

State of Wisconsin



2019 Assembly Bill 731

Date of enactment: **March 3, 2020**
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2019 WISCONSIN ACT 143

AN ACT *to repeal* 89.073 (2) (e) and 440.09 (2) (e); *to renumber and amend* 89.073 (1), 89.073 (3), 440.09 (1) and 440.09 (3); *to amend* 89.073 (title), 89.073 (2) (intro.), 89.073 (2) (a), 89.073 (2) (b), 440.09 (title) and 440.09 (2) (b); and *to create* 89.073 (1) (a), 89.073 (1) (c), 89.073 (2) (f), 89.073 (2m), 89.073 (3) (b), 89.073 (4), 89.073 (5), 440.09 (1) (a), 440.09 (1) (c), 440.09 (2) (f), 440.09 (2m), 440.09 (3) (b), 440.09 (4) and 440.09 (5) of the statutes; **relating to:** reciprocal credentials for service members, former service members, and their spouses and granting rule-making authority.

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

SECTION 1. 89.073 (title) of the statutes is amended to read:

89.073 (title) ~~Temporary reciprocal Reciprocal credentials for the spouses of service members, former service members, and their spouses.~~

SECTION 2. 89.073 (1) of the statutes is renumbered 89.073 (1) (intro.) and amended to read:

89.073 (1) (intro.) In this section, ~~“service member”;~~
(b) “Service member” means a member of the U.S. armed forces, a reserve unit of the U.S. armed forces, or the national guard of any state.

SECTION 3. 89.073 (1) (a) of the statutes is created to read:

89.073 (1) (a) “Former service member” means a person who was discharged from the U.S. armed forces under conditions other than dishonorable within 4 years of the date on which the service member or the spouse of the service member applies for a license, certification, or permit under this section.

SECTION 3m. 89.073 (1) (c) of the statutes is created to read:

89.073 (1) (c) “Spouse” includes the spouse of a person who died while in service in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces.

SECTION 4. 89.073 (2) (intro.) of the statutes is amended to read:

89.073 (2) (intro.) The examining board shall grant a temporary license, certification, or permit specified under s. 89.06 to an individual who the examining board determines meets all of the following requirements:

SECTION 5. 89.073 (2) (a) of the statutes is amended to read:

89.073 (2) (a) The individual applies for a temporary credential under this section on a form prescribed by the examining board.

SECTION 6. 89.073 (2) (b) of the statutes is amended to read:

89.073 (2) (b) The individual is a service member, a former service member, or the spouse of a service member or former service member and ~~the spouse and service member temporarily reside~~ resides in this state as a result of the service member’s service in the U.S. armed forces, a reserve unit of the U.S. armed forces, or the national guard of any state.

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

SECTION 7. 89.073 (2) (e) of the statutes is repealed.

SECTION 8. 89.073 (2) (f) of the statutes is created to read:

89.073 (2) (f) The individual is in good standing with the governmental authorities in every jurisdiction outside this state that have granted the individual a credential that qualifies the individual to perform acts authorized under the appropriate credential specified under s. 89.06.

SECTION 9e. 89.073 (2m) of the statutes is created to read:

89.073 (2m) If an individual is unable to provide documentation that the individual is a service member, former service member, or the spouse of a service member or former service member, the individual may submit an affidavit to the examining board stating that the individual is a service member, former service member, or the spouse of a service member or former service member.

SECTION 9m. 89.073 (3) of the statutes is renumbered 89.073 (3) (a) and amended to read:

89.073 (3) (a) ~~A temporary credential granted under this section expires 180 days after the date the examining board issues it unless, upon application by the holder of the credential, the examining board extends the credential on the renewal date specified in s. 89.062 (1), except that if the first renewal date specified in s. 89.062 (1) after the date on which the credential is granted is within 180 days of the date on which the credential is granted, the credential expires on the 2nd renewal date specified in s. 89.062 (1) after the date on which the credential is granted.~~

SECTION 9s. 89.073 (3) (b) of the statutes is created to read:

89.073 (3) (b) The examining board shall grant a renewed license, certification, or permit specified under s. 89.06 to an applicant who pays the renewal fee specified under s. 89.063 and satisfies the renewal requirements under s. 89.062.

SECTION 10. 89.073 (4) of the statutes is created to read:

89.073 (4) The examining board shall expedite the issuance of a license, certification, or permit granted under this section.

SECTION 11. 89.073 (5) of the statutes is created to read:

89.073 (5) The examining board may promulgate rules necessary to implement this section.

SECTION 12. 440.09 (title) of the statutes is amended to read:

440.09 (title) Reciprocal credentials for the spouses of service members, former service members, and their spouses.

SECTION 13. 440.09 (1) of the statutes is renumbered 440.09 (1) (intro.) and amended to read:

440.09 (1) (intro.) In this section, “service member”;

(b) “Service member” means a member of the U.S. armed forces, a reserve unit of the U.S. armed forces, or the national guard of any state.

SECTION 14. 440.09 (1) (a) of the statutes is created to read:

440.09 (1) (a) “Former service member” means a person who was discharged from the U.S. armed forces under conditions other than dishonorable within 4 years of the date on which the service member or the spouse of the service member applies for a reciprocal credential under this section.

SECTION 14m. 440.09 (1) (c) of the statutes is created to read:

440.09 (1) (c) “Spouse” includes the spouse of a person who died while in service in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces.

SECTION 15. 440.09 (2) (b) of the statutes is amended to read:

440.09 (2) (b) The individual is a service member, a former service member, or the spouse of a service member, or former service member and the spouse and service member temporarily reside resides in this state as a result of the service member’s service in the U.S. armed forces, a reserve unit of the U.S. armed forces, or the national guard of any state.

SECTION 16. 440.09 (2) (e) of the statutes is repealed.

SECTION 17. 440.09 (2) (f) of the statutes is created to read:

440.09 (2) (f) The individual is in good standing with the governmental authorities in every jurisdiction outside this state that have granted the individual a license, certification, registration, or permit that qualifies the individual to perform acts authorized under the appropriate credential granted by the department or credentialing board.

SECTION 18e. 440.09 (2m) of the statutes is created to read:

440.09 (2m) If an individual is unable to provide documentation that the individual is a service member, former service member, or the spouse of a service member or former service member, the individual may submit an affidavit to the department or credentialing board, as appropriate, stating that the individual is a service member, former service member, or the spouse of a service member or former service member.

SECTION 18m. 440.09 (3) of the statutes is renumbered 440.09 (3) (a) and amended to read:

440.09 (3) (a) A reciprocal credential granted under this section expires ~~180 days after the date the department or credentialing board issues the reciprocal credential unless, upon application by the holder of the reciprocal credential, the department or credentialing board extends the reciprocal credential on the applicable renewal date specified in s. 440.08 (2) (a), except that if the first renewal date specified in s. 440.08 (2) (a) after the date~~

on which the credential is granted is within 180 days of the date on which the credential is granted, the credential expires on the 2nd renewal date specified in s. 440.08 (2) (a) after the date on which the credential is granted.

SECTION 18s. 440.09 (3) (b) of the statutes is created to read:

440.09 (3) (b) The department or credentialing board, as appropriate, shall grant a renewed reciprocal credential to an applicant who pays the renewal fee specified under s. 440.05 (2) and satisfies the requirements that apply for renewing that credential.

SECTION 19. 440.09 (4) of the statutes is created to read:

440.09 (4) The department or credentialing board, as appropriate, shall expedite the issuance of a reciprocal credential granted under this section.

SECTION 20. 440.09 (5) of the statutes is created to read:

440.09 (5) The department or credentialing board, as appropriate, may promulgate rules necessary to implement this section.

SECTION 21. Initial applicability.

(1) APPLICATIONS FOR VETERINARY RECIPROCAL CREDENTIALS. The treatment of s. 89.073 (2) (b), (e), and (f) first applies to an application for a license, certification, or permit specified in s. 89.06 received by the veterinary examining board on the effective date of this subsection.

(2) EXPIRATION OF VETERINARY RECIPROCAL CREDENTIALS. The treatment of s. 89.073 (3) first applies to a license, certification, or permit granted under s. 89.073 that is valid on the effective date of this subsection.

(3) APPLICATIONS FOR RECIPROCAL CREDENTIALS. The treatment of s. 440.09 (2) (b), (e), and (f) first applies to an application for a reciprocal credential, as defined in s. 440.01 (2) (d), received by the department of safety and professional services on the effective date of this subsection.

(4) EXPIRATION OF RECIPROCAL CREDENTIALS. The treatment of s. 440.09 (3) first applies to a reciprocal credential, as defined in s. 440.01 (2) (d), that is valid on the effective date of this subsection.

