

Report From Agency

**STATE OF WISCONSIN
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND
SURVEYORS**

**IN THE MATTER OF RULEMAKING :
PROCEEDINGS BEFORE THE : REPORT TO THE LEGISLATURE
EXAMINING BOARD OF : CR 15-040
ARCHITECTS, LANDSCAPE :
ARCHITECTS, PROFESSIONAL :
ENGINEERS, DESIGNERS, AND :
PROFESSIONAL LAND SURVEYORS :**

I. THE PROPOSED RULE:

The proposed rule, including the analysis and text, is attached.

II. REFERENCE TO APPLICABLE FORMS:

N/A

III. FISCAL ESTIMATE AND EIA:

The Fiscal Estimate and EIA document is attached.

IV. DETAILED STATEMENT EXPLAINING THE BASIS AND PURPOSE OF THE PROPOSED RULE, INCLUDING HOW THE PROPOSED RULE ADVANCES RELEVANT STATUTORY GOALS OR PURPOSES:

This proposed rule addresses a change in policy instituted by 2013 Wisconsin Act 114. The new legislation requires the Department of Safety and Professional Services and its attached boards refrain from requiring applicants complete their postsecondary education before being eligible to take an examination for a credential. Therefore, the proposed rule made changes to the application and examination procedures for architects, landscape architects, professional engineers, designers, and professional land surveyors. The proposed rule also incorporates rule changes necessitated by 2013 Wisconsin Act 358.

V. SUMMARY OF PUBLIC COMMENTS AND THE BOARD'S RESPONSES, EXPLANATION OF MODIFICATIONS TO PROPOSED RULES PROMPTED BY PUBLIC COMMENTS:

The Examining Board of Architects, Landscape Architects, Professional Engineers, Designers, and Professional Land Surveyors held a public hearing on October 7, 2015. The following people either testified at the hearing, or submitted written comments:

William Babcock, Wisconsin Society of Architects

The Examining Board of Architects, Landscape Architects, Professional Engineers, Designers, and Professional Land Surveyors summarizes the comments received either by hearing testimony or by written submission as follows:

Mr. Babcock attended the hearing for information only.

The Examining Board of Architects, Landscape Architects, Professional Engineers, Designers, and Professional Land Surveyors did not modify the rule-making proposal prompted in response to public comments.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

Comment: The proposed rule repeals ss. A-E 3.05 (3), 4.07 (3), and 6.05 (4), which currently specify how far in advance of an examination to become a registered architect, registered professional engineers, or licensed professional land surveyor an application may be submitted. The rule does not repeal the comparable requirement for registration as a landscape architect, found in s. A-E 9.05 (3). It appears that the board has the authority to make these determinations under ss. 443.06 (1), and 443.09, Stats. The board should review these changes and determine whether it intends to be consistent in repealing all administrative code provisions related to when examination applications must be submitted.

Response: The preliminary rule draft submitted to the Legislative Clearinghouse repealed s. A-E 9.05 (3).

All of the remaining recommendations suggested in the Clearinghouse Report have been accepted in whole.

VII. REPORT FROM THE SBRRB AND FINAL REGULATORY FLEXIBILITY ANALYSIS:

N/A