

# State of Wisconsin



2011 Senate Bill 550

Date of enactment: **April 4, 2012**  
Date of publication\*: **April 18, 2012**

## 2011 WISCONSIN ACT 210

AN ACT *to repeal* 321.60 (3) (c); *to amend* 321.60 (1) (c), 321.60 (2), 321.60 (3) (intro.), 321.60 (3) (a), 321.60 (3) (b), 321.60 (4) and 321.60 (5); and *to create* 321.60 (2m) and 440.09 of the statutes; **relating to:** professional or occupational licensure renewal requirements for active duty service members and their spouses and requirements concerning licensure in this state of spouses of service members temporarily stationed in this state.

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

**SECTION 1.** 321.60 (1) (c) of the statutes is amended to read:

321.60 (1) (c) "Service member" means a member of the U.S. armed forces, a member of a reserve unit of the U.S. armed forces, a member of the state defense force, or a member of a national guard unit of any state who is a resident of Wisconsin.

**SECTION 2.** 321.60 (2) of the statutes is amended to read:

321.60 (2) Any license that a service member holds, the expiration date of which is after September 11, 2001, except a license to practice law, does not expire on the expiration date of the license if, on the expiration date, the service member is on active duty. If the supreme court agrees, a license to practice law that a service member holds, the expiration date of which is after September 11, 2001, does not expire on the expiration date of the license if, on the expiration date, the service member is on active duty. A license extended under this subsection expires ~~90~~ 180 days after the service member is discharged from active duty.

**SECTION 3.** 321.60 (2m) of the statutes is created to read:

321.60 (2m) Any license that the spouse of a service member holds, the expiration date of which is after September 11, 2001, except a license to practice law, does not expire on the expiration date of the license if the service member is on active duty on the expiration date of the spouse's license and the spouse does not practice under the license while the service member is on active duty because the service member is on active duty. If the supreme court agrees, a license to practice law that the spouse of a service member holds, the expiration date of which is after September 11, 2001, does not expire on the expiration date of the license if the service member is on active duty on the expiration date of the spouse's license and the spouse does not practice under the license while the service member is on active duty because the service member is on active duty. A license extended under this subsection expires 180 days after the service member is discharged from active duty.

**SECTION 4.** 321.60 (3) (intro.) of the statutes is amended to read:

321.60 (3) (intro.) The licensing agency or the supreme court shall extend or renew a license extended under sub. (2) or (2m) until the next date that the license expires or for the period that such license is normally issued, at no cost to the service member or the spouse under sub. (2m), if all of the following conditions are met:

\* Section 991.11, WISCONSIN STATUTES 2009-10 : 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 as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

**SECTION 5.** 321.60 (3) (a) of the statutes is amended to read:

321.60 (3) (a) The service member or spouse, as appropriate, requests an extension or renewal of the license within 90 180 days after the service member is discharged from active duty.

**SECTION 6.** 321.60 (3) (b) of the statutes is amended to read:

321.60 (3) (b) The service member or spouse, as appropriate, provides the licensing agency or supreme court with a copy of a federal or state document that specifies when the service member was called into active duty and when the service member was discharged from active duty.

**SECTION 7.** 321.60 (3) (c) of the statutes is repealed.

**SECTION 8.** 321.60 (4) of the statutes is amended to read:

321.60 (4) If a service member's license or the license of a service member's spouse is renewed or extended under sub. (3) no more than 180 days before the next date that the license would normally expire, the licensing agency, or supreme court if it agrees, shall allow the service member or spouse, as appropriate, to renew or extend the license without complying with any continuing education or training requirements if complying with such requirement in the period before the license expires would cause the service member or spouse, as appropriate, undue hardship. If a service member's license or the license of a service member's spouse is renewed or extended under this subsection, the licensing agency or supreme court may require the service member or spouse, as appropriate, to comply with any continuing education or training requirements within a reasonable time after receipt of the license.

**SECTION 9.** 321.60 (5) of the statutes is amended to read:

321.60 (5) The department shall assist any service member or spouse of a service member who needs assistance to renew or extend a license under this section.

**SECTION 10.** 440.09 of the statutes is created to read:

**440.09 Reciprocal credentials for the spouses of service members.** (1) In this section, "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.

(2) The department and each credentialing board shall grant a reciprocal credential to an individual who the department or credentialing board determines meets all of the following requirements:

(a) The individual applies for a reciprocal credential under this section on a form prescribed by the department or credentialing board.

(b) The individual is the spouse of a service member, and the spouse and service member temporarily reside 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.

(c) The individual holds a license, certification, registration, or permit that was granted by a governmental authority in a jurisdiction outside this state that qualifies the individual to perform the acts authorized under the appropriate credential granted by the department or credentialing board.

(d) The individual pays the fee specified under s. 440.05 (2).

(e) The individual meets any other requirements established by the department or credentialing board by rule.

(3) 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.

**SECTION 11. Effective date.**

(1) This act takes effect on the first day of the 2nd month beginning after publication.