 (1e), 443.07 (6), 443.08 (3) (b), 443.10
10 (2) (e), 443.10 (5), 445.06 (1), 445.07 (1) (a) and (b), 445.095 (1) (c), 445.105 (3),
11 446.02 (1) (b), 446.02 (4), 446.025 (3) (b), 446.026 (3) (b), 447.05 (1) (a), 447.055
12 (1) (a), 447.055 (1) (b) 1., 447.055 (1) (b) 2., 447.056 (1) (intro.), 447.056 (3),
13 447.058 (2) (b), 448.07 (1) (a), 448.13 (1) (a) 1., 448.13 (1) (a) 2., 448.13 (1m),
14 448.55 (2), 448.65 (2) (intro.), 448.665, 448.86 (2), 448.9545 (1) (a), 448.9545 (1)

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1 (b) (intro.), 448.955 (1), 448.955 (2) (a), 448.955 (3) (a), 448.956 (1) (c), 448.967
2 (2), 448.9703 (3) (a), 448.9706 (2), 448.974 (2) (a), 449.06 (1), 449.06 (2m), 450.08
3 (1), 450.08 (2) (a), 450.08 (2) (b), 450.085 (1), 451.04 (4), 452.12 (1), 452.12 (5)
4 (a), 452.132 (2) (c), 454.06 (8), 454.08 (9), 454.23 (5), 454.25 (9), 455.06 (1) (a),
5 455.065 (7), 456.07 (2), 456.07 (5), 457.20 (2), 457.22 (2), 458.09 (3), 458.11,
6 458.13, 458.33 (5), 459.09 (1) (intro.), 459.09 (1) (b), 459.24 (5) (intro.), 459.24
7 (5) (b), 460.07 (2) (intro.), 460.10 (1) (a), 462.05 (1), 466.04 (3) (a) (intro.),
8 470.045 (3) (b), 470.07 and 480.08 (5); **to repeal and recreate** 448.13 (title) and
9 456.07 (title); and **to create** 440.08 (2) (a) 1n., 2n., 3n. and 4n., 440.08 (2) (ag)
10 (intro.), 440.08 (2) (ar), 440.08 (2m) (title), 440.08 (2m) (b), 446.025 (3) (a) 2. and
11 446.026 (3) (a) 2. of the statutes; **relating to:** renewal dates and continuing
12 education requirements for certain credentials issued by the Department of
13 Safety and Professional Services and credentialing boards and granting
14 rule-making authority.

Analysis by the Legislative Reference Bureau

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

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:

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the Joint Legislative Council's Study Committee on Occupational Licenses.

Under current law, a two-year renewal period applies to many health and business credentials administered by the Department of Safety and Professional Services (DSPS) or a credentialing board. The renewal date for each two-year period is specified by statute. As part of a credential holder's renewal, some professions specify continuing education requirements by statute, while some professions may establish continuing education requirements by rule.

The bill revises each two-year renewal period in the health and business professions to four-year renewal periods. Where specified in the statutes, the bill doubles the corresponding credential's continuing education requirement.

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The bill specifies that DSPS may, in cooperation with the credentialing boards, phase in the new four-year renewal periods in a manner that allows one two-year renewal to occur after the law takes effect. DSPS may also stagger the renewal dates among credential holders so that approximately half of renewals within a profession occur every two years.

The bill specifies that if the four-year renewal period is in place before revised renewal fees are approved by the Joint Committee on Finance, DSPS may double the two-year renewal fee. The bill also specifies the converse, that if a two-year renewal applies to an individual after a four-year renewal fee has been established, the individual is required to pay only one-half of the four-year renewal fee.

If DSPS implements measures to phase in four-year renewal periods or to stagger renewal dates within a profession, the bill requires DSPS to do so by administrative rule. The bill also grants emergency rulemaking authority to DSPS and the credentialing boards to implement the provisions of the bill without making a finding of emergency, and allows an emergency rule to remain in effect until May 1, 2025, or the date on which the permanent rule takes effect, whichever is sooner. Lastly, the bill specifies that its provisions take effect on the first day of the third month following enactment.

1 **SECTION 1.** 440.03 (14) (c) of the statutes is amended to read:

2 440.03 (14) (c) The renewal dates for certificates granted under par. (a) and
3 licenses granted under par. (am) ~~are specified in~~ shall be as determined under s.
4 440.08 (2) (a). Renewal applications shall be submitted to the department on a form
5 provided by the department and shall include the renewal fee determined by the
6 department under s. 440.03 (9) (a) and evidence satisfactory to the department that
7 the person's certification, registration, or accreditation specified in par. (a) 1. a., 2.
8 a., or 3. a. has not been revoked.

9 **SECTION 2.** 440.03 (15) of the statutes is amended to read:

10 440.03 (15) The department shall promulgate rules that establish the fees
11 specified in ss. 440.05 (10) and 440.08 ~~(2) (d)~~ (2m) (c).

12 **SECTION 3.** 440.032 (5) of the statutes is amended to read:

13 440.032 (5) LICENSE RENEWAL. The renewal dates for licenses granted under
14 sub. (3) ~~are specified in~~ shall be as determined under s. 440.08 (2) ~~(a) 68e~~. Renewal
15 applications shall be submitted to the department on a form provided by the
16 department and shall include the renewal fee determined by the department under
17 s. 440.03 (9) (a) and evidence satisfactory to the department that the person's

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1 certification or membership specified in sub. (3) that is required for the license has
2 not been revoked or invalidated.

3 **SECTION 4.** 440.08 (2) (title) of the statutes is amended to read:

4 440.08 (2) (title) RENEWAL DATES, FEES AND APPLICATIONS.

5 **SECTION 5.** 440.08 (2) (a) (intro.) of the statutes is amended to read:

6 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,
7 444.03, 444.11, 447.04 (2) (c) 2., 447.05 (1) (b), 449.17 (1m) (d), 449.18 (2) (e), 455.06
8 (1) (b), 463.10, 463.12, and 463.25 and subch. II of ch. 448, ~~the renewal dates for~~
9 ~~credentials are as follows~~ all of the following apply with respect to renewals of
10 credentials:

11 **SECTION 6.** 440.08 (2) (a) 1. to 37. of the statutes are renumbered 440.08 (2) (ag)
12 1. to 37. and amended to read:

13 440.08 (2) (ag) 1. Accountant, certified public: December 15 of each every other
14 odd-numbered year.

15 3. Accounting corporation or partnership: December 15 of each every other
16 odd-numbered year.

17 4. Acupuncturist: July 1 of each every other odd-numbered year.

18 4m. Advanced practice nurse prescriber: October 1 of each every other
19 even-numbered year.

20 5. Aesthetician: April 1 of each every other odd-numbered year.

21 6. Aesthetics establishment: April 1 of each every other odd-numbered year.

22 8. Aesthetics school: April 1 of each every other odd-numbered year.

23 9. Aesthetics specialty school: April 1 of each every other odd-numbered year.

24 9m. Substance abuse counselor, clinical supervisor, or prevention specialist:
25 except as limited in s. 440.88 (4), March 1 of each every other odd-numbered year.

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- 1 10. Anesthesiologist assistant: October 1 of each every other even-numbered
2 year.
- 3 10m. Appraisal management company: December 15 of each every other
4 odd-numbered year.
- 5 11. Appraiser, real estate, certified general: December 15 of each every other
6 odd-numbered year.
- 7 11m. Appraiser, real estate, certified residential: December 15 of each every
8 other odd-numbered year.
- 9 12. Appraiser, real estate, licensed: December 15 of each every other
10 odd-numbered year.
- 11 13. Architect: August 1 of each every other even-numbered year.
- 12 14. Architectural or engineering firm, partnership or corporation: February 1
13 of each every other even-numbered year.
- 14 14d. Athlete agent: July 1 of each every other even-numbered year.
- 15 14f. Athletic trainer: July 1 of each every other even-numbered year.
- 16 14g. Auction company: December 15 of each every other even-numbered year.
- 17 14r. Auctioneer: December 15 of each every other even-numbered year.
- 18 15. Audiologist: February 1 of each every other odd-numbered year.
- 19 15m. Barber: April 1 of each every other odd-numbered year.
- 20 16. Barbering establishment: April 1 of each every other odd-numbered year.
- 21 19. Barbering school: April 1 of each every other odd-numbered year.
- 22 20m. Behavior analyst: December 15 of each every other even-numbered year.
- 23 21. Cemetery authority, licensed: December 15 of each every other
24 even-numbered year.

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1 21m. Cemetery authority, registered: December 15 of each every other
2 even-numbered year; \$10.

3 22. Cemetery preneed seller: December 15 of each every other even-numbered
4 year.

5 23. Cemetery salesperson: December 15 of each every other even-numbered
6 year.

7 23p. Chiropractic radiological technician: December 15 of each every other
8 even-numbered year.

9 23s. Chiropractic technician: December 15 of each every other even-numbered
10 year.

11 24. Chiropractor: December 15 of each every other even-numbered year.

12 24b. Cosmetologist: April 1 of each every other odd-numbered year.

13 24d. Cosmetology establishment: April 1 of each every other odd-numbered
14 year.

15 24k. Cosmetology school: April 1 of each every other odd-numbered year.

16 24m. Crematory authority: January 1 of each every other even-numbered
17 year.

18 25. Dental hygienist: October 1 of each every other odd-numbered year.

19 26. Dentist: October 1 of each every other odd-numbered year.

20 26m. Dentist, faculty member: October 1 of each every other odd-numbered
21 year.

22 27. Designer of engineering systems: February 1 of each every other
23 even-numbered year.

24 27m. Dietitian: November 1 of each every other even-numbered year.

25 29. Drug manufacturer: June 1 of each every other even-numbered year.

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1 30. Electrologist: April 1 of each every other odd-numbered year.

2 31. Electrology establishment: April 1 of each every other odd-numbered year.

3 33. Electrology school: April 1 of each every other odd-numbered year.

4 34. Electrology specialty school: April 1 of each every other odd-numbered
5 year.

6 35. Engineer, professional: August 1 of each every other even-numbered year.

7 36. Funeral director: December 15 of each every other odd-numbered year.

8 37. Funeral establishment: June 1 of each every other odd-numbered year.

9 **SECTION 7.** 440.08 (2) (a) 1n., 2n., 3n. and 4n. of the statutes are created to read:

10 440.08 (2) (a) 1n. Beginning with the first renewal after the initial issuance of
11 a credential, the credential may be renewed every 4 years as provided in this
12 paragraph.

13 2n. General renewal dates shall be as specified in par. (ag).

14 3n. The department may, if practical and expedient, stagger renewal dates
15 among credential holders so that approximately half of renewals occur every 2 years.

16 4n. The department shall promulgate rules for the implementation of subds.
17 1n. to 3n.

18 **SECTION 8.** 440.08 (2) (a) 37m. of the statutes, as created by 2021 Wisconsin Act
19 251, is renumbered 440.08 (2) (ag) 37m. and amended to read:

20 440.08 (2) (ag) 37m. Genetic counselor: November 1 of each every other
21 odd-numbered year.

22 **SECTION 9.** 440.08 (2) (a) 38. to 72. of the statutes are renumbered 440.08 (2)
23 (ag) 38. to 72. and amended to read:

24 440.08 (2) (ag) 38. Hearing instrument specialist: February 1 of each every
25 other odd-numbered year.

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1 38g. Home inspector: December 15 of each every other even-numbered year.

2 38h. Home medical oxygen provider: June 1 of each every other
3 even-numbered year.

4 38i. Interior design firm, partnership, or corporation: February 1 of each every
5 other even-numbered year.

6 38j. Juvenile martial arts instructor: September 1 of each every other
7 even-numbered year.

8 38m. Landscape architect: August 1 of each every other even-numbered year.

9 39. Land surveyor, professional: February 1 of each every other
10 even-numbered year.

11 39m. Limited X-ray machine operator: September 1 of each every other
12 even-numbered year.

13 42. Manicuring establishment: April 1 of each every other odd-numbered year.

14 44. Manicuring school: April 1 of each every other odd-numbered year.

15 45. Manicuring specialty school: April 1 of each every other odd-numbered
16 year.

17 46. Manicurist: April 1 of each every other odd-numbered year.

18 46m. Marriage and family therapist: March 1 of each every other
19 odd-numbered year.

20 46r. Massage therapist or bodywork therapist: March 1 of each every other
21 odd-numbered year.

22 46w. Midwife, licensed: July 1 of each every other even-numbered year.

23 46y. Mobile dentistry program registration: October 1 of each every other
24 odd-numbered year.

25 47g. Naturopathic doctor: January 1 of each every other odd-numbered year.

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- 1 47h. Naturopathic doctor, limited-scope: January 1 of each every other
2 odd-numbered year.
- 3 48. Nurse, licensed practical: May 1 of each every other odd-numbered year.
- 4 49. Nurse, registered: March 1 of each every other even-numbered year.
- 5 50. Nurse-midwife: March 1 of each every other even-numbered year.
- 6 51. Nursing home administrator: July 1 of each every other even-numbered
7 year.
- 8 52. Occupational therapist: June 1 of each every other odd-numbered year.
- 9 53. Occupational therapy assistant: June 1 of each every other odd-numbered
10 year.
- 11 54. Optometrist: December 15 of each every other odd-numbered year.
- 12 54m. Perfusionist: March 1 of each every other even-numbered year.
- 13 55. Pharmacist: June 1 of each every other even-numbered year.
- 14 56. Pharmacy, in-state and out-of-state: June 1 of each every other
15 even-numbered year.
- 16 56m. Pharmacy technician: June 1 of each every other even-numbered year.
- 17 57. Physical therapist: March 1 of each every other odd-numbered year.
- 18 57m. Physical therapist assistant: March 1 of each every other odd-numbered
19 year.
- 20 58. Physician, other than a physician who possesses the degree of doctor of
21 osteopathy: November 1 of each every other odd-numbered year.
- 22 58m. Physician who possesses the degree of doctor of osteopathy: November
23 1 of each every other odd-numbered year.
- 24 59. Physician assistant: March 1 of each every other even-numbered year.
- 25 60. Podiatrist: November 1 of each every other even-numbered year.

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1 61. Private detective: September 1 of each every other even-numbered year.

2 62. Private detective agency: September 1 of each every other odd-numbered
3 year.

4 63. Private practice school psychologist: October 1 of each every other
5 odd-numbered year.

6 63g. Private security person: September 1 of each every other even-numbered
7 year.

8 63m. Professional counselor: March 1 of each every other odd-numbered year.

9 63u. Professional geologist: August 1 of each every other even-numbered year.

10 63v. Professional geology, hydrology, or soil science firm, partnership, or
11 corporation: August 1 of each every other even-numbered year.

12 63w. Professional hydrologist: August 1 of each every other even-numbered
13 year.

14 63x. Professional soil scientist: August 1 of each every other even-numbered
15 year.

16 64. Psychologist: October 1 of each every other odd-numbered year.

17 64g. Radiographer, licensed: September 1 of each every other even-numbered
18 year.

19 65. Real estate broker: December 15 of each every other even-numbered year.

20 66. Real estate business entity: December 15 of each every other
21 even-numbered year.

22 67. Real estate salesperson: December 15 of each every other even-numbered
23 year.

24 67m. Registered interior designer: August 1 of each every other
25 even-numbered year.

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1 67v. Registered music, art or dance therapist: October 1 of each every other
2 odd-numbered year.

3 67x. Registered music, art, or dance therapist with psychotherapy license:
4 October 1 of each every other odd-numbered year.

5 68. Respiratory care practitioner: July 1 of each every other even-numbered
6 year.

7 68b. Sanitarian: January 1 of each every other even-numbered year.

8 68c. Sign language interpreter: September 1 of each every other
9 odd-numbered year.

10 68d. Social worker: March 1 of each every other odd-numbered year.

11 68h. Social worker, advanced practice: March 1 of each every other
12 odd-numbered year.

13 68p. Social worker, independent: March 1 of each every other odd-numbered
14 year.

15 68t. Social worker, independent clinical: March 1 of each every other
16 odd-numbered year.

17 68v. Speech-language pathologist: February 1 of each every other
18 odd-numbered year.

19 69g. Third-party logistics provider: July 1 of each every other even-numbered
20 year.

21 69m. Transportation network company: March 1 of each every other
22 odd-numbered year.

23 72. Wholesale distributor of prescription drugs: June 1 of each every other
24 even-numbered year.

25 **SECTION 10.** 440.08 (2) (ag) (intro.) of the statutes is created to read:

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1 440.08 (2) (ag) (intro.) For the purpose of par. (a), the general renewal dates and
2 years for credentials to which this subsection applies are as follows:

3 **SECTION 11.** 440.08 (2) (ar) of the statutes is created to read:

4 440.08 (2) (ar) 1. Notwithstanding pars. (a), (ag), and (c) and chs. 440 to 480,
5 the department may, in cooperation with credentialing boards, establish a system to
6 transition credential holders from 2-year credential periods under chs. 440 to 480,
7 2021 stats., to 4-year credential periods by phasing in the application of par. (a). The
8 department shall promulgate rules to implement any transition system established
9 under this paragraph, which shall not allow for more than one 2-year renewal of a
10 credential after the effective date of this subdivision [LRB inserts date].

11 2. a. Notwithstanding the requirement to pay the renewal fee under par. (c),
12 a person who renews a credential for 2 years pursuant to the transition system
13 established under this paragraph is required to pay only one-half of the renewal fee
14 that applies to a person renewing a credential for 4 years.

15 b. Notwithstanding the fees for credential renewals approved under s. 440.03
16 (9), if the department transitions credential holders from 2-year credential periods
17 under chs. 440 to 480, 2021 stats., to 4-year credential periods before revised
18 renewal fees can be approved under s. 440.03 (9), the department may double the
19 applicable renewal fee until a revised fee can be approved under s. 440.03 (9).

20 **SECTION 12.** 440.08 (2) (b) of the statutes is amended to read:

21 440.08 (2) (b) ~~The renewal fee for an apprentice, journeyman, student or~~
22 ~~temporary credential is \$10. The renewal dates specified in par. (a) determined~~
23 under pars. (a) to (ar) do not apply to apprentice, journeyman, student or temporary
24 credentials.

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1 **SECTION 13.** 440.08 (2) (c) of the statutes is renumbered 440.08 (2m) (a) and
2 amended to read:

3 440.08 **(2m)** (a) Except as provided in par. ~~(e)~~ (d) and sub. (3), renewal
4 applications shall include the applicable renewal fee as determined by the
5 department under s. 440.03 (9) (a) or as specified in par. (b).

6 **SECTION 14.** 440.08 (2) (d) of the statutes is renumbered 440.08 (2m) (c).

7 **SECTION 15.** 440.08 (2) (e) of the statutes is renumbered 440.08 (2m) (d).

8 **SECTION 16.** 440.08 (2m) (title) of the statutes is created to read:

9 440.08 **(2m)** (title) RENEWAL FEES AND APPLICATIONS.

10 **SECTION 17.** 440.08 (2m) (b) of the statutes is created to read:

11 440.08 **(2m)** (b) The renewal fee for an apprentice, journeyman, student, or
12 temporary credential is \$10.

13 **SECTION 18.** 440.08 (4) (a) of the statutes is amended to read:

14 440.08 **(4)** (a) *Generally.* If the department or the interested examining board
15 or affiliated credentialing board, as appropriate, determines that an applicant for
16 renewal has failed to comply with sub. ~~(2)~~ ~~(e)~~ (2m) (a) or (3) or with any other
17 applicable requirement for renewal established under chs. 440 to 480 or that the
18 denial of an application for renewal of a credential is necessary to protect the public
19 health, safety or welfare, the department, examining board or affiliated
20 credentialing board may summarily deny the application for renewal by mailing to
21 the holder of the credential a notice of denial that includes a statement of the facts
22 or conduct that warrant the denial and a notice that the holder may, within 30 days
23 after the date on which the notice of denial is mailed, file a written request with the
24 department to have the denial reviewed at a hearing before the department, if the

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1 department issued the credential, or before the examining board or affiliated
2 credentialing board that issued the credential.

3 **SECTION 19.** 440.09 (3) (a) of the statutes is amended to read:

4 440.09 (3) (a) A reciprocal credential granted under this section expires on the
5 applicable renewal date ~~specified in~~ determined under s. 440.08 (2) (a), except that
6 if the first renewal date ~~specified in s. 440.08 (2) (a)~~ after the date on which the
7 credential is granted is within ~~180~~ 365 days of the date on which the credential is
8 granted, the credential expires on the 2nd renewal date ~~specified in s. 440.08 (2) (a)~~
9 after the date on which the credential is granted.

10 **SECTION 20.** 440.26 (3) of the statutes is amended to read:

11 440.26 (3) ISSUANCE OF LICENSES; FEES. Upon receipt and examination of an
12 application executed under sub. (2), and after any investigation that it considers
13 necessary, the department shall, if it determines that the applicant is qualified, grant
14 the proper license upon payment of the initial credential fee determined by the
15 department under s. 440.03 (9) (a). No license shall be issued for a longer period than
16 ~~2~~ 4 years, and the license of a private detective shall expire on the renewal date of
17 the license of the private detective agency, even if the license of the private detective
18 has not been in effect for a full ~~2~~ 4 years. Renewals of the original licenses issued
19 under this section shall be issued in accordance with renewal forms prescribed by the
20 department and shall be accompanied by the applicable fees specified in s. 440.08 or
21 determined by the department under s. 440.03 (9) (a). The department may not
22 renew a license unless the applicant provides evidence that the applicant has in force
23 at the time of renewal the bond or liability policy specified in this section.

24 **SECTION 21.** 440.26 (5m) (b) of the statutes is amended to read:

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1 440.26 **(5m)** (b) The renewal dates for permits issued under this subsection ~~are~~
2 specified shall be as determined under s. 440.08 (2) ~~(a)~~. Renewal applications shall
3 be submitted to the department on a form provided by the department and shall
4 include the renewal fee determined by the department under s. 440.03 (9) (a).

5 **SECTION 22.** 440.313 (1) of the statutes is amended to read:

6 440.313 **(1)** The renewal date for licenses granted under this subchapter is
7 specified ~~in~~ shall be as determined under s. 440.08 (2) ~~(a)~~. Renewal applications shall
8 be submitted to the department on a form provided by the department and shall
9 include the renewal fee determined by the department under s. 440.03 (9) (a).

10 **SECTION 23.** 440.415 (2) (a) of the statutes is amended to read:

11 440.415 **(2)** (a) The renewal date for a license granted under sub. (1) is specified
12 ~~in~~ shall be as determined under s. 440.08 (2) ~~(a)~~ ~~69m~~. A renewal application shall
13 be submitted to the department on a form prescribed by the department and shall
14 include any information required by the department by rule.

15 **SECTION 24.** 440.71 (3) of the statutes is amended to read:

16 440.71 **(3)** RENEWAL. Renewal applications shall be submitted to the
17 department on a form provided by the department on or before the applicable
18 renewal date specified determined under s. 440.08 (2) ~~(a)~~ and shall include the
19 applicable renewal fee determined by the department under s. 440.03 (9) (a).

20 **SECTION 25.** 440.88 (4) of the statutes is amended to read:

21 440.88 **(4)** APPLICATIONS; CERTIFICATION PERIOD. An application for certification
22 as a substance abuse counselor, clinical supervisor, or prevention specialist under
23 this section shall be made on a form provided by the department and filed with the
24 department and shall be accompanied by the initial credential fee determined by the
25 department under s. 440.03 (9) (a). The renewal date for certification as a substance

SENATE BILL 193**SECTION 25**

1 abuse counselor, clinical supervisor, or prevention specialist ~~is specified~~ shall be as
2 determined under s. 440.08 (2) (a) and the renewal fee for such certifications is
3 determined by the department under s. 440.03 (9) (a). Renewal of certification as a
4 substance abuse counselor-in-training, a clinical supervisor-in-training, or a
5 prevention specialist-in-training may be made only twice.

6 **SECTION 26.** 440.905 (2) of the statutes is amended to read:

7 440.905 (2) The board has rule-making authority and may promulgate rules
8 relating to the regulation of cemetery authorities, cemetery salespersons, and
9 cemetery preneed sellers. ~~The board may determine, by rule, a fee under s. 440.05~~
10 ~~(1) (a) and under s. 440.08 (2) (a) 21. that is sufficient to fund the board's operating~~
11 ~~costs.~~

12 **SECTION 27.** 440.91 (1) (c) of the statutes is amended to read:

13 440.91 (1) (c) The renewal dates for licenses granted under par. (b) ~~are specified~~
14 ~~in~~ shall be as determined under s. 440.08 (2) (a) and the renewal fees for such licenses
15 are determined by the department under s. 440.03 (9) (a).

16 **SECTION 28.** 440.91 (1m) (c) of the statutes is amended to read:

17 440.91 (1m) (c) The renewal date ~~and renewal fee for a registration granted~~
18 ~~under par. (b) are specified in~~ shall be as determined under s. 440.08 (2). The
19 department shall determine the renewal fee for a registration granted under par. (b)
20 under s. 440.03 (9) (a).

21 **SECTION 29.** 440.91 (4) of the statutes is amended to read:

22 440.91 (4) Renewal applications shall be submitted to the board on a form
23 provided by the board on or before the applicable renewal date ~~specified~~ determined
24 under s. 440.08 (2) (a) and shall include the applicable renewal fee determined by the
25 department under s. 440.03 (9) (a).

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1 **SECTION 30.** 440.92 (1) (c) of the statutes is amended to read:

2 440.92 (1) (c) Renewal applications shall be submitted to the board on a form
3 provided by the board on or before the applicable renewal date ~~specified~~ determined
4 under s. 440.08 (2) ~~(a)~~ and shall include the applicable renewal fee determined by the
5 department under s. 440.03 (9) (a).

6 **SECTION 31.** 440.972 (2) of the statutes is amended to read:

7 440.972 (2) The renewal date for certificates granted under this section is
8 ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~ ~~38g.~~, and the renewal fee for
9 such certificates is determined by the department under s. 440.03 (9) (a).

10 **SECTION 32.** 440.974 (2) of the statutes is amended to read:

11 440.974 (2) The department shall promulgate rules establishing continuing
12 education requirements for individuals registered under this subchapter. The rules
13 promulgated under this subsection shall require the completion of at least 40 80
14 hours of continuing education every ~~2~~ 4 years, except that the rules may not require
15 continuing education for an applicant for renewal of a registration that expires on
16 the 1st and ~~2nd~~ renewal dates date after the date on which the department initially
17 granted the registration.

18 **SECTION 33.** 440.98 (6) of the statutes is amended to read:

19 440.98 (6) APPLICATIONS. An application for a sanitarian registration under this
20 section shall be made on a form provided by the department and filed with the
21 department and shall be accompanied by the initial credential fee determined by the
22 department under s. 440.03 (9) (a). The renewal date for a sanitarian registration
23 is ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~, and the renewal fee for such
24 registration is determined by the department under s. 440.03 (9) (a).

25 **SECTION 34.** 440.983 (1) of the statutes is amended to read:

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1 440.983 (1) The renewal date for licenses granted under this subchapter is
2 ~~specified in~~ shall be as determined under s. 440.08 (2) (a). Renewal applications shall
3 be submitted to the department on a form provided by the department and shall
4 include the renewal fee determined by the department under s. 440.03 (9) (a).

5 **SECTION 35.** 440.992 (6) of the statutes is repealed.

6 **SECTION 36.** 440.9935 of the statutes is amended to read:

7 **440.9935 Renewal.** The renewal date for certificates of registration issued
8 under this subchapter is ~~specified in~~ shall be as determined under s. 440.08 (2) (a),
9 and the renewal fee for such certificates is determined by the department under s.
10 440.03 (9) (a). Renewal applications shall be submitted to the department on a form
11 provided by the department.

12 **SECTION 37.** 441.06 (3) of the statutes is amended to read:

13 441.06 (3) A registered nurse practicing for compensation shall, on or before
14 the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a), submit to
15 the board on furnished forms a statement giving name, residence, and other facts
16 that the board requires, with the nursing workforce survey and fee required under
17 s. 441.01 (7) and the applicable renewal fee determined by the department under s.
18 440.03 (9) (a).

19 **SECTION 38.** 441.10 (6) of the statutes is amended to read:

20 441.10 (6) On or before the applicable renewal date ~~specified~~ determined under
21 s. 440.08 (2) (a), a licensed practical nurse practicing for compensation shall submit
22 to the board, on forms furnished by the department, an application for license
23 renewal, together with a statement giving name, residence, nature and extent of
24 practice as a licensed practical nurse during the prior year and prior unreported
25 years, the nursing workforce survey and fee required under s. 441.01 (7), and other

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1 facts bearing upon current competency that the board requires, accompanied by the
2 applicable license renewal fee determined by the department under s. 440.03 (9) (a).

3 **SECTION 39.** 441.15 (3) (b) of the statutes is amended to read:

4 441.15 (3) (b) On or before the applicable renewal date ~~specified~~ determined
5 under s. 440.08 (2) (a), a person issued a license under par. (a) and practicing
6 nurse-midwifery shall submit to the board on furnished forms a statement giving his
7 or her name, residence, and other information that the board requires by rule, with
8 the applicable renewal fee determined by the department under s. 440.03 (9) (a). If
9 applicable, the person shall also submit evidence satisfactory to the board that he or
10 she has in effect the malpractice liability insurance required under the rules
11 promulgated under sub. (5) (bm). The board shall grant to a person who pays the fee
12 determined by the department under s. 440.03 (9) (a) for renewal of a license to
13 practice nurse-midwifery and who satisfies the requirements of this paragraph the
14 renewal of his or her license to practice nurse-midwifery and the renewal of his or
15 her license to practice as a registered nurse.

16 **SECTION 40.** 442.083 (1) of the statutes is amended to read:

17 442.083 (1) The renewal dates for licenses issued under this chapter ~~are~~
18 ~~specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal fees for such
19 licenses are determined by the department under s. 440.03 (9) (a). The department
20 may not renew a license issued to a firm unless, at the time of renewal, the firm
21 satisfies the requirements under s. 442.08 (2) and demonstrates, to the satisfaction
22 of the department, that the firm has complied with the requirements under s.
23 442.087.

24 **SECTION 41.** 442.083 (2) (a) of the statutes is amended to read:

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1 442.083 **(2)** (a) The examining board shall promulgate rules establishing
2 continuing education requirements for renewal of licenses granted to individuals
3 under this chapter. The rules promulgated under this paragraph may not require
4 an individual to complete more than ~~80~~ 160 continuing education credits during the
5 ~~2-year~~ 4-year period immediately preceding the renewal date ~~specified~~ determined
6 under s. 440.08 (2) ~~(a)~~.

7 **SECTION 42.** 443.015 (1e) of the statutes is amended to read:

8 443.015 **(1e)** The rules promulgated under sub. (1) by the registered interior
9 designer section of the examining board shall require a Wisconsin registered interior
10 designer to complete at least ~~15~~ 30 hours of continuing education during the ~~2-year~~
11 4-year period immediately preceding the renewal date ~~specified~~ determined under
12 s. 440.08 (2) ~~(a)~~. At least ~~10~~ 20 of the ~~15~~ 30 hours shall be in subjects related to the
13 practice of interior design that safeguard the public's health, safety, and welfare.

14 **SECTION 43.** 443.07 (6) of the statutes is amended to read:

15 443.07 **(6)** The renewal date for permits under this section is ~~specified~~ shall be
16 as determined under s. 440.08 (2) ~~(a)~~, and the fee for renewal of such permits is
17 determined by the department under s. 440.03 (9) (a).

18 **SECTION 44.** 443.08 (3) (b) of the statutes is amended to read:

19 443.08 **(3)** (b) The renewal date for certificates of authorization under this
20 section is ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~, and the fee for
21 renewal of such certificates is determined by the department under s. 440.03 (9) (a).

22 **SECTION 45.** 443.10 (2) (e) of the statutes is amended to read:

23 443.10 **(2)** (e) The renewal date dates for certificates of registration for
24 architects, landscape architects, professional engineers, and Wisconsin registered
25 interior designers is ~~specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~, and the

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1 fee for renewal of such certificates is determined by the department under s. 440.03
2 (9) (a).

3 **SECTION 46.** 443.10 (5) of the statutes is amended to read:

4 443.10 (5) FEES; RENEWALS. The professional land surveyor section shall grant
5 a license to engage in the practice of professional land surveying to any applicant who
6 has met the applicable requirements of this chapter. The renewal date for the license
7 ~~is specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal fee for the
8 license is determined by the department under s. 440.03 (9) (a).

9 **SECTION 47.** 445.06 (1) of the statutes is amended to read:

10 445.06 (1) The renewal date for a funeral director's license ~~is specified~~ shall be
11 as determined under s. 440.08 (2) (a), and the renewal fee for such license is
12 determined by the department under s. 440.03 (9) (a).

13 **SECTION 48.** 445.07 (1) (a) and (b) of the statutes are amended to read:

14 445.07 (1) (a) For the renewal of a license that expires on the first renewal date
15 after the date on which the examining board initially granted the license, completion
16 of ~~4~~ 8 hours of continuing education subsequent to the date the applicant was
17 granted the initial license. The examining board shall, in the rules promulgated
18 under sub. (3), specify permitted or required subjects for the continuing education
19 under this paragraph, which shall be subjects that the examining board determines
20 prepare a new licensee for practice as a funeral director.

21 (b) For each renewal subsequent to the renewal described in par. (a),
22 completion of ~~15~~ 30 hours of continuing education in the previous ~~2-year~~ 4-year
23 licensure period.

24 **SECTION 49.** 445.095 (1) (c) of the statutes is amended to read:

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1 445.095 (1) (c) A certificate of apprenticeship issued under this section shall
2 be renewable annually upon the payment on January 1 of each year of the renewal
3 fee specified in s. 440.08 ~~(2)~~ (2m) (b).

4 **SECTION 50.** 445.105 (3) of the statutes is amended to read:

5 445.105 (3) Applications for funeral establishment permits shall be made on
6 forms provided by the department and filed with the department and shall be
7 accompanied by the initial credential fee determined by the department under s.
8 440.03 (9) (a). The renewal date for a funeral establishment permit is ~~specified~~ shall
9 be as determined under s. 440.08 (2) ~~(a)~~, and the renewal fee for such permit is
10 determined by the department under s. 440.03 (9) (a).

11 **SECTION 51.** 446.02 (1) (b) of the statutes is amended to read:

12 446.02 (1) (b) Submits evidence satisfactory to the examining board that the
13 person meets the requirements of continuing education for license renewal as the
14 examining board may require, which requirements shall include current proficiency
15 in the use of an automated external defibrillator achieved through instruction
16 provided by an individual, organization, or institution of higher education approved
17 under s. 46.03 (38) to provide such instruction. The person shall include the approval
18 number assigned under sub. (5) (b) to each educational program completed by the
19 person to satisfy the requirements of this paragraph. During the time between
20 initial licensure and commencement of a full ~~2-year~~ licensure period, new licensees
21 shall not be required to meet continuing education requirements. Any person who
22 has not engaged in the practice of chiropractic for 2 years or more, while holding a
23 valid license under this chapter, and desiring to engage in such practice, shall be
24 required by the examining board to complete a continuing education course at a

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1 school of chiropractic approved by the examining board or pass a practical
2 examination administered by the examining board or both.

3 **SECTION 52.** 446.02 (4) of the statutes is amended to read:

4 446.02 (4) The renewal date for all licenses granted by the examining board is
5 specified shall be as determined under s. 440.08 (2) (a), and the renewal fee for such
6 licenses is determined by the department under s. 440.03 (9) (a).

7 **SECTION 53.** 446.025 (3) (a) of the statutes is renumbered 446.025 (3) (a) 1. and
8 amended to read:

9 446.025 (3) (a) 1. The renewal date and fees for a certificate issued under this
10 section are specified in shall be as determined under s. 440.08 (2) (a).

11 **SECTION 54.** 446.025 (3) (a) 2. of the statutes is created to read:

12 446.025 (3) (a) 2. The renewal fees for a certificate issued under this section are
13 determined by the department under s. 440.03 (9) (a).

14 **SECTION 55.** 446.025 (3) (b) of the statutes is amended to read:

15 446.025 (3) (b) A chiropractic radiological technician shall, at the time that he
16 or she applies for renewal of a certificate under par. (a), submit evidence satisfactory
17 to the examining board that he or she has completed at least ~~12~~ 24 continuing
18 educational credit hours in programs established by rules promulgated by the
19 examining board.

20 **SECTION 56.** 446.026 (3) (a) of the statutes is renumbered 446.026 (3) (a) 1. and
21 amended to read:

22 446.026 (3) (a) 1. The renewal date and fees for a certificate issued under this
23 section are specified in shall be as determined under s. 440.08 (2) (a).

24 **SECTION 57.** 446.026 (3) (a) 2. of the statutes is created to read:

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1 446.026 (3) (a) 2. The renewal fees for a certificate issued under this section are
2 determined by the department under s. 440.03 (9) (a).

3 **SECTION 58.** 446.026 (3) (b) of the statutes is amended to read:

4 446.026 (3) (b) A chiropractic technician shall, at the time that he or she applies
5 for renewal of a certificate under par. (a), submit evidence satisfactory to the
6 examining board that he or she has completed at least ~~6~~ 12 continuing educational
7 credit hours in programs established by rules promulgated by the examining board.

8 **SECTION 59.** 447.05 (1) (a) of the statutes is amended to read:

9 447.05 (1) (a) Except as provided in par. (b), renewal applications shall be
10 submitted to the department on a form provided by the department on or before the
11 applicable renewal date ~~specified~~ determined under s. 440.08 (2) ~~(a)~~ and shall include
12 the applicable renewal fee determined by the department under s. 440.03 (9) (a).

13 **SECTION 60.** 447.055 (1) (a) of the statutes is amended to read:

14 447.055 (1) (a) 1. Except as provided in subs. (3) and (4), a person is not eligible
15 for renewal of a license to practice dental hygiene, other than a permit issued under
16 s. 447.02 (3), unless the person has taught, prepared, attended, or otherwise
17 completed, during the ~~2-year~~ 4-year period immediately preceding the renewal date
18 ~~specified~~ determined under s. 440.08 (2) ~~(a)~~, ~~12,~~ 24 credit hours of continuing
19 education relating to the clinical practice of dental hygiene that is sponsored or
20 recognized by a local, state, regional, national, or international dental, dental
21 hygiene, dental assisting, or medical-related professional organization.

22 2. Notwithstanding subd. 1., the examining board may promulgate a rule
23 requiring not more than ~~20~~ 40 nor less than ~~12~~ 24 credit hours of continuing
24 education for eligibility for renewal of a license to practice dental hygiene.

25 **SECTION 61.** 447.055 (1) (b) 1. of the statutes is amended to read:

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1 447.055 (1) (b) 1. Basic life support or cardiopulmonary resuscitation. Not
2 more than ~~2~~ 4 of the credit hours required under par. (a) may be satisfied by such
3 training.

4 **SECTION 62.** 447.055 (1) (b) 2. of the statutes is amended to read:

5 447.055 (1) (b) 2. Infection control. Not less than ~~2~~ 4 of the credit hours required
6 under par. (a) must be satisfied by such training.

7 **SECTION 63.** 447.056 (1) (intro.) of the statutes is amended to read:

8 447.056 (1) (intro.) Except as provided in subs. (2) to (4), a person is not eligible
9 for renewal of a license to practice dentistry, other than a permit issued under s.
10 447.02 (3), unless the person has taught, attended, or otherwise completed, during
11 the ~~2-year~~ 4-year period immediately preceding the renewal date ~~specified~~
12 determined under s. 440.08 (2) (a), ~~30~~ 60 credit hours of continuing education related
13 to the practice of dentistry or the practice of medicine, including not less than ~~25~~ 50
14 credit hours of instruction in clinical dentistry or clinical medicine. Not more than
15 ~~4~~ 8 of the ~~30~~ 60 hours may be from teaching. Continuing education does not satisfy
16 the requirements under this subsection unless the continuing education is one of the
17 following:

18 **SECTION 64.** 447.056 (3) of the statutes is amended to read:

19 447.056 (3) Credit hours completed before the ~~2-year~~ 4-year period
20 immediately preceding renewal of a license to practice dentistry may not be applied
21 to fulfill the credit hours required under sub. (1).

22 **SECTION 65.** 447.058 (2) (b) of the statutes is amended to read:

23 447.058 (2) (b) A mobile dentistry program registrant shall submit an
24 application for renewal, and the applicable renewal fee determined by the
25 department under s. 440.03 (9) (a), to the department on a form provided by the

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1 department on or before the applicable renewal date ~~specified~~ determined under s.
2 440.08 (2) (a).

3 **SECTION 66.** 448.07 (1) (a) of the statutes is amended to read:

4 448.07 (1) (a) Every person licensed or certified under this subchapter shall
5 register ~~on or before November 1 of each odd-numbered year following issuance of~~
6 ~~the license or certificate with the board on or before his or her renewal date~~
7 determined under s. 440.08 (2). Registration shall be completed in such manner as
8 the board shall designate and upon forms the board shall provide, except that
9 registration with respect to a compact license shall be governed by the renewal
10 provisions in s. 448.980 (7). The secretary of the board, ~~on or before October 1 of each~~
11 ~~odd-numbered year~~, shall, at least 30 days prior to that date, mail or cause to be
12 mailed to every person required to register a registration form. The board shall
13 furnish to each person registered under this section a certificate of registration, and
14 the person shall display the registration certificate conspicuously in the office at all
15 times. No person may exercise the rights or privileges conferred by any license or
16 certificate granted by the board unless currently registered as required under this
17 subsection.

18 **SECTION 67.** 448.13 (title) of the statutes is repealed and recreated to read:

19 **448.13 (title) Continuing education and professional development.**

20 **SECTION 68.** 448.13 (1) (a) 1. of the statutes is amended to read:

21 448.13 (1) (a) 1. Continuing education programs or courses of study approved
22 for at least ~~30~~ 60 hours of credit by the board within the ~~2~~ 4 calendar years preceding
23 the calendar year for which the registration is effective.

24 **SECTION 69.** 448.13 (1) (a) 2. of the statutes is amended to read:

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1 448.13 (1) (a) 2. Professional development and maintenance of certification or
2 performance improvement or continuing medical education programs or courses of
3 study required by the board by rule under s. 448.40 (1) and completed within the ~~2~~
4 4 calendar years preceding the calendar year for which the registration is effective.

5 **SECTION 70.** 448.13 (1m) of the statutes is amended to read:

6 448.13 (1m) The board shall, on a random basis, verify the accuracy of proof
7 submitted by physicians under sub. (1) (a) and may, at any time ~~during the 2 calendar~~
8 ~~years specified in sub. (1) (a)~~, require a physician to submit proof of any continuing
9 education, professional development, and maintenance of certification or
10 performance improvement or continuing medical education programs or courses of
11 study that he or she has attended and completed ~~at that time during the 2 calendar~~
12 years since he or she last registered under s. 448.07.

13 **SECTION 71.** 448.55 (2) of the statutes is amended to read:

14 448.55 (2) The renewal dates for licenses granted under this subchapter, other
15 than temporary licenses granted under rules promulgated under s. 448.53 (2), ~~are~~
16 specified shall be as determined under s. 440.08 (2) (a). Renewal applications shall
17 be submitted to the department on a form provided by the department and shall
18 include the renewal fee determined by the department under s. 440.03 (9) (a) and
19 proof of compliance with the requirements established in any rules promulgated
20 under sub. (3).

21 **SECTION 72.** 448.65 (2) (intro.) of the statutes is amended to read:

22 448.65 (2) (intro.) The renewal date for a license granted under this subchapter,
23 other than a temporary license granted under rules promulgated under s. 448.63 (3),
24 ~~is specified shall be as determined~~ under s. 440.08 (2) (a). Renewal applications shall

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1 be submitted to the department on a form provided by the department and shall be
2 accompanied by all of the following:

3 **SECTION 73.** 448.665 of the statutes is amended to read:

4 **448.665 Continuing education.** The affiliated credentialing board shall
5 promulgate rules establishing requirements and procedures for licensees to
6 complete continuing education programs or courses of study in order to qualify for
7 renewal of a license granted under this subchapter. The rules shall require a licensee
8 to complete at least 30 hours of continuing education programs or courses of study
9 within each ~~2-year~~ 4-year period immediately preceding the renewal date ~~specified~~
10 determined under s. 440.08 (2) (a). The affiliated credentialing board may waive all
11 or part of these requirements for the completion of continuing education programs
12 or courses of study if the affiliated credentialing board determines that prolonged
13 illness, disability or other exceptional circumstances have prevented a licensee from
14 completing the requirements.

15 **SECTION 74.** 448.86 (2) of the statutes is amended to read:

16 448.86 (2) The renewal dates for certificates granted under this subchapter,
17 other than temporary certificates granted under s. 448.80, ~~are specified~~ shall be as
18 determined under s. 440.08 (2) (a). Renewal applications shall be submitted to the
19 department on a form provided by the department and shall include the renewal fee
20 determined by the department under s. 440.03 (9) (a).

21 **SECTION 75.** 448.9545 (1) (a) of the statutes is amended to read:

22 448.9545 (1) (a) To be eligible for renewal of a license issued under s. 448.953
23 (1) or (2), a licensee shall, during the ~~2-year~~ 4-year period immediately preceding
24 the renewal date ~~specified~~ determined under s. 440.08 (2) (a), complete not less than

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1 ~~30~~ 60 credit hours of continuing education in courses of study approved by the
2 affiliated credentialing board.

3 **SECTION 76.** 448.9545 (1) (b) (intro.) of the statutes is amended to read:

4 448.9545 (1) (b) (intro.) No more than ~~10~~ 20 credit hours of the continuing
5 education required under par. (a) may be on any of the following subject areas or
6 combination of subject areas:

7 **SECTION 77.** 448.955 (1) of the statutes is amended to read:

8 448.955 (1) The renewal dates for licenses granted under this subchapter ~~are~~
9 specified shall be as determined under s. 440.08 (2) (a).

10 **SECTION 78.** 448.955 (2) (a) of the statutes is amended to read:

11 448.955 (2) (a) Completed, during the ~~2-year~~ 4-year period immediately
12 preceding the renewal date ~~specified in~~ determined under s. 440.08 (2) (a), the
13 continuing education requirements specified in s. 448.9545.

14 **SECTION 79.** 448.955 (3) (a) of the statutes is amended to read:

15 448.955 (3) (a) A place for the licensee to describe his or her work history,
16 including the average number of hours worked each week, for the ~~2-year~~ 4-year
17 period immediately preceding the renewal date ~~specified in~~ determined under s.
18 440.08 (2) (a).

19 **SECTION 80.** 448.956 (1) (c) of the statutes is amended to read:

20 448.956 (1) (c) A protocol established under par. (a) shall be updated no later
21 than 30 days before the licensee's renewal date ~~specified in~~ s. 440.08 (2) (a) ~~14f~~.

22 **SECTION 81.** 448.967 (2) of the statutes is amended to read:

23 448.967 (2) The renewal dates for licenses granted under this subchapter ~~are~~
24 specified shall be as determined under s. 440.08 (2) (a). Renewal applications shall
25 be submitted to the department on a form provided by the department and shall

SENATE BILL 193**SECTION 81**

1 include the renewal fee determined by the department under s. 440.03 (9) (a) and a
2 statement attesting compliance with the continuing education requirements
3 established in rules promulgated under s. 448.965 (1) (b).

4 **SECTION 82.** 448.9703 (3) (a) of the statutes is amended to read:

5 448.9703 (3) (a) Successfully completed at least ~~30~~ 60 hours of continuing
6 education in the prior ~~2-year~~ 4-year period.

7 **SECTION 83.** 448.9706 (2) of the statutes is amended to read:

8 448.9706 (2) Except as provided in s. 448.9705, the renewal dates for licenses
9 granted under this subchapter are ~~specified~~ determined under s. 440.08 (2) (a).
10 Renewal applications shall be submitted to the department on a form provided by the
11 department, and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~
12 determined by the department under s. 440.03 (9) (a) and proof of compliance with
13 the requirements established by rules promulgated by the board under s. 448.9703
14 (3).

15 **SECTION 84.** 448.974 (2) (a) of the statutes is amended to read:

16 448.974 (2) (a) The renewal date for a license issued under this subchapter is
17 ~~specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal fees for such
18 licenses are determined by the department under s. 440.03 (9) (a). Renewal of a
19 license is subject to par. (b).

20 **SECTION 85.** 449.06 (1) of the statutes is amended to read:

21 449.06 (1) Persons practicing optometry shall, on or before the applicable
22 renewal date ~~specified~~ determined under s. 440.08 (2) (a), ~~register with,~~ submit a
23 renewal application to the department, pay the applicable renewal fee determined
24 by the department under s. 440.03 (9) (a), and provide evidence satisfactory to the

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1 examining board that he or she has complied with the rules promulgated under sub.
2 (2m).

3 **SECTION 86.** 449.06 (2m) of the statutes is amended to read:

4 449.06 **(2m)** The examining board shall promulgate rules requiring a person
5 who is issued a license to practice optometry to complete, during the ~~2-year~~ 4-year
6 period immediately preceding the person's renewal date ~~specified in~~ determined
7 under s. 440.08 (2) ~~(a)~~, not less than ~~30~~ 60 hours of continuing education. The rules
8 shall include requirements that apply only to optometrists who are allowed to use
9 topical ocular diagnostic pharmaceutical agents under s. 449.17 or who are allowed
10 to use therapeutic pharmaceutical agents or remove foreign bodies from an eye or
11 from an appendage to the eye under s. 449.18.

12 **SECTION 87.** 450.08 (1) of the statutes is amended to read:

13 450.08 **(1)** The renewal dates for all licenses and registrations granted by the
14 board are ~~specified~~ determined under s. 440.08 (2) ~~(a)~~. Except as provided under sub.
15 (2) (a), only a holder of an unexpired license or registration may engage in his or her
16 licensed activity.

17 **SECTION 88.** 450.08 (2) (a) of the statutes is amended to read:

18 450.08 **(2)** (a) A pharmacist's license may be renewed by complying with
19 continuing education requirements under s. 450.085 and paying the applicable fee
20 determined by the department under s. 440.03 (9) (a) on or before the applicable
21 renewal date ~~specified~~ determined under s. 440.08 (2) ~~(a)~~. Notwithstanding s. 440.08
22 (3) (a), if a pharmacist fails to obtain renewal by that date, the board may suspend
23 the pharmacist's license, and the board may require the pharmacist to pass an
24 examination to the satisfaction of the board to restore that license.

25 **SECTION 89.** 450.08 (2) (b) of the statutes is amended to read:

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1 450.08 (2) (b) A pharmacy, pharmacy technician's, manufacturer's,
2 distributor's, or home medical oxygen provider's license or registration may be
3 renewed by paying the applicable fee determined by the department under s. 440.03
4 (9) (a) on or before the applicable renewal date ~~specified~~ determined under s. 440.08
5 (2) (a).

6 **SECTION 90.** 450.085 (1) of the statutes is amended to read:

7 450.085 (1) An applicant for renewal of a license under s. 450.08 (2) (a) shall
8 submit proof that he or she has completed, within the ~~2-year~~ 4-year period
9 immediately preceding the date of his or her application, ~~30~~ 60 hours of continuing
10 education in courses conducted by a provider that is approved by the Accreditation
11 Council for Pharmacy Education or in courses approved by the board. Courses
12 specified in s. 450.035 (1r) and (2) are courses in continuing education for purposes
13 of this subsection. This subsection does not apply to an applicant for renewal of a
14 license that expires on the first renewal date after the date on which the board
15 initially granted the license.

16 **SECTION 91.** 451.04 (4) of the statutes is amended to read:

17 451.04 (4) EXPIRATION AND RENEWAL. Renewal applications shall be submitted
18 to the department on a form provided by the department on or before the applicable
19 renewal date ~~specified~~ determined under s. 440.08 (2) (a) and shall include the
20 applicable renewal fee determined by the department under s. 440.03 (9) (a).

21 **SECTION 92.** 452.10 (2) of the statutes is repealed.

22 **SECTION 93.** 452.12 (1) of the statutes is amended to read:

23 452.12 (1) EXPIRATION. A license granted by the board entitles the holder to act
24 as a broker or salesperson, as the case may be, until the applicable renewal date
25 ~~specified~~ determined under s. 440.08 (2) (a).

SENATE BILL 193

1 **SECTION 94.** 452.12 (5) (a) of the statutes is amended to read:

2 452.12 (5) (a) Renewal applications for all licenses shall be submitted with the
3 applicable renewal fee determined by the department under s. 440.03 (9) (a) on or
4 before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a). The
5 department shall pay \$10 of each renewal fee received under this paragraph to the
6 Board of Regents of the University of Wisconsin System for research and
7 educational, public outreach, and grant activities under s. 36.25 (34).

8 **SECTION 95.** 452.132 (2) (c) of the statutes is amended to read:

9 452.132 (2) (c) Before a licensee becomes associated with the firm and at the
10 beginning of each ~~biennial~~ 4-year licensure period, ensure that the licensee holds a
11 valid license.

12 **SECTION 96.** 454.06 (8) of the statutes is amended to read:

13 454.06 (8) EXPIRATION AND RENEWAL. The renewal date for licenses issued under
14 subs. (2) to (6) ~~is specified~~ shall be as determined under s. 440.08 (2) (a), and the
15 renewal fees for such licenses are determined by the department under s. 440.03 (9)
16 (a). The examining board may not renew a license issued to a person under subs. (2)
17 to (6) unless the person certifies to the examining board that the person has reviewed
18 the current digest under s. 454.125.

19 **SECTION 97.** 454.08 (9) of the statutes is amended to read:

20 454.08 (9) The renewal date for licenses issued under this section ~~is specified~~
21 shall be as determined under s. 440.08 (2) (a), and the renewal fee for such licenses
22 is determined by the department under s. 440.03 (9) (a).

23 **SECTION 98.** 454.23 (5) of the statutes is amended to read:

24 454.23 (5) EXPIRATION AND RENEWAL. The renewal date for a license granted
25 under sub. (2) ~~is specified~~ shall be as determined under s. 440.08 (2) (a), and the

SENATE BILL 193**SECTION 98**

1 renewal fee for that license is determined by the department under s. 440.03 (9) (a).
2 The department may not renew a license granted to a person under this section
3 unless the person certifies to the department that the person has reviewed the
4 current digest under s. 454.267.

5 **SECTION 99.** 454.25 (9) of the statutes is amended to read:

6 454.25 (9) The renewal date for a barbering establishment license ~~is specified~~
7 shall be as determined under s. 440.08 (2) (a), and the renewal fee for a barbering
8 establishment license is determined by the department under s. 440.03 (9) (a).

9 **SECTION 100.** 455.06 (1) (a) of the statutes is amended to read:

10 455.06 (1) (a) Except as provided in par. (b), the renewal dates for licenses
11 issued under this subchapter or under s. 455.04 (4), 2019 stats., ~~are specified~~ shall
12 be as determined under s. 440.08 (2) (a), and the renewal fee for such licenses is
13 determined by the department under s. 440.03 (9) (a).

14 **SECTION 101.** 455.065 (7) of the statutes is amended to read:

15 455.065 (7) Grant an exemption from the continuing education requirements
16 under this section to a psychologist who certifies to the examining board that he or
17 she has permanently retired from the practice of psychology. A psychologist who has
18 been granted an exemption under this subsection may not return to active practice
19 without submitting evidence satisfactory to the examining board of having
20 completed the required continuing education credits within the ~~2-year~~ 4-year period
21 prior to the return to the practice of psychology.

22 **SECTION 102.** 456.07 (title) of the statutes is repealed and recreated to read:

23 **456.07 (title) Renewal.**

24 **SECTION 103.** 456.07 (1) and (3) of the statutes are repealed.

25 **SECTION 104.** 456.07 (2) of the statutes is amended to read:

SENATE BILL 193**SECTION 104**

1 456.07 (2) ~~The application for a new certificate of registration~~ The renewal date
2 for a license issued under this subchapter shall be as determined under s. 440.08 (2).
3 A renewal application shall include the applicable renewal fee determined by the
4 department under s. 440.03 (9) (a), a report of any facts requested by the examining
5 board on forms provided for such purpose, and evidence satisfactory to the examining
6 board that during the biennial period immediately preceding ~~application for~~
7 ~~registration~~ the renewal date, the applicant has attended a continuing education
8 program or course of study. During the time between initial licensure and
9 commencement of a full ~~2-year~~ licensure period, new licensees shall not be required
10 to meet continuing education requirements. ~~All registration fees are payable on or~~
11 ~~before the applicable renewal date specified under s. 440.08 (2) (a).~~

12 **SECTION 105.** 456.07 (5) of the statutes is amended to read:

13 456.07 (5) Only an individual who ~~has qualified as a~~ is licensed and registered
14 as a nursing home administrator under this chapter and ~~who holds a valid current~~
15 ~~registration certificate under this section for the current registration period~~ may use
16 the title “Nursing Home Administrator”, and the abbreviation “N.H.A.” after the
17 person’s name. No other person may use or be designated by such title or such
18 abbreviation or any other words, letters, sign, card or device tending to or intended
19 to indicate that the person is a licensed and registered nursing home administrator.

20 **SECTION 106.** 457.20 (2) of the statutes is amended to read:

21 457.20 (2) The renewal dates for certificates and licenses granted under this
22 chapter, other than training certificates and licenses or temporary certificates or
23 licenses, ~~are specified~~ shall be as determined under s. 440.08 (2) (a).

24 **SECTION 107.** 457.22 (2) of the statutes is amended to read:

SENATE BILL 193**SECTION 107**

1 457.22 (2) The rules promulgated under sub. (1) may not require an individual
2 to complete more than ~~30~~ 60 hours of continuing education programs or courses of
3 study in order to qualify for renewal. The appropriate section of the examining board
4 may waive all or part of the requirements established in rules promulgated under
5 this section if it determines that prolonged illness, disability, or other exceptional
6 circumstances have prevented the individual from completing the requirements.

7 **SECTION 108.** 458.09 (3) of the statutes is amended to read:

8 458.09 (3) The number of hours of attendance at and completion of continuing
9 education programs or courses of study required under the rules promulgated under
10 s. 458.085 (3) shall be reduced by one hour for each hour of attendance at and
11 completion of, within the ~~2~~ 4 years immediately preceding the date on which the
12 renewal application is submitted, continuing education programs or courses of study
13 that the applicant has attended and completed in order to continue to qualify for
14 employment as an assessor and that the department determines is substantially
15 equivalent to attendance at and completion of continuing education programs or
16 courses of study for certified general appraisers, certified residential appraisers or
17 licensed appraisers, as appropriate.

18 **SECTION 109.** 458.11 of the statutes is amended to read:

19 **458.11 Expiration and renewal.** Renewal applications shall be submitted
20 to the department on a form provided by the department on or before the applicable
21 renewal date ~~specified~~ determined under s. 440.08 (2) (~~a~~) and shall include the
22 applicable renewal fee determined by the department under s. 440.03 (9) (a).
23 Renewal of an appraiser certificate automatically renews the individual's appraiser
24 license without payment of the renewal fee for the appraiser license or completion
25 of any additional continuing education requirements that would otherwise be

SENATE BILL 193**SECTION 109**

1 required for renewal of the appraiser license. Renewal applications shall be
2 accompanied by proof of completion of the continuing education requirements in s.
3 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989 stats., and s. 458.08
4 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew a certificate that was
5 granted under s. 458.06 (3) or (4) before May 29, 1993, unless the holder of the
6 certificate submits evidence satisfactory to the department that he or she has
7 successfully completed the applicable educational requirements specified in rules
8 promulgated under s. 458.085 (1) and the department may not renew a certificate
9 that was granted under s. 458.08 (3) before May 29, 1993, unless the holder of the
10 certificate submits evidence satisfactory to the department that he or she has
11 successfully completed the applicable education and experience requirements
12 specified in rules promulgated under s. 458.085 (1) and (2).

13 **SECTION 110.** 458.13 of the statutes is amended to read:

14 **458.13 Continuing education requirements.** At the time of renewal of a
15 certificate issued under this subchapter, each applicant shall submit proof that,
16 within the ~~2~~ 4 years immediately preceding the date on which the renewal
17 application is submitted, he or she has satisfied the continuing education
18 requirements specified in the rules promulgated under s. 458.085 (3).

19 **SECTION 111.** 458.33 (5) of the statutes is amended to read:

20 458.33 (5) RENEWALS. A licensed appraisal management company shall submit
21 a renewal application, along with the applicable renewal fee determined by the
22 department under s. 440.03 (9) (a), but not to exceed \$2,000, to the department on
23 a form prescribed by the department by the applicable renewal date specified
24 determined under s. 440.08 (2) (a). A renewal under this subsection is subject to sub.
25 (4).

SENATE BILL 193**SECTION 112**

1 **SECTION 112.** 459.09 (1) (intro.) of the statutes is amended to read:

2 459.09 (1) (intro.) Each person issued a license under this subchapter shall, on
3 or before the applicable renewal date ~~specified~~ determined under s. 440.08 (2) (a), do
4 all of the following:

5 **SECTION 113.** 459.09 (1) (b) of the statutes is amended to read:

6 459.09 (1) (b) Submit with the renewal application proof that he or she
7 completed, within the ~~2 years~~ 4-year period immediately preceding the date of his
8 or her application, 20 hours of continuing education programs or courses of study
9 approved or required under rules promulgated under s. 459.095. This paragraph
10 does not apply to an applicant for renewal of a license that expires on the first
11 renewal date after the date on which the examining board initially granted the
12 license.

13 **SECTION 114.** 459.24 (5) (intro.) of the statutes is amended to read:

14 459.24 (5) EXPIRATION AND RENEWAL. (intro.) The renewal dates for licenses
15 granted under this subchapter, other than temporary licenses granted under sub.
16 (6), ~~are specified~~ shall be as determined under in s. 440.08 (2) (a). Renewal
17 applications shall be submitted to the department on a form provided by the
18 department and shall include all of the following:

19 **SECTION 115.** 459.24 (5) (b) of the statutes is amended to read:

20 459.24 (5) (b) Proof that the applicant completed, within the ~~2 years~~ 4-year
21 period immediately preceding the date of his or her application, 20 hours of
22 continuing education programs or courses of study approved or required under rules
23 promulgated under sub. (5m). This paragraph does not apply to an applicant for
24 renewal of a license that expires on the first renewal date after the date on which the
25 examining board initially granted the license.

SENATE BILL 193**SECTION 116**

1 **SECTION 116.** 460.07 (2) (intro.) of the statutes is amended to read:

2 460.07 (2) (intro.) Renewal applications shall be submitted to the department
3 on a form provided by the department on or before the applicable renewal date
4 ~~specified~~ determined under s. 440.08 (2) (a) and shall include all of the following:

5 **SECTION 117.** 460.10 (1) (a) of the statutes is amended to read:

6 460.10 (1) (a) Requirements and procedures for a license holder to complete
7 continuing education programs or courses of study to qualify for renewal of his or her
8 license. The rules promulgated under this paragraph may not require a license
9 holder to complete more than 24 ~~48~~ hours of continuing education programs or
10 courses of study in order to qualify for renewal of his or her license.

11 **SECTION 118.** 462.05 (1) of the statutes is amended to read:

12 462.05 (1) The renewal date for licenses and limited X-ray machine operator
13 permits granted under this chapter ~~is specified in~~ shall be as determined under s.
14 440.08 (2) (a). Renewal applications shall be submitted to the department on a form
15 provided by the department and shall include the renewal fee determined by the
16 department under s. 440.03 (9) (a).

17 **SECTION 119.** 466.04 (3) (a) (intro.) of the statutes is amended to read:

18 466.04 (3) (a) (intro.) The renewal date for licenses granted under this chapter
19 ~~is specified~~ shall be as determined under s. 440.08 (2) (a). Renewal applications shall
20 be submitted to the department on a form provided by the department. The
21 application shall include all of the following in order for the license to be renewed:

22 **SECTION 120.** 470.045 (3) (b) of the statutes is amended to read:

23 470.045 (3) (b) The renewal date for certificates of authorization under this
24 section ~~is specified~~ shall be as determined under s. 440.08 (2) (a), and the renewal
25 fee for such certificates is determined by the department under s. 440.03 (9) (a).

SENATE BILL 193**SECTION 121**

1 **SECTION 121.** 470.07 of the statutes is amended to read:

2 **470.07 Renewal of licenses.** The renewal dates for licenses granted under
3 this chapter ~~are specified~~ shall be as determined under s. 440.08 (2) ~~(a)~~. Renewal
4 applications shall be submitted to the department on a form provided by the
5 department and shall include the renewal fee determined by the department under
6 s. 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining
7 board that the applicant has completed any continuing education requirements
8 specified in rules promulgated under s. 470.03 (2).

9 **SECTION 122.** 480.08 (5) of the statutes is amended to read:

10 **480.08 (5) EXPIRATION AND RENEWAL.** The renewal date for certificates granted
11 under this chapter, other than temporary certificates granted under sub. (7), is
12 specified shall be as determined under s. 440.08 (2) ~~(a)~~, and the renewal fee for
13 certificates granted under this chapter, other than temporary certificates granted
14 under sub. (7), is determined by the department under s. 440.03 (9) (a). Renewal
15 applications shall include evidence satisfactory to the department that the applicant
16 holds a current permit issued under s. 77.52 (9). A renewal application for an
17 auctioneer certificate shall be accompanied by proof of completion of continuing
18 education requirements under sub. (6).

19 **SECTION 123. Nonstatutory provisions.**

20 (1) (a) In this subsection:

21 1. “Credentialing board” has the meaning given in s. 440.01 (2) (bm).

22 2. “Department” means the department of safety and professional services.

23 (b) The department and each credentialing board may promulgate emergency
24 rules under s. 227.24 necessary to implement this act. Notwithstanding s. 227.24 (1)
25 (c) and (2), emergency rules promulgated under this paragraph remain in effect until

SENATE BILL 193**SECTION 123**

1 May 1, 2025, or the date on which permanent rules take effect, whichever is sooner.
2 Notwithstanding s. 227.24 (1) (a) and (3), neither the department nor any
3 credentialing board is required to provide evidence that promulgating a rule under
4 this paragraph as an emergency rule is necessary for the preservation of the public
5 peace, health, safety, or welfare or provide a finding of emergency for a rule
6 promulgated under this paragraph.

7 **SECTION 124. Effective dates.** This act takes effect on the first day of the 3rd
8 month beginning after publication, except as follows:

9 (1) The treatment of ss. 440.08 (2) (a) 37m., 448.9703 (3) (a), and 448.9706 (2)
10 takes effect on May 1, 2023, or on the first day of the 3rd month beginning after
11 publication, whichever occurs later.

12

(END)



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-2423/1
JPC:emw&amn

2023 SENATE BILL 160

April 3, 2023 - Introduced by Senators STAFSHOLT, MARKLEIN, STROEBEL and FELZKOWSKI, cosponsored by Representatives GUSTAFSON, SORTWELL, BINSFELD, BODDEN, BROOKS, DITTRICH, GREEN, MAGNAFICI and SCHMIDT. Referred to Committee on Licensing, Constitution and Federalism.

1 **AN ACT** *to amend* 448.964 (1); and *to create* 440.88 (3) (d), 441.16 (3m), 448.05
2 (6) (av), 448.964 (3), 450.04 (4) and 457.125 of the statutes; **relating to:**
3 prohibiting statutes and rules examinations for certain professions.

Analysis by the Legislative Reference Bureau

This bill prohibits the Department of Safety and Professional Services, the Board of Nursing, the Medical Examining Board, the Occupational Therapists Affiliated Credentialing Board, the Pharmacy Examining Board, and the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board from requiring an applicant to pass a statutes and rules examination as a condition of licensure or certification for all of the following professions:

1. Substance abuse counselors, clinical substance abuse counselors, and substance abuse counselors-in-training.
2. Advanced practice nurse prescribers.
3. Respiratory care practitioners.
4. Occupational therapists and occupational therapy assistants.
5. Pharmacists.
6. Professional counselors.

The bill allows DSPS and the examining and credentialing boards to require an applicant for a credential to practice any of the professions listed above to affirm that the applicant has read and understands the statutes and rules that apply to the applicant's practice.

SENATE BILL 160

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.** 440.88 (3) (d) of the statutes is created to read:

2 440.88 (3) (d) 1. The department may not require an applicant for certification
3 as a substance abuse counselor, clinical substance abuse counselor, or substance
4 abuse counselor-in-training to pass a statutes and rules examination as a condition
5 of receiving an initial certification or a certification renewal.

6 2. The department may require an applicant for certification as a substance
7 abuse counselor, clinical substance abuse counselor, or substance abuse
8 counselor-in-training to affirm that the applicant has read and understands the
9 statutes and rules that apply to the applicant's practice.

10 **SECTION 2.** 441.16 (3m) of the statutes is created to read:

11 441.16 (3m) (a) The board may not require an applicant for certification under
12 this section to pass a statutes and rules examination as a condition of receiving an
13 initial certification or a certification renewal.

14 (b) The board may require an applicant for certification under this section to
15 affirm that the applicant has read and understands the statutes and rules that apply
16 to the applicant's practice.

17 **SECTION 3.** 448.05 (6) (av) of the statutes is created to read:

18 448.05 (6) (av) 1. The board may not require an applicant for certification as
19 a respiratory care practitioner under s. 448.04 (1) (i) to pass a statutes and rules
20 examination as a condition of receiving an initial certification or a certification
21 renewal.

SENATE BILL 160

1 2. The board may require an applicant described under subd. 1. to affirm that
2 the applicant has read and understands the statutes and rules that apply to the
3 applicant's practice.

4 **SECTION 4.** 448.964 (1) of the statutes is amended to read:

5 448.964 (1) The Except as provided in sub. (3), the affiliated credentialing
6 board shall conduct or arrange for examinations required for occupational therapist
7 and occupational therapy assistant licensure under s. 448.963 (2) (c) and (3) (c) at
8 times and places determined by the affiliated credentialing board.

9 **SECTION 5.** 448.964 (3) of the statutes is created to read:

10 448.964 (3) (a) The affiliated credentialing board may not require an applicant
11 for a license under s. 448.963 (2) or (3) to pass a statutes and rules examination as
12 a condition of receiving an initial license or a license renewal.

13 (b) The affiliated credentialing board may require an applicant for a license
14 under s. 448.963 (2) or (3) to affirm that the applicant has read and understands the
15 statutes and rules that apply to the applicant's practice.

16 **SECTION 6.** 450.04 (4) of the statutes is created to read:

17 450.04 (4) (a) The board may not require an applicant to pass a statutes and
18 rules examination as a condition of licensure as a pharmacist.

19 (b) The board may require an applicant to affirm that the applicant has read
20 and understands the statutes and rules that apply to the applicant's practice.

21 **SECTION 7.** 457.125 of the statutes is created to read:

22 **457.125 Professional counselor statutes and rules examination. (1)**
23 The examining board may not require an applicant for a license to practice as a
24 professional counselor to pass a statutes and rules examination as a condition of
25 receiving an initial license or a license renewal.



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-2560/1
MED:amn

2023 SENATE BILL 192

April 3, 2023 - Introduced by JOINT LEGISLATIVE COUNCIL. Referred to Committee on Licensing, Constitution and Federalism.

1 **AN ACT to amend** 440.01 (1) (dm); and **to create** 440.08 (2m) of the statutes;
2 **relating to:** renewals of certain credentials.

Analysis by the Legislative Reference Bureau

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

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the Joint Legislative Council's Study Committee on Occupational Licenses.

Under current law, a two-year renewal period applies to many health and business credentials administered by the Department of Safety and Professional Services (DSPS) or a credentialing board. The renewal date is specified by statute, and is designated as the date on which a credential expires and before which it must be renewed for the credential holder to maintain the rights, privileges, and authority conferred by the credential. The statute does not specify what it means to "be renewed," particularly whether a credential holder's submission of a complete renewal application satisfies the renewal requirement or whether, instead, DSPS is required to have issued a determination on a renewal application.

The bill revises the language regarding the effect of the renewal date to specify that the renewal date is the date on which a credential expires and before which a credential holder must submit a complete renewal application in order to maintain without interruption the rights, privileges, and authority conferred by the credential.

The bill specifies that a renewal application is considered complete for purposes of satisfying the renewal requirement only when the credential holder has submitted the

SENATE BILL 192

required fee and all forms and other documentation required for the renewal of that credential. A credential holder who has submitted a complete renewal application is also considered to have made timely and sufficient application for the renewal under a separate provision in state law that delays expiration until the opportunity for review of a denial expires or is otherwise resolved.

1 **SECTION 1.** 440.01 (1) (dm) of the statutes is amended to read:

2 440.01 (1) (dm) "Renewal date" means the date, specified in s. 440.08 (2), on
3 which a credential expires and before which ~~it must be renewed for the credential~~
4 holder must submit a complete renewal application under s. 440.08 (2m) (a) in order
5 to maintain without interruption the rights, privileges and authority conferred by
6 the credential.

7 **SECTION 2.** 440.08 (2m) of the statutes is created to read:

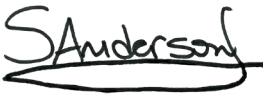
8 440.08 (2m) RENEWAL GENERALLY. (a) A renewal application shall be considered
9 complete only when the credential holder has submitted the fee required under sub.
10 (2) (c) and all forms and other documentation required for the renewal of that
11 credential.

12 (b) A credential holder who has submitted a complete renewal application as
13 provided in par. (a) has made timely and sufficient application for the renewal of the
14 credential within the meaning of s. 227.51 (2).

15 (END)

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

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Sofia Anderson, Administrative Rules Coordinator		2) Date when request submitted: 07/06/2023 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>	
3) Name of Board, Committee, Council, Sections: Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board			
4) Meeting Date: July 18, 2023	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. Preliminary Rule Draft: MPSW 1 to 20 relating to telehealth. 2. Discussion: MPSW 19 Continuing Education 3. Pending or Possible Rulemaking Projects.	
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 <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required: N/A	
10) Describe the issue and action that should be addressed: Attachments: <ul style="list-style-type: none"> • MPSW 1 to 20 Telehealth: Chapter MPSW 1 Redlined text • MPSW 1 to 20 Telehealth: Chapter MPSW 20 Redlined text • MPSW 1 to 20 Telehealth: 4-state analysis • Iowa Admin Code IAC 645.282.2 • Iowa Admin Code IAC 645.31.18 • Illinois – 225 ILCS 20 • Chapter MPSW 19 • MPSW Rule Projects chart 			
11) Authorization <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;">  <hr/> Signature of person making this request </div> <div style="text-align: center;"> 7/6/2023 <hr/> Date </div> </div> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 10px;"> <div style="width: 60%;">Supervisor (if required)</div> <div style="width: 35%;">Date</div> </div> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 10px;"> <div style="width: 70%;">Executive Director signature (indicates approval to add post agenda deadline item to agenda)</div> <div style="width: 25%;">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.			

Chapter MPSW 1

AUTHORITY AND PRACTICE

MPSW 1.01 Authority. This chapter is adopted pursuant to ss. [15.08 \(5\) \(b\)](#), [15.405 \(7c\) \(d\)](#) and [227.11 \(2\)](#), Stats.

MPSW 1.02 Definitions. In chs. [MPSW 1](#) to [6](#) and [10](#) to [20](#):

(1) "AODA" means alcohol or other drug abuse.

(1g) "Board" means the marriage and family therapy, professional counseling, and social work examining board.

(1q) "Credential" means a certificate or a license granted by the board.

(2) "Department" means the department of safety and professional services.

(2d) "DSM" means the diagnostic and statistical manual of mental disorders and refers to the most recent edition.

~~(2h) "ICRC" means the international certification reciprocity consortium.~~

(2m) "Psychotherapy" means the diagnosis and treatment of mental, emotional, or behavioral disorders, conditions, or addictions through the application of methods derived from established psychological or systemic principles for the purpose of assisting people in modifying their behaviors, cognitions, emotions, and other personal characteristics, which may include the purpose of understanding unconscious processes or intrapersonal, interpersonal, or psychosocial dynamics.

(3) "Section" means either the marriage and family therapist section, the professional counselor section, or the social worker section of the marriage and family therapy, professional counseling and social work examining board.

~~(4) "Telehealth" is defined under s. 440.01 (1) (hm), Stats.~~

~~**MPSW 1.025 Practice of telehealth.** A marriage and family therapist in training, marriage and family therapist, professional counselor in training, professional counselor, social worker, advanced practice social worker, independent social worker, and clinical social worker who provides using a telehealth visit shall be held to the same standards of practice, care, and professional conduct used for an in-person visit. Providers shall utilize technology that is of sufficient quality to be functionally equivalent to a face-to-face contact.~~

MPSW 1.035 Rule-making.

(1) Except as provided in sub. [\(2\)](#), each section shall be responsible for proposing and drafting rules applying to its profession, and for holding public hearings on those rules. The board may approve and adopt rules proposed by any section of the board.

(2) The board shall be responsible for promulgating rules applying to matters that the board determines are of joint interest among the sections.

MPSW 1.04 Application procedures for all sections of the board. An application ~~for certification~~ is incomplete until all materials requested are received by the board office, in English or accompanied by a certified English translation.

Note: ~~The board's mailing address is Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board, Department of Safety and Professional Services, P.O. Box 8935, Madison, Wisconsin 53708-8935. Application instructions are available at the Department of Safety and Professional Services' website at <http://dsps.wi.gov>.~~

MPSW 1.05 Examination provisions for all sections.

(1) The board or its designee shall administer the examinations required of applicants for certification as a social worker, advanced practice social worker, or independent social worker, or for licensure as a clinical social worker, marriage and family therapist or professional counselor at least once a year.

(6) The passing grade on each examination is determined by the board to represent competence sufficient to protect the public health, safety and welfare. The board may adopt the recommended passing score of the examination provider for the examination testing entry level competency.

MPSW 1.08 Credential renewal and reinstatement procedures.

(1) Renewal by expiration date. A credential holder shall renew the credential by the expiration date by paying the renewal fee determined by the department under s. [440.03 \(9\) \(a\)](#), Stats. and attesting to completion of the continuing education required under s. [MPSW 19.02](#).

(2) Renewal within 5 years. If the credential is renewed after the expiration date and within 5 years of the expiration date, a credential holder shall renew the credential by paying the renewal fee determined by the department under s. [440.03 \(9\) \(a\)](#), Stats., attesting to completion of the continuing education required under s. [MPSW 19.02](#), and paying a late renewal fee.

(3) Renewal after 5 years of renewal date. This subsection does not apply to credential holders who have unmet disciplinary requirements or whose credentials have been surrendered or revoked. A credential holder who has failed to renew a credential within 5 years after the renewal date holds an expired credential and may not reapply for the credential using the initial application process. A credential may be renewed after 5 years of the renewal date by complying with all of the following:

(a) Payment of the renewal fee determined by the department under s. [440.03 \(9\) \(a\)](#) and the late renewal fee.

(b) Evidence of one of the following:

1. An active credential in good standing in another state.

2. Completion of 60 hours of approved continuing education, including 8 hours of professional ethics and boundaries, within the preceding 2 years.

(4) Reinstatement. A credential holder who has unmet disciplinary requirements and failed to renew the credential within 5 years or whose credential has been surrendered or revoked may apply to have the credential reinstated in accordance with all of the following:

(a) Evidence of completion of the requirements in sub. (3) if the credential has not been active within the last 5 years.

(b) Evidence of completion of disciplinary requirements, if applicable.

(c) Evidence of rehabilitation or change in circumstances, warranting reinstatement of the credential.

MPSW 1.09 Substance abuse disorder specialty.

(1) Use of title and scope of practice.

(a) A person certified by the board may use the title “alcohol and drug counselor” or “chemical dependency counselor” only if the person is credentialed as a substance abuse counselor under s. 440.88, Stats., or satisfies the educational and supervised training requirements established in this section.

(b) A person who is certified by the board may treat substance use disorder as a specialty if the person is credentialed under s. 440.88, Stats., or satisfies the educational and supervised training requirements established in this section.

(c) A person certified by the board may do all of the following:

1. Prepare a client for substance use disorder treatment by referral.
2. Continue to work with the non-substance use disorder issues of a person who has been referred for substance use disorder treatment.
3. Continue to treat a client who is in recovery following treatment for substance use disorder.

(2) Specialty requirements for individuals certified as an advanced practice social worker or independent social worker. To be authorized to treat substance use disorder as a specialty, an advanced practice social worker or independent social worker shall meet all of the following:

(a) A minimum of 135 contact hours of substance use disorder education, which may be obtained within the master’s degree or additional to the master’s degree. The education shall contain all of the following topics:

1. Understanding addiction.
2. Knowledge of addiction treatment.
3. Application to addiction practice.
4. Professional readiness in addiction treatment.

(b) A minimum of 200 hours of face-to-face client treatment with individuals diagnosed with substance use disorders, under the supervision of a qualified supervisor.

(3) Specialty requirements for individuals certified by the board other than as advanced practice social workers or independent social workers. To be authorized to treat substance use disorder as a specialty,

an individual certified under s. [457.08 \(1\)](#), [457.09 \(1\)](#) or [457.14 \(1\) \(a\)](#), Stats., shall meet all of the following:

(a) A minimum of 180 contact hours of substance use disorder education, which may be obtained within the bachelor or master's degree or in addition to the bachelor or master's degree. The education shall be in all of the following:

1. Thirty hours in assessment training.
2. Thirty hours in counseling training.
3. Thirty hours in case management.
4. Thirty hours in patient education.
5. Thirty hours in professional responsibility.
6. Three hours in boundaries and ethics.
7. Twenty-seven hours in electives in any of the subjects in subds. [1.](#) to [6.](#)

(b) A minimum of 1,000 of hours of face-to-face substance use disorder treatment experience, under the supervision of a qualified supervisor, with individuals diagnosed with substance use disorders. The supervised hours can be either the same as or separate from the hours obtained for the credential issued by the board.

(4) Qualified supervisors. A qualified supervisor is a person who is knowledgeable in psychopharmacology and addiction treatment and is any of the following:

- (a)** A clinical supervisor, as defined in s. [SPS 160.02 \(7\)](#).
- (b)** A licensed marriage and family therapist.
- (c)** A licensed professional counselor.
- (d)** A licensed clinical social worker.
- (e)** A licensed psychologist.
- (f)** A licensed physician.
- (g)** An individual, other than an individual specified in pars. [\(a\)](#) to [\(f\)](#), who is approved in advance by the board.

(5) Continuing education. To maintain the authority to treat substance use disorder, an individual certified by the board must complete at least 6 continuing education hours during each biennial credentialing period in substance use disorder. The continuing education may be counted toward the continuing education required for renewal of the underlying credential.

MPSW 1.10 Professional liability insurance.

(1) Except as provided in sub. [\(2\)](#), a person licensed as a clinical social worker, marriage and family therapist, or professional counselor may not practice clinical social work, marriage and family therapy,

or professional counseling unless he or she has in effect professional liability insurance in the amount of at least \$1,000,000 for each occurrence and \$3,000,000 for all occurrences in one year.

(2) Subsection (1) does not apply to a person practicing clinical social work, marriage and family therapy, or professional counseling as an employee of a federal, state, or local governmental agency, if the practice is part of the duties for which he or she is employed and is solely within the confines of or under the jurisdiction of the agency by which he or she is employed.

MPSW 1.11 Psychometric testing.

(1) Authority. This rule is adopted pursuant to ss. [15.08 \(5\) \(b\)](#), [227.11 \(2\)](#) and [457.033](#), Stats.

(2) Definition. In this section, the term "psychometric test" means a procedure for measuring psychological, behavioral or interpersonal characteristics in which a sample of an examinee's behavior is obtained and subsequently evaluated and scored using a standardized process. A person credentialed by the board may not use a testing instrument for diagnostic or assessment purposes unless he or she satisfies the requirements in sub. (5). Psychometric testing does not include a test instrument used solely to screen for problems, to assist in treatment planning, to clarify treatment goals, to plan for interventions, to monitor progress in treatment or an unstandardized questionnaire, unstructured behavior sample or a test used to evaluate performance in education or training or training prepared by a teacher or trainer.

(3) Requirements for performing psychometric testing. The competent use of a psychometric test requires that the licensee or person supervised by the licensee have the requisite knowledge, skills, training and experience needed to do all of the following:

(a) Independently select and administer tests appropriate to the practice setting and area of practice.

(b) Accurately administer, score, and interpret the test.

(c) Understand and communicate the strengths and limitations of the test appropriate to the context in and purpose for which it is given.

(d) Use culturally appropriate and sensitive instruments and norms.

(e) Analyze the results within a broad context of information about the examinee's life.

(f) Seek supervision or consultation as needed from any licensee who are authorized to perform psychometric testing under this subsection.

(4) Licenses authorized to perform psychometric testing. Psychometric testing may be performed by the following individuals:

(a) A psychologist licensed under ch. [455](#), Stats.

(b) A licensed or training licensed marriage and family therapist, a licensed or training licensed professional counselor or a licensed or training licensed clinical social worker or a certified advanced practice social worker or independent social worker who satisfies the requirements in sub. [\(5\) \(a\)](#) and is acting under the supervision of a licensed psychologist.

(c) A licensed marriage and family therapist, licensed professional counselor or licensed clinical social worker who satisfies the requirements in sub. [\(5\) \(a\)](#) and [\(b\)](#).

(d) A licensed or training licensed marriage and family therapist, a licensed or training licensed professional counselor or a licensed or training licensed clinical social worker or a certified advanced practice social worker or independent social worker who satisfies the requirements in sub. [\(5\) \(a\)](#) and is acting under the supervision of another licensee of the board specified in par. [\(c\)](#).

(5) Educational requirements for performing psychometric testing without supervision. A person who meets the requirements in s. [MPSW 1.11 \(4\) \(b\)](#), [\(c\)](#) or [\(d\)](#) may engage in psychometric testing without supervision only if the appropriate section of the board has received and approved the following information demonstrating generic and specific qualifications to perform psychometric testing:

(a) Academic training at the graduate or postgraduate level from a regionally accredited program that covered:

1. Descriptive statistics.
2. Reliability and measurement error.
3. Validity and meaning of test scores.
4. Normative interpretation of test scores.
5. Selection of appropriate tests.
6. Test administration procedures.
7. Ethnic, racial, cultural, gender, age and linguistic variables.
8. Testing individuals with disabilities.

(b) A signed statement from a professional qualified to supervise psychometric testing as set forth in sub. [\(4\) \(a\)](#) and [\(c\)](#) that the supervised licensee meets the requirements to use psychometric tests as set forth in this subsection. A licensee determined to be qualified to use psychometric tests by prior affidavit is not required to resubmit a signed statement and is deemed to meet the requirements of pars. [\(a\)](#) and [\(b\)](#).

(6) Licenses qualified to supervise psychometric testing. The only professionals qualified to supervise psychometric testing are licensed psychologists, licensed marriage and family therapists, licensed professional counselors, and licensed clinical social workers who meet the requirements in sub. [\(5\) \(a\)](#) and [\(b\)](#).

Chapter MPSW 20

CONDUCT

MPSW 20.01 Definition. "Gross negligence" in the practice of social work, or marriage and family therapy, or professional counseling means the performance of professional services that does not comply with an accepted standard of practice that has a significant relationship to the protection of the health, safety or welfare of a patient, client, or the public, and that is performed in a manner indicating that the person performing the services knew or should have known, but acted with indifference to or disregard of, the accepted standard of practice.

MPSW 20.02 Unprofessional conduct. Unprofessional conduct related to the practice under a credential issued under ch. [457](#), Stats., whether the service is provided in person or by telehealth, and includes engaging in, attempting to engage in, or aiding or abetting the following conduct:

- (1) Performing or offering to perform services for which the credential holder is not qualified by education, training or experience.
- (2) Violating a law of any jurisdiction, the circumstances of which substantially relate to the practice under the credential.
- (3) Undertaking or continuing performance of professional services after having been adjudged incompetent by any court of law.
- (4) Using fraud or deception in the application for a credential.
- (5) Using false, fraudulent, misleading or deceptive advertising, or maintaining a professional relationship with one engaging in such advertising.
- (6) Engaging in false, fraudulent, deceptive or misleading billing practices.
- (7) Reporting distorted, false, or misleading information or making false statements in practice.
- (8) Discriminating on the basis of age, race, color, biological sex, gender, gender identity, religion, creed, national origin, ancestry, ethnicity, disability or sexual orientation by means of service provided or denied.
- (9) Practicing or attempting to practice while the credential holder is impaired due to the utilization of alcohol or other drugs, or as a result of an illness which impairs the credential holder's ability to appropriately carry out the functions delineated under the credential in a manner consistent with the safety of a client, patient, or the public.
- (10) Revealing facts, data, information, records or communication received from a client in a professional capacity, except in any of the following circumstances:
 - (a) With the informed consent of the client or the client's authorized representative.
 - (b) With notification to the client prior to the time the information was elicited of the use and distribution of the information.

(c) If necessary to prevent injury to the client or another person, or to report suspected abuse or neglect of a child, or threatened abuse or neglect of a child, including mandatory reports under state or federal law.

(d) Pursuant to a lawful order of a court of law.

(e) Use of case history material for teaching, therapeutic or research purposes, or in textbooks or other literature, provided that proper precautions are taken to conceal the identity of the client.

(f) When required pursuant to federal or state statute.

(11) Engaging in sexual contact, sexual conduct, or any other behavior which could reasonably be construed as seductive, romantic, harassing, or exploitative, with:

(a) A client.

(b) A former client, regardless of the amount of time that has passed since the termination of professional services.

(c) A person to whom the credentialed person is providing teaching, supervisory, or other instructional services.

(12) Failing to obtain the informed consent of the client or client's authorized representative prior to providing treatment.

(13) Failing to avoid dual relationships that may impair the credentialed person's objectivity or create a conflict of interest. Dual relationships prohibited to credentialed persons include the credentialed person treating the credentialed person's employers, employees, supervisors, supervisees, close friends or relatives, and any other person with whom the credentialed person shares any important continuing relationship.

(13g) Developing a personal relationship with a former client that would impact the credentialed person's objectivity. This restriction shall apply for two years following the termination of the credential holder-client relationship.

(13r) Taking unfair advantage of any professional relationship, or exploiting clients, students, or supervisees.

(14) Failing to conduct an assessment, evaluation, or diagnosis as a basis for treatment.

(15) Employing or claiming to have available secret techniques or procedures that the credential holder refuses to divulge.

(16) In the conduct of research, failing to obtain the informed consent of a study participant, failing to protect participants from physical or mental discomfort, harm or danger, or failing to detect and remove any undesirable consequences to the participants resulting from research procedures.

(17) Failing to inform the client of financial interests which are not obvious and which might accrue to the credential holder for referral to or for any use of service, product or publication.

- (18)** Failing to maintain adequate records relating to services provided to a client in the course of a professional relationship. Clinical records shall be maintained for at least 7 years after the last service provided, unless otherwise provided by state or federal law.
- (19)** Violating any of the provisions of ch. [457](#), Stats.
- (20)** Failing to notify the board within 30 days that a credential permitting the practice of any profession previously issued to the credential holder has been revoked, suspended, limited, denied, surrendered under investigation, or subject to any other disciplinary action by the authorities of any jurisdiction.
- (21)** Failing to make reasonable efforts to notify a client or a client's authorized representative when professional services will be interrupted or terminated by the credential holder.
- (22)** Gross negligence in practice in a single instance, or negligence in practice in more than one instance.
- (23)** Having a credential permitting the practice or use of a title related to marriage and family therapy, professional counseling, or social work revoked, suspended, limited, denied, surrendered under investigation, or by any other jurisdiction.
- (24)** Failing to notify the appropriate section in writing within 48 hours after the entry of a judgment of conviction for a felony or misdemeanor against the credentialed person, including the date, place, and nature of the conviction or finding. Notice shall include a copy of the judgment of conviction and a copy of the complaint or other information which describes the nature of the crime in order that the section may determine whether the circumstances of the crime of which the credential holder was convicted are substantially related to the credential holder's practice.
- (25)** Employing or promoting any intervention or method that has the purpose of attempting to change a person's sexual orientation or gender identity, including attempting to change behaviors or expressions of self or to reduce sexual or romantic attractions or feelings toward individuals of the same gender. This does not include counseling that assists a client who is seeking to undergo a gender transition or who is in the process of undergoing a gender transition, or counseling that provides a client with acceptance, support, understanding, or that facilitates a client's coping, social support, and identity exploration or development. Nor does it include counseling in the form of sexual orientation-neutral or gender identity-neutral interventions provided for the purpose of preventing or addressing unlawful conduct or unsafe sexual practices, so long as the counseling is not provided for the purpose of attempting to change the client's sexual orientation or gender identity.
- (26)** Knowingly aiding, assisting, or advising in the unlawful practice of marriage and family therapy, professional counseling, or social work.
- (27)** Failing to comply with mandatory child abuse reporting requirements under state or federal law.
- (28)** Failing to obtain written, informed consent from the client or client's legal representative prior to the use of electronic taping, recording, or filming procedures, unless the electronic taping, recording, or filming is necessary as part of a legal investigation or proceedings.
- (29)** Failing to exercise an adequate degree of supervision over subordinates.

(30) Refusing to cooperate in a timely manner with the section's investigation of a complaint lodged against a credentialed person. Credentialed persons taking longer than 30 days to respond shall have the burden of demonstrating that they have acted in a timely manner.

(31) Withholding documentation, or approval for submission, of a supervisee's clinical experience hours required to obtain a credential.

(32) Providing telehealth services without having a credential permitting the practice or use of a title related to marriage and family therapy, professional counseling, or social work

MPSW 1 to 20 Telehealth

Michigan: Michigan statutes and rules do not specifically address how marriage and family therapists, professional counselors, and social workers should provide services using telehealth.

Minnesota: Minnesota statutes and rules do not specifically address how marriage and family therapists, professional counselors, and social workers should provide services using telehealth.

Iowa: Iowa Board of Social Work establishes that a licensee shall assess a client's suitability and capacity for online and remote services during the first contact with the client and keep assessing whether in-person or remote consultations should be done before providing social work services. This assessment shall be continually done during the course of the professional relationship and the social worker shall take reasonable steps to ensure the client's identity, ability to consent to services, and location. [645 IAC 282.2 (19)]

Iowa Board of Behavioral Scientists, which includes marriage and family therapists and mental health counselors, states that services provided to an individual within the state either through telephone or other electronic means constitute the practice of marital and family therapy and mental health counseling and shall be subject to regulation, regardless of the location of the therapist or counselor. [645 IAC 31.18 (154D)]

Illinois: Illinois regulates marriage and family therapy, professional counseling, and social work practice through the Department of Financial and Professional Regulation. The Clinical Social Work and Social Work Practice Act establishes two exemptions for social work telehealth practices if the social worker is not a resident of Illinois and performs services for another nonresident if they already had a previously established relationship and the social worker holds a proper license to perform the services in the state or country they reside. [225 ILCS 20/4]

Illinois Telehealth Act establishes definitions, practice authority, and use of telehealth services for all professions, occupations, and business operations. [225 ILCS 150]

645—282.2(154C) Rules of conduct.**282.2(1) Informed consent.**

a. A licensee shall provide services to clients only in the context of a professional relationship based, when appropriate, on valid written informed consent. A licensee shall use clear and understandable language to inform clients of the proposed services, purpose of the services, risks related to the services, limits to services because of the requirements of a third-party payer, relevant costs, reasonable alternatives, a client's right to refuse or withdraw consent, and the time frame covered by the consent.

b. If a client is not literate or has difficulty understanding the primary language used in the practice setting, a licensee shall attempt to ensure the client's comprehension. This may include providing the client with a detailed verbal explanation or arranging for a qualified interpreter or translator whenever possible.

c. If a client lacks the capacity to provide informed consent, a licensee shall protect the client's interests by seeking permission from an appropriate third party and shall inform the client consistent with the client's level of understanding. In such instances, a licensee shall seek to ensure that the third party acts in a manner consistent with the client's wishes and interests. A licensee shall take reasonable steps to enhance the client's ability to give informed consent.

d. If a client is receiving services involuntarily, a licensee shall provide information about the nature and extent of services and about the extent of the client's right to refuse services.

e. The provision of social work services to an individual in this state through any electronic means, including the Internet, telephone, or the Iowa Communications Network or any fiberoptic media, regardless of the location of the licensee, shall constitute the practice of social work in the state of Iowa and shall be subject to regulation in accordance with Iowa Code chapters 147 and 154C and the administrative rules of the board. A licensee who provides services via electronic media shall inform recipients of the limitations and risks associated with such services.

f. A licensee shall obtain a client's informed consent before audiotaping or videotaping the client or permitting a third party to observe services provided to the client.

282.2(2) Competence.

a. A licensee shall provide services and represent oneself as competent only within the boundaries of the licensee's education, training, license, certification, consultation received, supervised experience, or other relevant professional experience.

b. A licensee shall provide services in substantive areas or use intervention techniques or approaches that are new only after engaging in appropriate study, training, consultation, and supervision from people who are competent in those areas, interventions, or techniques.

c. When generally recognized standards do not exist with respect to an emerging area of practice, a licensee shall exercise careful judgment and take responsible steps, including appropriate education, research, training, consultation and supervision, to ensure competence and to protect clients from harm.

282.2(3) Supervision.

a. A licensee shall exercise appropriate supervision over persons who practice under the supervision of the licensee.

b. A licensee who provides supervision or consultation shall have the necessary knowledge and skill to supervise or consult appropriately and shall do so only within the licensee's areas of knowledge and competence.

c. A licensee who provides supervision or consultation is responsible for setting clear, appropriate, and culturally sensitive boundaries.

d. A licensee shall not engage in any dual or multiple relationships with supervisees if there is a risk of exploitation of or potential harm to the supervisee.

e. A licensee shall not engage in sexual activities or sexual contact with a supervisee, student, trainee, or other colleague over whom the licensee exercises professional or supervisory authority.

f. A licensee shall not employ, assign, or supervise an individual in the performance of services that require a license if the individual has not received a license to perform the services or if the individual has a suspended, revoked, lapsed, or inactive license.

g. A licensee shall not practice without receiving supervision, as needed, given the licensee's level of practice, experience, and need.

282.2(4) Privacy and confidentiality.

a. A licensee shall not disclose or be compelled to disclose client information unless required by law, except under the following limited circumstances:

(1) If the information reveals the contemplation or commission of a crime. This includes situations in which the licensee determines that disclosure is necessary to prevent serious, foreseeable, and imminent harm to the client or another specific identifiable person.

(2) If the client waives the privilege by bringing criminal, civil, or administrative charges or action against a licensee.

(3) With the written informed consent of the client that explains to whom the client information will be disclosed or released and the purpose and time frame for the release of information. If the client is deceased or unable to provide informed consent, a licensee shall obtain written consent from the client's personal representative, another person authorized to sue, or the beneficiary of an insurance policy on the client's life, health, or physical condition.

(4) To testify in a court or administrative hearing concerning matters pertaining to the welfare of children.

(5) To seek collaboration or consultation with professional colleagues or administrative superiors on behalf of the client.

(6) Pursuant to a validly issued subpoena or court order.

In the event of a disclosure of information under any of the circumstances stated above, the licensee shall disclose the least amount of confidential information necessary and shall reveal only that information that is directly relevant to the purpose for which the disclosure is made.

b. Before the disclosure is made, a licensee shall inform a client, to the extent possible, about the disclosure of confidential information and the potential consequences of the disclosure. This requirement applies whether a licensee discloses confidential information on the basis of client consent or other legal basis.

c. A licensee shall discuss with clients and other interested parties the nature of confidentiality and limitations of a client's right to confidentiality. A licensee shall review with clients the circumstances under which confidential information may be requested and when disclosure of confidential information may be legally required. This discussion should occur as soon as possible in the professional relationship and as needed throughout the course of the relationship.

d. When a licensee provides counseling or psychosocial therapy services to families, couples, or groups, the licensee shall seek agreement among the parties involved concerning each individual's right to confidentiality and obligation to preserve the confidentiality of information shared by others. A licensee shall inform participants in family, couples, or group counseling or psychosocial therapy that the licensee cannot guarantee that all participants will honor such agreements.

e. A licensee shall inform clients involved in family, couples, marital, or group counseling or psychosocial therapy of the licensee's, the licensee's employer's, and agency's policy concerning the licensee's disclosure of confidential information among the parties involved in the counseling or therapy.

f. A licensee shall not disclose confidential information to third-party payers unless a client has authorized such disclosure. A licensee shall inform the client of the nature of the client information to be disclosed or released to the third-party payer.

g. A licensee shall not discuss confidential information in any setting unless privacy can be ensured. A licensee shall not discuss confidential information in public or semipublic areas such as hallways, waiting rooms, elevators, and restaurants.

h. A licensee shall protect the confidentiality of clients during legal proceedings to the extent permitted by law.

i. A licensee shall protect the confidentiality of clients when the licensee is responding to requests from members of the media.

j. A licensee shall protect the confidentiality of clients' written and electronic records and other sensitive information. A licensee shall take reasonable steps to ensure that client records are stored in a secure location and that client records are not available to others who are not authorized to have access.

k. A licensee shall take precautions to ensure and maintain the confidentiality of information transmitted to other parties through the use of computers, electronic mail, facsimile machines, telephones, telephone answering machines, and other electronic or computer technology.

l. A licensee shall transfer or dispose of client records in a manner that protects client confidentiality and is consistent with federal and state statutes, rules and regulations and the guidelines of the licensee's employer or agency, if applicable.

m. A licensee shall take reasonable precautions to protect client confidentiality in the event of the licensee's termination of practice, incapacitation, or death.

n. A licensee shall not disclose identifying information when discussing a client for teaching or training purposes or in public presentations unless the client has consented to disclosure of confidential information.

o. A licensee shall not disclose identifying information when discussing a client with consultants unless the client has consented to disclosure of confidential information or there is a compelling need for such disclosure.

p. Consistent with the preceding standards, a licensee shall protect the confidentiality of deceased clients.

282.2(5) Record keeping.

a. A licensee shall maintain sufficient, timely, and accurate documentation in client records. A licensee's records shall reflect the services provided, facilitate the delivery of services, and ensure continuity of services in the future.

b. A licensee who provides clinical services in any employment setting, including private practice, shall maintain timely records that include subjective and objective data, assessment or diagnosis, a treatment plan, and any revisions to the assessment, diagnosis, or plan made during the course of treatment.

c. A licensee who provides clinical services shall store records in accordance with state and federal statutes, rules, and regulations governing record retention and with the guidelines of the licensee's employer or agency, if applicable. If no other legal provisions govern record retention, a licensee shall store all client records for a minimum of seven years following the termination of services to ensure reasonable future access.

282.2(6) Access to records. A licensee who provides clinical services shall:

a. Provide the client with reasonable access to records concerning the client. A licensee who is concerned that a client's access to the client's records could cause serious misunderstanding or harm to the client shall provide assistance in interpreting the records and consultation with the client regarding the records. A licensee may limit a client's access to the client's records, or portions of the records, only in exceptional circumstances when there is compelling evidence that such access would cause serious harm to the client. Both the client's request and the rationale for withholding some or all of a record should be documented in the client's records.

b. Take steps to protect the confidentiality of other individuals identified or discussed in any records to which a client is provided access.

282.2(7) Billing and fees.

a. A licensee shall bill only for services which have been provided.

b. A licensee shall not accept goods or services from the client or a third party in exchange for the licensee's services.

c. A licensee shall not solicit a private fee or other remuneration for providing services to clients who are entitled to such available services through the licensee's employer or agency.

d. A licensee shall not accept, give, offer or solicit a fee, commission, rebate, fee split, or other form of consideration for the referral of a client.

e. A licensee shall not permit any person to share in the fees for professional services, other than a partner, employee, an associate in a professional firm, or a consultant to the licensee.

f. A licensee who provides clinical services shall, when appropriate:

(1) Establish and maintain billing practices that accurately reflect the nature and extent of services provided.

(2) Inform the client of the fee at the initial session or meeting with the client. A licensee shall provide a written payment arrangement to a client at the commencement of the professional relationship.

(3) Ensure that the fees are fair, reasonable, and commensurate with the services performed.

282.2(8) *Dual relationships and conflicts of interest.*

a. “Dual relationship” means that a licensee develops or assumes a secondary role with a client, including but not limited to a social relationship or business association. For purposes of these rules, “dual relationship” does not include a sexual relationship. Standards governing sexual relationships are found in subrule 282.2(9).

(1) Current clients. A licensee shall not engage in a dual relationship with a client.

(2) Former clients. A licensee shall not engage in a dual relationship with a client within five years of the termination of the client relationship. A licensee shall not engage in a dual relationship with a former client, regardless of the length of time elapsed since termination of the client relationship, when there is a risk of exploitation or potential harm to a client or former client.

(3) Unavoidable dual relationships with current and former clients. If a dual relationship with a current or former client is unavoidable, the licensee shall take steps to protect the client and shall be responsible for setting clear, appropriate, and culturally sensitive boundaries. The burden shall be on the licensee to show that the dual relationship was unavoidable. In determining whether a dual relationship was unavoidable, the board shall consider the size of the community, the nature of the relationship, and the risk of exploitation or harm to a client or former client.

b. Conflicts of interest.

(1) A licensee shall avoid conflicts of interest that interfere with the exercise of professional discretion and impartial judgment.

(2) A licensee shall not continue in a professional relationship with a client when the licensee has become emotionally involved with the client to the extent that objectivity is no longer possible in providing the required professional services.

(3) A licensee shall inform the client when a real or potential conflict of interest arises and take reasonable steps to resolve the issue in a manner that makes the client’s interests primary and protects the client’s interests to the greatest extent possible. In some cases, protecting the client’s interests may require termination of the professional relationship with proper referral of the client.

(4) A licensee shall not take unfair advantage of any professional relationship or exploit others to further the licensee’s personal, religious, political, or business interests.

(5) A licensee who provides services to two or more people who have a relationship with each other shall clarify with all parties, when appropriate and in a manner consistent with the confidentiality standards of subrule 282.2(4), which individuals will be considered clients and the nature of the licensee’s professional obligations to the various individuals who are receiving services. A licensee who anticipates a conflict of interest among the individuals receiving services or who anticipates having to perform in potentially conflicting roles shall clarify, when appropriate and in a manner consistent with the confidentiality standards at subrule 282.2(4), the licensee’s role with the parties involved and take appropriate action to minimize any conflict of interest.

282.2(9) *Sexual relationships.*

a. Current clients. A licensee shall not engage in sexual activities or sexual contact with a client, regardless of whether such contact is consensual or nonconsensual.

b. Former clients. A licensee shall not engage in sexual activities or sexual contact with a former client within the five years following termination of the client relationship. A licensee shall not engage in sexual activities or sexual contact with a former client, regardless of the length of time elapsed since termination of the client relationship, if the client has a history of physical, emotional, or sexual abuse or if the client has ever been diagnosed with any form of psychosis or personality disorder or if the client is likely to remain in need of therapy due to the intensity or chronicity of a problem.

c. A licensee shall not engage in sexual activities or sexual contact with a client's or former client's spouse or significant other.

d. A licensee shall not engage in sexual activities or sexual contact with a client's or former client's relative within the second degree of consanguinity (client's parent, grandparent, child, grandchild, or sibling) when there is a risk of exploitation or potential harm to a client or former client.

e. A licensee shall not provide clinical services to an individual with whom the licensee has had prior sexual contact.

282.2(10) Physical contact. A licensee shall not engage in physical contact with a client when there is a possibility of psychological harm to the client as a result of the contact. A licensee who engages in appropriate physical contact with a client is responsible for setting clear, appropriate, and culturally and age-sensitive boundaries which govern such contact.

282.2(11) Termination of services.

a. A licensee shall terminate services to a client when such service is no longer required or no longer serves the client's needs or interests.

b. A licensee shall take reasonable steps to avoid abandoning clients who are still in need of services. A licensee shall assist in making appropriate arrangements for continuation of services when necessary.

c. A licensee shall not terminate services to pursue a social, financial, business, romantic, or sexual relationship with a client.

d. A licensee who anticipates the termination or interruption of services to a client shall notify the client promptly and seek the transfer, referral, or continuation of services in relation to the client's needs and preferences.

e. A licensee who is leaving an employment setting shall inform clients, to the extent possible given the nature of the termination of the employment relationship, of appropriate options for the continuation of services and of the benefits and risks of the options.

f. If the employer who terminates a licensee is also a licensee, the employer shall provide notice to clients or allow the licensee the opportunity to provide notice to clients to ensure appropriate case closure or continuation or transfer of services if continued treatment is necessary.

g. A licensee who provides clinical services shall comply with the following additional standards regarding termination of the client relationship:

(1) Termination of a client relationship shall be documented in the client record. Absent written documentation of termination, the professional relationship shall be considered ongoing.

(2) A licensee who practices in a fee-for-service setting may terminate services to a client who is not paying an overdue balance only if the financial contractual arrangements have been made clear to the client, if the client does not pose an imminent danger to self or others, and if the clinical and other consequences of the current nonpayment have been addressed and discussed with the client. Prior to terminating services under this subrule, a licensee shall make reasonable efforts to collect the unpaid fees and shall make appropriate referrals for the client.

282.2(12) Misrepresentations, disclosure. A licensee shall not:

a. Knowingly make a materially false statement, or fail to disclose a relevant material fact, in a letter of reference, application, referral, report or other document.

b. Knowingly allow another person to use the licensee's license or credentials.

c. Knowingly aid or abet a person who is misrepresenting the person's professional credentials or competencies.

d. Impersonate another person or misrepresent an organizational affiliation in one's professional practice.

e. Further the application or make a recommendation for professional licensure of another person who is known by the licensee to be unqualified in respect to character, education, experience, or other relevant attribute.

f. Fail to notify the appropriate licensing authority of any human services professional who is practicing or teaching in violation of the laws or rules governing that person's professional discipline.

g. Engage in professional activities, including advertising, that involve dishonesty, fraud, deceit, or misrepresentation.

h. Advertise services in a false or misleading manner or fail to indicate in the advertisement the name, the highest relevant degree and licensure status of the provider of services.

i. Fail to distinguish, or purposely mislead the reader or listener in public announcements, addresses, letters and reports as to whether the statements are made as a private individual or whether they are made on behalf of an employer or organization.

j. Engage in direct solicitation of potential clients for pecuniary gain in a manner or in circumstances which constitute overreacting, undue influence, misrepresentation or invasion of privacy.

k. Fail to inform each client of any financial interests that might accrue to the licensee for referral to any other person or organization or for the use of tests, books, or apparatus.

l. Fail to inform each client that the client may be entitled to the same services from a public agency, if the licensee is employed by that public agency and also offers services privately.

m. Make claims of professional superiority which cannot be substantiated by the licensee.

n. Guarantee that satisfaction or a cure will result from the performance of professional services.

o. Claim or use any secret or special method of treatment or techniques which the licensee refuses to divulge to professional colleagues.

p. Take credit for work not personally performed whether by giving inaccurate information or failing to give accurate information.

q. Offer social work services or use the designation of licensed bachelor social worker, licensed master social worker, or licensed independent social worker; or use the designations LBSW, LMSW, or LISW or any other designation indicating licensure status; or hold oneself out as practicing at a certain level of licensure unless the licensee is duly licensed as such.

r. Permit another person to use the licensee's license for any purpose.

s. Practice outside the scope of a license.

282.2(13) *Impairments.*

a. A licensee shall not:

(1) Practice in a professional relationship while intoxicated or under the influence of alcohol or drugs not prescribed by a licensed physician.

(2) Practice in a professional relationship while experiencing a mental or physical impairment that adversely affects the ability of the licensee to perform professional duties in a competent and safe manner.

(3) Practice in a professional relationship if involuntarily committed for treatment of mental illness, drug addiction, or alcoholism.

b. A licensee who self-reports an impairment or suspected impairment to the board may be eligible for confidential monitoring by the impaired practitioner review committee. The licensee shall be provided the Impaired Practitioner Report form to initiate the process. Standards governing the impaired practitioner review committee may be found in 645—Chapter 16.

282.2(14) *Research.* If engaged in research, a licensee shall:

a. Consider carefully the possible consequences for human beings participating in the research.

b. Protect each participant from unwarranted physical and mental harm.

c. Ensure that the consent of the participant is voluntary and informed and that each participant executes a signed informed consent form which details the nature of the research and any known possible consequences.

d. Treat information obtained as confidential.

e. Not knowingly report distorted, erroneous, or misleading information.

282.2(15) *Organization relationships and business practices.* A licensee shall not:

a. Solicit the clients of colleagues or assume professional responsibility for clients of another agency or colleague without appropriate communication with that agency or colleague.

b. Abandon an agency, organization, institution, or group practice without reasonable notice or under circumstances which seriously impair the delivery of professional care to clients.

c. Deliberately falsify client records.

d. Fail to submit required reports and documents in a timely fashion to the extent that the well-being of the client is adversely affected.

e. Delegate professional responsibilities to a person when the licensee knows, or has reason to know, that the person is not qualified by training, education, experience, or classification to perform the requested duties.

282.2(16) *Discrimination and sexual harassment.*

a. A licensee shall not practice, condone, or facilitate discrimination against a client, student, or supervisee on the basis of race, ethnicity, national origin, color, sex, sexual orientation, age, marital status, political belief, religion, mental or physical disability, diagnosis, or social or economic status.

b. A licensee shall not sexually harass a client, student, or supervisee. Sexual harassment includes sexual advances, sexual solicitation, requests for sexual favors, and other verbal or physical conduct of a sexual nature.

282.2(17) *General.* A licensee shall not:

a. Practice without receiving supervision as needed, given the licensee's level of practice, experience, and need.

b. Practice a professional discipline without an appropriate license or after expiration of the required license.

c. Physically or verbally abuse a client or colleague.

d. Obtain, possess, or attempt to obtain or possess a controlled substance without lawful authority; or sell, prescribe, give away, or administer controlled substances.

282.2(18) *Relationship between the board's rules of conduct and the National Association of Social Workers (NASW) Code of Ethics.* The NASW Code of Ethics is one resource for practitioners with respect to practice and ethical issues, and selected sections from the NASW Code of Ethics have been incorporated into the rules of conduct. A licensee's professional conduct is governed by the board's rules of conduct, and a licensee may be disciplined for violation of these rules.

645—31.18(154D) Marital and family therapy and mental health counselor services subject to regulation. Marital and family therapy and mental health counselor services provided to an individual in this state through telephonic, electronic or other means, regardless of the location of the marital and family therapy and mental health counselor, shall constitute the practice of marital and family therapy and mental health counseling and shall be subject to regulation in Iowa.

ILLINOIS ADMINISTRATIVE CODE

PROFESSIONS, OCCUPATIONS, AND BUSINESS OPERATIONS (225 ILCS 20/) Clinical Social Work and Social Work Practice Act.

(225 ILCS 20/1) (from Ch. 111, par. 6351)

(Section scheduled to be repealed on January 1, 2028)

Sec. 1. Declaration of public policy. The purpose of this Act is to protect and to benefit the public by setting standards of qualifications, education, training and experience for those who seek to engage in the independent practice of clinical social work and in the practice of social work and to promote high standards of professional performance for those engaged in the independent practice of clinical social work and in the practice of social work in the State of Illinois. Such practice is hereby declared to affect the public health, safety and welfare and should be subject to regulation in the public interest.

(Source: P.A. 85-1131.)

(225 ILCS 20/2) (from Ch. 111, par. 6352)

(Section scheduled to be repealed on January 1, 2028)

Sec. 2. Short title. This Act may be cited as the Clinical Social Work and Social Work Practice Act.

(Source: P.A. 85-1131; 86-1475.)

(225 ILCS 20/3) (from Ch. 111, par. 6353)

(Section scheduled to be repealed on January 1, 2028)

Sec. 3. Definitions. The following words and phrases shall have the meanings ascribed to them in this Section unless the context clearly indicates otherwise:

1. "Department" means the Department of Financial and Professional Regulation.
2. "Secretary" means the Secretary of Financial and Professional Regulation.
3. "Board" means the Social Work Examining and Disciplinary Board.
4. "Licensed Clinical Social Worker" means a person who holds a license

authorizing the independent practice of clinical social work in Illinois under the auspices of an employer or in private practice or under the auspices of public human service agencies or private, nonprofit agencies providing publicly sponsored human services.

5. "Clinical social work practice" means the providing of mental health services for the evaluation, treatment, and prevention of mental and emotional disorders in individuals, families, and groups based on knowledge and theory of professionally accepted theoretical structures, including, but not limited to, psychosocial development, behavior, psychopathology, unconscious motivation, interpersonal relationships, and environmental stress.

6. "Treatment procedures" means among other things, individual, marital, family, and group psychotherapy.

7. "Independent practice of clinical social work" means the application of clinical social work knowledge and skills by a licensed clinical social worker who regulates and is responsible for her or his own practice or treatment procedures.

8. "License" means that which is required to practice clinical social work or social work under this Act, the qualifications for which include specific education, acceptable experience, and examination requirements.

9. "Licensed social worker" means a person who holds a license authorizing the practice of social work, which includes social services to individuals, groups or communities in any one or more of the fields of social casework, social group work, community organization for social welfare, social work research, social welfare administration, or social work education. Social casework and social group work may also include clinical social work, as long as it is not conducted in an independent practice, as defined in this Section.

10. "Address of record" means the address recorded by the Department in the applicant's application file or the licensee's license file, as maintained by the Department's licensure maintenance unit.

11. "Email address of record" means the designated email address recorded by the Department in the applicant's application file or the licensee's license file, as maintained by the Department's licensure maintenance unit.

(Source: P.A. 100-201, eff. 8-18-17; 100-414, eff. 8-25-17.)

(225 ILCS 20/4) (from Ch. 111, par. 6354)

(Section scheduled to be repealed on January 1, 2028)

Sec. 4. Exemptions.

1. This Act does not prohibit any of the following:

(a) Any persons legally regulated in this State under

any other Act from engaging in the practice for which they are authorized, provided that they do not represent themselves by any title as being engaged in the independent practice of clinical social work or the practice of social work as defined in this Act, nor does it prohibit the practice of nonregulated professions whose practitioners are engaged in the delivery of human services, provided such practitioners do not represent themselves as or use the title of clinical social worker or social worker.

(b) The practice of clinical social work or social

work by a person who is employed by the United States government or by the State of Illinois, unit of local government or any bureau, division or agency thereof while in the discharge of the employee's official duties. Clinical social workers employed by the State of Illinois who are hired after the effective date of this amendatory Act of 1994 shall hold a valid license, issued by this State, to

practice as a licensed clinical social worker, except for those clinical social workers employed by the State who obtain their positions through promotion.

(c) The practice of a student pursuing a course of professional education under the terms of this Act, if these activities and services constitute a part of such student's supervised course of study.

(d) A person from practicing social work if the person is obtaining experience for licensure as a clinical social worker or social worker, provided the person is designated by a title that clearly indicates training status.

(e) A person, who is not a resident of this State, from performing social work via telehealth in this State for a nonresident of this State for not more than 5 days in any one month or more than 15 days in any one calendar year, had a previous established therapeutic relationship with the nonresident, and the person is authorized to perform such services under the laws of the state or country in which the person resides.

(f) A person, who is not a resident of this State, from performing social work via telehealth in this State for a nonresident of this State currently attending a university or college in this State, had a previous established therapeutic relationship with the nonresident, and the person is authorized to perform such services under the laws of the state or country in which the person resides.

2. Nothing in this Act shall be construed to apply to any person engaged in the bona fide practice of religious ministry provided the person does not hold himself out to be engaged in the independent practice of clinical social work or the practice of social work.

3. This Act does not prohibit a person serving as a volunteer so long as no representation prohibited by this Section is made.

4. Nothing contained in this Act shall be construed to require any hospital, clinic, home health agency, hospice, or other entity which provides health care to employ or to contract with a licensed clinical social worker to provide clinical social work practice or the independent practice of clinical social work as described in this Act.

(Source: P.A. 102-785, eff. 1-1-23.)

PROFESSIONS, OCCUPATIONS, AND BUSINESS OPERATIONS (225 ILCS 150/) Telehealth Act.

(225 ILCS 150/1)

Sec. 1. Short title. This Act may be cited as the Telehealth Act.

(Source: P.A. 100-317, eff. 1-1-18.)

(225 ILCS 150/5)

Sec. 5. Definitions. As used in this Act:

"Asynchronous store and forward system" means the transmission of a patient's medical information through an electronic communications system at an originating site to a health care professional or facility at a distant site that does not require real-time or synchronous interaction between the health care professional and the patient.

"Distant site" means the location at which the health care professional rendering the telehealth service is located.

"Established patient" means a patient with a relationship with a health care professional in which there has been an exchange of an individual's protected health information for the purpose of providing patient care, treatment, or services.

"E-visit" means a patient-initiated non-face-to-face communication through an online patient portal between an established patient and a health care professional.

"Facility" includes a facility that is owned or operated by a hospital under the Hospital Licensing Act or University of Illinois Hospital Act, a facility under the Nursing Home Care Act, a rural health clinic, a federally qualified health center, a local health department, a community mental health center, a behavioral health clinic as defined in 89 Ill. Adm. Code 140.453, an encounter rate clinic, a skilled nursing facility, a substance use treatment program licensed by the Division of Substance Use Prevention and Recovery of the Department of Human Services, a school-based health center as defined in 77 Ill. Adm. Code 641.10, a physician's office, a podiatrist's office, a supportive living program provider, a hospice provider, home health agency, or home nursing agency under the Home Health, Home Services, and Home Nursing Agency Licensing Act, a facility under the ID/DD Community Care Act, community-integrated living arrangements as defined in the Community-Integrated Living Arrangements Licensure and Certification Act, and a provider who receives reimbursement for a patient's room and board.

"Health care professional" includes, but is not limited to, physicians, physician assistants, optometrists, advanced practice registered nurses, clinical psychologists licensed in Illinois, prescribing psychologists licensed in Illinois, dentists, occupational therapists, pharmacists, physical therapists, clinical social workers, speech-language pathologists, audiologists, hearing instrument dispensers, licensed certified substance use disorder treatment providers and clinicians, and mental health professionals and clinicians authorized by Illinois law to provide mental health services, and qualified providers listed under paragraph (8) of subsection (e) of Section 3 of the Early Intervention Services System Act, dietitian nutritionists licensed in Illinois, and health care professionals associated with a facility.

"Interactive telecommunications system" means an audio and video system, an audio-only telephone system (landline or cellular), or any other telecommunications system permitting 2-way, synchronous interactive communication between a patient at an originating site and a health care professional or facility at a distant site. "Interactive telecommunications system" does not include a facsimile machine,

electronic mail messaging, or text messaging.

"Originating site" means the location at which the patient is located at the time telehealth services are provided to the patient via telehealth.

"Remote patient monitoring" means the use of connected digital technologies or mobile medical devices to collect medical and other health data from a patient at one location and electronically transmit that data to a health care professional or facility at a different location for collection and interpretation.

"Telehealth services" means the evaluation, diagnosis, or interpretation of electronically transmitted patient-specific data between a remote location and a licensed health care professional that generates interaction or treatment recommendations. "Telehealth services" includes telemedicine and the delivery of health care services, including mental health treatment and substance use disorder treatment and services to a patient, regardless of patient location, provided by way of an interactive telecommunications system, asynchronous store and forward system, remote patient monitoring technologies, e-visits, or virtual check-ins.

"Virtual check-in" means a brief patient-initiated communication using a technology-based service, excluding facsimile, between an established patient and a health care professional. "Virtual check-in" does not include communications from a related office visit provided within the previous 7 days, nor communications that lead to an office visit or procedure within the next 24 hours or soonest available appointment.

(Source: P.A. 101-81, eff. 7-12-19; 101-84, eff. 7-19-19; 102-104, eff. 7-22-21.)

(225 ILCS 150/10)

Sec. 10. Practice authority. A health care professional treating a patient located in this State through telehealth services must be licensed or authorized to practice in Illinois. A health care professional with a temporary permit for full practice advanced practice registered nurse for health care, a temporary permit for advanced practice registered nurse for health care, or a temporary permit for health care may treat a patient located in this State through telehealth services in a manner consistent with the health care professional's scope of practice and agreement with a sponsoring entity.

(Source: P.A. 102-104, eff. 7-22-21; 102-1117, eff. 1-13-23.)

(225 ILCS 150/15)

Sec. 15. Use of telehealth services.

(a) A health care professional may engage in the practice of telehealth services in Illinois to the extent of his or her scope of practice as established in his or her respective licensing Act consistent with the standards of care for in-person services. This Act shall not be construed to alter the scope of practice of any health care professional or authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this State.

(b) Telehealth services provided pursuant to this Section shall be consistent with all federal and State privacy, security, and confidentiality laws, rules, or regulations.

(c) A health care professional with a temporary permit for full practice advanced practice registered nurse for health care, a temporary permit for advanced practice registered nurse for health care, or a temporary permit for health care may treat a patient located in this State through telehealth services in a manner consistent with the health care professional's scope of practice and agreement with a sponsoring entity.

(Source: P.A. 102-104, eff. 7-22-21; 102-1117, eff. 1-13-23.)

(225 ILCS 150/90)

Sec. 90. (Amendatory provisions; text omitted).

(Source: P.A. 100-317, eff. 1-1-18; text omitted.)

Chapter MPSW 19

CONTINUING EDUCATION

[MPSW 19.01](#) Definitions.

[MPSW 19.02](#) Continuing education requirements.

[MPSW 19.03](#) Approved continuing education.

[MPSW 19.04](#) Postponement, waiver, and exemption.

[MPSW 19.05](#) Record retention and audits.

Note: Chapter SFC 19 was renumbered ch. MPSW 19 under s. 13.93 (2m) (b) 1., Stats., and corrections made under s. 13.93 (2m) (b) 7., Stats., [Register October 2002 No. 562](#). Chapter MPSW 19 was repealed and recreated, [Register February 2015 No. 710](#), eff. 3-1-15.

MPSW 19.01 Definitions. In this chapter:

- (1) "Board" means the marriage and family therapy, professional counseling, and social work examining board.
- (2) "Interactive learning format" means a live, synchronous presentation with discussion or an asynchronous educational program by a provider under s. [MPSW 19.03 \(1\) \(a\)](#) or [\(f\)](#).
- (3) "Section" means any of the following:
 - (a) Marriage and family therapy section.
 - (b) Professional counseling section.
 - (c) Social worker section.

MPSW 19.02 Continuing education requirements.

- (1) Unless granted a postponement or waiver of the continuing education requirement under s. [MPSW 19.04](#), every marriage and family therapist, professional counselor, social worker, advanced practice social worker, independent social worker, and clinical social worker shall complete at least 30 continuing education credit hours in approved continuing education programs during each 2 year credential period and certify on the application for renewal that all required education was completed. Unless granted a postponement or waiver of the continuing education requirement, a credential holder who fails to meet the continuing education requirements by the renewal deadline must discontinue the use of the title.
- (2) A minimum of 4 continuing education credit hours, of the required 30 continuing education credit hours, shall be in the area of professional ethics and boundaries related to the practice of marriage and family therapy, professional counseling, or social work.

(a) A person holding multiple credentials granted by the board shall complete only a minimum of 4 continuing education credit hours in the area of professional ethics and boundaries.

(b) Social work credential holders shall complete their ethics continuing education credit hours in an interactive learning format.

(3) During the time between receiving the initial credential and commencement of a full 2 year credentialing period, a new credential holder is not required to meet continuing education requirements for the first renewal of the credential.

(4) Continuing education credit hours shall apply only to the 2 year credential period in which the credit hours are completed, unless either of the following applies:

(a) Continuing education credit hours required as a consequence of a disciplinary proceeding may not be counted towards the fulfillment of generally applicable continuing education requirements.

(b) If the credential holder fails to meet the continuing education requirement during a 2 year credential period, any additional continuing education credit hours completed on or after the renewal date to satisfy the requirement of the preceding period will not apply to the period in which they are earned.

MPSW 19.03 Approved continuing education.

(1) Continuing education programs, if relevant to the professional practice of marriage and family therapy, professional counseling, or social work, are approved as follows:

(a) Any continuing education program approved, sponsored, provided, endorsed, or authorized by:

1. American Association for Marriage and Family Therapy (AAMFT) or affiliated divisions.
2. Wisconsin Association for Marriage and Family Therapy (WAMFT).
3. National Rehabilitation Counseling Association (NRCA).
4. American Rehabilitation Counseling Association (ARCA).
5. Wisconsin Rehabilitation Counseling Association (WRCA).
6. National Board for Certified Counselors (NBCC).
7. American Counseling Association (ACA).
8. Wisconsin Counseling Association (WCA).
9. National Board for Certified Counselors (NBCC).
10. Commission on Rehabilitation Counselor Certification (CRCC).
11. Association of Social Work Boards (ASWB).

- 12.** National Association of Social Workers (NASW) or affiliated chapters.
- 13.** Association of Baccalaureate Program Directors (BPD).
- 14.** Council on Social Work Education (CSWE).
- 15.** National Association of Alcohol and Drug Abuse Counseling (NAADAC) or affiliated divisions.

(b) Any continuing education program or course offered by a training program accredited by the Commission on Accreditation for Marriage and Family Therapy Education (COAMFTE).

(c) Any continuing education program approved, sponsored, or co-sponsored by a presenter approved by the Committee for the Approval of Continuing Education Sponsors of the American Psychological Association.

(d) Any educational programs, recognized as approved at the time of attendance as "Category I" continuing medical education programs by the Council on Medical Education of the American Medical Association or the American Osteopathic Association.

(e) Any course or continuing education program offered by an accredited college or university.

(f) Public and private agencies that provide in-house training and development programs. Only 15 of the required 30 continuing education credit hours shall be met through in-house training and development programs which are not approved by an organization identified in pars. [\(a\)](#) to [\(e\)](#).

(2) Continuing education hours may be awarded for the following professional activities, if relevant to the professional practice of marriage and family therapy, professional counseling, or social work:

(a) A presenter of professional material shall receive 1 continuing education credit hour per hour of continuing education. A developer of professional material shall receive 1 continuing education credit hour per hour of development of continuing education. A presenter of a semester education course shall receive 20 continuing education credit hours. No additional continuing education credit hours will be granted for subsequent presentations of the same material. A presenter of professional material at any of the following qualifies for continuing education:

- 1.** Seminars, workshops, programs, or institutions approved in sub. [\(1\) \(a\)](#) to [\(f\)](#).
- 2.** University, college, or vocational technical adult education courses.

(b) Authorship of a published textbook or professional resource book. Authors of a book shall receive 20 continuing education credit hours.

(c) Authorship of a published chapter in a textbook or professional resource book, or a professional journal article. Authors of chapters or articles shall receive 8 continuing education credit hours. No more than 16 continuing education hours may be obtained for authorship of chapters or articles.

(d) Authorship of alternative or electronic media or computer software. Authorship of these materials shall receive 8 continuing education credit hours. No more than 16 continuing education hours may be obtained for authorship of alternative or electronic media or computer software.

MPSW 19.04 Postponement, waiver, and exemption.

(1) A credential holder may apply to the section for a postponement or waiver of the requirements of this chapter on grounds of prolonged illness, disability, or 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) The section may grant an exemption from the requirements of this chapter to a credential holder who certifies to the section that the credential holder has retired and no longer uses the title "marriage and family therapist," "professional counselor," "social worker," "advanced practice social worker," "independent social worker," or "clinical social worker," and no longer practices marriage and family therapy, professional counseling, or social work. The credential holder's status will change to non-practicing.

(3) A credential holder who has been granted an exemption due to retirement may not return to the active practice or use the title without submitting evidence satisfactory to the section that the credential holder has completed at least 30 continuing education credit hours for each of the biennia during which the credential holder was granted an exemption.

MPSW 19.05 Record retention and audits. A credential holder shall retain for a minimum period of 4 years and shall make available to the board, or its agent upon request, documentation of publication or certificates of attendance issued by the program sponsor for all continuing education programs for which the credential holder claims credit for purposes of renewal of the credential. The certificate shall include the name of credential holder, date, provider name, hours, and title of program.

MPSW Examining Board
Rule Projects (updated 07/06/2023)

Clearinghouse Rule Number	Scope #	Scope Expiration	Code Chapter Affected	Relating clause	Synopsis	Current Stage	Next Step
	064-22	01/25/2025	MPSW 1 to 20	Telehealth Comprehensive Review	The Board requested to do a comprehensive review of all their chapters while implementing 2021 WI Act 121.	Drafting Rule	EIA Comment Period and submission to Clearinghouse
23-034	063-22	01/25/2025	MPSW 1	Substance Use Disorder practice for APSW and ISW	The Board would like to update MPSW 1 in order to implement 2021 WI Act 222 relating to APSW and ISW being able to provide substance use disorder treatment without a specialty.	Public Hearing on July 18, 2023	Final Rule Draft and Legislative Report