



State of Wisconsin
2021 - 2022 LEGISLATURE

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**ASSEMBLY AMENDMENT 2,
TO ASSEMBLY BILL 320**

June 22, 2021 – Offered by COMMITTEE ON REGULATORY LICENSING REFORM.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 5: delete the material beginning with “registration” and ending
3 with “designers” and substitute “regulation, registration, and the scope of practice
4 of interior designers”.

5 **2.** Page 2, line 1: delete the material beginning with that line and ending with
6 page 6, line 9, and substitute:

7 “**SECTION 1m.** 15.105 (5) of the statutes is amended to read:

8 15.105 (5) STATE CAPITOL AND EXECUTIVE RESIDENCE BOARD. There is created a
9 state capitol and executive residence board, attached to the department of
10 administration under s. 15.03, consisting of the secretary of administration or the
11 secretary’s designee, the director of the historical society or the director’s designee,
12 an architect or engineer employed by the department of administration appointed
13 by the secretary of administration, 3 senators and 3 representatives to the assembly

1 appointed as are the members of standing committees in their respective houses, and
2 7 citizen members appointed for staggered 6-year terms of whom at least 2 shall be
3 architects registered under ch. 443, one shall be a landscape architect registered
4 under ch. 443 and 2 shall be interior designers registered under ~~s. 440.962~~ ch. 443.

5 **SECTION 2m.** 15.405 (2) (intro.) of the statutes is amended to read:

6 15.405 (2) EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
7 PROFESSIONAL ENGINEERS, DESIGNERS, AND PROFESSIONAL LAND SURVEYORS, AND
8 REGISTERED INTERIOR DESIGNERS. (intro.) There is created an examining board of
9 architects, landscape architects, professional engineers, designers, and professional
10 land surveyors, and registered interior designers in the department of safety and
11 professional services. Any professional member appointed to the examining board
12 shall be registered or licensed to practice architecture, landscape architecture,
13 professional engineering, the design of engineering systems, ~~or~~ professional land
14 surveying, or interior design under ch. 443. The examining board shall consist of the
15 following members appointed for 4-year terms: 3 architects, 3 landscape architects,
16 3 professional engineers, 3 designers, 3 professional land surveyors, 3 registered
17 interior designers, and ~~10~~ 12 public members.

18 **SECTION 3m.** 15.405 (2) (a) of the statutes is amended to read:

19 15.405 (2) (a) In operation, the examining board shall be divided into an
20 architect section, a landscape architect section, a professional engineer section, a
21 designer section, and a professional land surveyor section, and a registered interior
22 designer section. Each section shall consist of the 3 members of the named profession
23 appointed to the examining board and 2 public members appointed to the section.
24 The examining board shall elect its own officers and shall meet at least twice
25 annually.

SECTION 4m. 15.405 (2) (b) of the statutes is amended to read:

15.405 (2) (b) All matters pertaining to passing upon the qualifications of applicants for and the granting or revocation of registration or licensure, and all other matters of interest to either the architect, landscape architect, engineer, designer, or professional land surveyor, or registered interior designer section shall be acted upon solely by the interested section.

SECTION 5m. Subchapter X of chapter 440 [precedes 440.96] of the statutes is repealed.

SECTION 6m. Chapter 443 (title) of the statutes is amended to read:

CHAPTER 443

**EXAMINING BOARD OF ARCHITECTS,
LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS,
DESIGNERS, AND PROFESSIONAL
LAND SURVEYORS, AND REGISTERED
INTERIOR DESIGNERS**

SECTION 7m. 443.01 (3) of the statutes is amended to read:

443.01 **(3)** “Examining board” means the examining board of architects, landscape architects, professional engineers, designers, and professional land surveyors, and registered interior designers.

SECTION 8m. 443.01 (3c) of the statutes is created to read:

443.01 **(3c)** “Interior alteration or construction project” means a project for an interior space or area within a proposed or existing building or structure, including construction, modification, renovation, rehabilitation, or historic preservation, that involves changing or altering any of the following:

1 (a) The design function or layout of rooms.

2 (b) The state of permanent fixtures or equipment.

3 (c) The interior space or area if the change or alteration requires verification
4 of the compliance of the interior space or area with a building code, fire code, the
5 federal Americans with Disabilities Act, or state or local regulations.

6 (d) Interior furnishings.

7 (e) Nonstructural elements of the interior space or area.

8 **SECTION 9m.** 443.01 (3e) of the statutes is created to read:

9 443.01 (3e) “Interior technical submission” means a design, drawing,
10 specification, study, or other technical report or calculation that establishes the scope
11 of an interior design project, including a description of standards of quality for
12 materials, skilled labor, equipment, and construction systems, and that is signed and
13 sealed by a Wisconsin registered interior designer in compliance with this chapter.

14 **SECTION 10m.** 443.01 (5m) of the statutes is created to read:

15 443.01 (5m) (a) “Practice of interior design” means the design of interior spaces
16 as a part of an interior alteration or construction project in conformity with public
17 health, safety, and welfare requirements, including the preparation of documents
18 relating to building code descriptions, egress plans requiring no increase in the
19 number of exterior or fire stair exits, space planning, finish materials, furnishings,
20 fixtures, and equipment and the preparation of interior technical submissions
21 relating to interior construction that does not affect the structural systems of a
22 building and that does not affect the mechanical systems of a building.

23 (b) “Practice of interior design” does not include any of the following:

24 1. Services that constitute the practice of professional engineering.

1 2. Services that constitute the practice of architecture, except as specifically
2 provided in this chapter.

3 3. Engineering or designing of any of the following:

4 a. Foundations, beams, trusses, columns, or other primary structural framing
5 members or seismic systems.

6 b. Structural concrete slabs, roof framing systems, or load-bearing or shear
7 walls.

8 c. Openings in a roof or exterior wall.

9 d. Exterior elements, including doors, windows, awnings, canopies, sunshades,
10 signage, and other similar exterior building elements.

11 e. Heating, ventilating, or air conditioning equipment or distribution systems;
12 building management systems; high or medium voltage electrical distribution
13 systems; standby or emergency power or distribution systems; plumbing; plumbing
14 distribution systems; fire alarm systems; fire sprinkler systems; security or
15 monitoring systems; or other related building systems.

16 **SECTION 11m.** 443.01 (9) of the statutes is created to read:

17 443.01 (9) “Wisconsin registered interior designer” means a person registered
18 as a Wisconsin registered interior designer under this chapter.

19 **SECTION 12m.** 443.015 (1e) of the statutes is created to read:

20 443.015 (1e) The rules promulgated under sub. (1) by the registered interior
21 designer section of the examining board shall require a Wisconsin registered interior
22 designer to complete at least 15 hours of continuing education during the 2-year
23 period immediately preceding the renewal date specified under s. 440.08 (2) (a). At
24 least 6 of the 15 hours shall be in subjects related to the practice of interior design
25 which safeguard the public’s health, safety, and welfare.

1 **SECTION 13m.** 443.02 (5) of the statutes is created to read:

2 443.02 (5) No person may use the title “Wisconsin registered interior designer,”
3 use any title or description that implies that he or she is a Wisconsin registered
4 interior designer, or represent himself or herself to be a Wisconsin registered interior
5 designer unless the person is registered as a Wisconsin registered interior designer
6 under this chapter.

7 **SECTION 14m.** 443.075 of the statutes is created to read:

8 **443.075 Registration requirements for interior designers.** The
9 registered interior designer section of the examining board shall register as a
10 Wisconsin registered interior designer an individual who submits an application to
11 the registered interior designer section on a form provided by the registered interior
12 designer section and who satisfies one of the following requirements:

13 **(1)** The individual does all of the following:

14 (a) Passes an interior design examination approved by the registered interior
15 designer section that is administered by an organization approved by the registered
16 interior designer section.

17 (b) Meets any other requirements established by the registered interior
18 designer section by rule.

19 **(2)** The individual is registered as an architect under s. 443.03 and submits
20 evidence satisfactory to the registered interior designer section of all of the following:

21 (a) That he or she is a graduate of a 4-year architecture program.

22 (b) That he or she has at least 6 years of demonstrated practical experience in
23 interior design of a character satisfactory to the registered interior designer section.

24 **SECTION 15m.** 443.08 (title) of the statutes is amended to read:

1 **443.08** (title) **Registration requirement and use of title: firms,**
2 **partnerships and corporations.**

3 **SECTION 16m.** 443.08 (7) of the statutes is created to read:

4 443.08 **(7)** (a) A firm, partnership, or corporation may use the term “Wisconsin
5 registered interior designer” or “Wisconsin registered interior designers,” or may
6 advertise or make representations that it provides the services of a Wisconsin
7 registered interior designer, only if at least one principal, partner, or officer who is
8 in responsible charge of the interior design services provided by the firm,
9 partnership, or corporation is a Wisconsin registered interior designer.

10 (b) No firm, partnership, or corporation may be relieved of responsibility for the
11 conduct or acts of its agents, employees, or officers by reason of its compliance with
12 this chapter, nor may any individual practicing interior design be relieved of
13 responsibility for interior designing services performed by reason of his or her
14 employment or relationship with the firm, partnership, or corporation.

15 **SECTION 17m.** 443.10 (1) (e) of the statutes is created to read:

16 443.10 **(1)** (e) The registered interior designer section may, upon application
17 and payment of the required fee, grant a certificate of registration to use the title
18 “Wisconsin registered interior designer” to a person who is not a resident of and has
19 no established place of business in this state, or who has recently become a resident
20 of this state, if the person holds an unexpired certificate of similar registration issued
21 to the person by the proper authority in any state or territory or possession of the
22 United States or in any country in which the requirements for the registration of
23 interior designers are of a standard not lower than specified in this chapter.

24 **SECTION 18m.** 443.10 (2) (a) of the statutes is amended to read:

1 443.10 (2) (a) Applications for registration or for a certificate of record shall be
2 on forms provided by the department and shall contain statements made under oath
3 showing the applicant's education and detail summary of the applicant's technical
4 work and not less than 5 references, of whom 3 or more shall have personal
5 knowledge of the applicant's architectural, landscape architectural or engineering
6 experience in the case of an application for registration or of the applicant's technical
7 education or engineering work in the case of an application for a certificate of record.
8 This paragraph does not apply to an application for registration as a Wisconsin
9 registered interior designer.

10 **SECTION 19m.** 443.10 (2) (e) of the statutes is amended to read:

11 443.10 (2) (e) The renewal date for certificates of registration for architects,
12 landscape architects, and professional engineers, and Wisconsin registered interior
13 designers is specified under s. 440.08 (2) (a), and the fee for renewal of such
14 certificates is determined by the department under s. 440.03 (9) (a).

15 **SECTION 20m.** 443.10 (4) (am) of the statutes is created to read:

16 443.10 (4) (am) The registered interior designer section of the examining board
17 shall prepare each year a list showing the names and business addresses of all
18 persons registered as a Wisconsin registered interior designer under this chapter.
19 Upon request, the registered interior designer section shall provide a list prepared
20 under this paragraph to any person at cost.

21 **SECTION 21m.** 443.11 (title) of the statutes is amended to read:

22 **443.11 (title) Disciplinary proceedings against architects, landscape**
23 **architects and, engineers, and registered interior designers.**

24 **SECTION 22m.** 443.11 (1) (intro.) of the statutes is amended to read:

1 443.11 (1) (intro.) The appropriate section of the examining board may
2 reprimand an architect, landscape architect, ~~or~~ professional engineer, or Wisconsin
3 registered interior designer or limit, suspend, or revoke the certificate of registration
4 of any registrant, and the certificate of record of any engineer-in-training, who is
5 found guilty of:

6 **SECTION 23m.** 443.11 (1) (dm) of the statutes is created to read:

7 443.11 (1) (dm) Any gross negligence or misconduct, or any gross incompetence,
8 in the practice of interior design as a Wisconsin registered interior designer.

9 **SECTION 24m.** 443.16 of the statutes is amended to read:

10 **443.16 Change of name.** No person may practice architecture, landscape
11 architecture, ~~or~~ professional engineering, or interior design in this state under any
12 other given name or any other surname than that under which the person was
13 originally licensed or registered to practice in this or any other state, in any instance
14 in which the examining board, after a hearing, finds that practicing under the
15 changed name operates to unfairly compete with another practitioner or to mislead
16 the public as to identity or to otherwise result in detriment to the profession or the
17 public. This section does not apply to a change of name resulting from marriage or
18 divorce.

19 **SECTION 25m.** 443.17 of the statutes is renumbered 443.17 (1).

20 **SECTION 26m.** 443.17 (2) of the statutes is created to read:

21 443.17 (2) (a) The registered interior designer section of the examining board
22 shall promulgate rules establishing specifications for seals and stamps used by
23 Wisconsin registered interior designers.

(b) No Wisconsin registered interior designer may impress his or her seal or stamp upon a document unless the seal or stamp satisfies the specifications established by rule under par. (a).

SECTION 27m. 443.17 (3) of the statutes is created to read:

443.17 (3) A Wisconsin registered interior designer who is responsible for preparing an interior technical submission for delivery to any person or for a public record shall date, sign, and impress his or her seal or stamp upon the interior technical submission and any other related documents prepared by the Wisconsin registered interior designer.

SECTION 28m. 443.17 (4) of the statutes is created to read:

443.17 (4) No Wisconsin registered interior designer may impress his or her seal or stamp upon a document that has not been prepared by the Wisconsin registered interior designer or knowingly permit his or her seal or stamp to be used by any other person.

SECTION 29m. 443.175 of the statutes is created to read:

443.175 Submission of documents; interior designers. (1) Subject to s. 443.17 (3), a Wisconsin registered interior designer may sign and seal interior technical submissions that are required for an interior alteration or construction project for public record.

(2) If a city, village, town, or county requires a seal or stamp on interior technical submissions that are submitted for an interior alteration or construction project, the city, village, town, or county shall accept interior technical submissions impressed with the seal or stamp of a Wisconsin registered interior designer consistent with this chapter.

SECTION 30m. 703.11 (2) (b) of the statutes is amended to read:

703.11 (2) (b) A survey of the property described in the declaration complying with minimum standards for property surveys adopted by the examining board of architects, landscape architects, professional engineers, designers and, professional land surveyors, and registered interior designers and showing the location of any unit or building located or to be located on the property.

SECTION 31m. Initial applicability.

(1) REGISTRATION REQUIREMENTS. The treatment of subch. X of ch. 440 and s. 443.075 first applies to an application submitted on the effective date of this subsection to the registered interior designer section of the examining board of architects, landscape architects, professional engineers, designers, professional land surveyors, and registered interior designers for registration as an interior designer.

SECTION 32m. Effective dates. This act takes effect on the day after publication, except as follows:

(1) SEALS AND STAMPS. The renumbering of s. 443.17 and the creation of s. 443.17 (2), (3), and (4) take effect on the first day of the 7th month beginning after publication.”.

(END)