



WISCONSIN STATE LEGISLATURE

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Wisconsin Administrative Register No. 747B

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Emergency Rules in Effect

(Includes Rules Filed With Legislative Reference Bureau not yet in effect indicated below as "Pending")

EmR1810 Pending: Effective March 30, 2018 First Appearance	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 20-54; Agricultural Resource Management	ch. ATCP 21	Exotic plant pest emergency rule
EmR1809 Expires: August 13, 2018	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 20	Lake trout bag limit and season for Lake Michigan
EmR1808 Expires: July 1, 2020	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 20-54; Agricultural Resource Management	ch. ATCP 22	Industrial hemp and affecting small businesses
EmR1807 Expires: July 1, 2020	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 20-54; Agricultural Resource Management	ch. ATCP22	Industrial hemp, and affecting small businesses
EmR1806 Expires: July 21, 2018	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 20-54; Agricultural Resource Management	ch. ATCP 20	Definition of prohibited noxious weed seeds
EmR1805 Expires: July 5, 2018	Department of Justice (Jus)		ch. Jus 19	Standards and procedures for frequent sobriety testing pilot program.

EmR1804 Expires: July 5, 2018	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 20 ch. NR 25 ch. NR 26	Lake trout harvest limits in Lake Superior.
EmR1803 Expires: January 31, 2020	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 90-139; Trade and Consumer Protection	ch. ATCP 99 ch. ATCP 100 ch. ATCP 101	Grain dealers, milk contractors, and vegetable contractors
EmR1802 Expires: June 12, 2018	Department of Public Instruction (PI)		ch. PI 34	Revisions to emergency rules governing licensure as a result of 2017 Wisconsin Act 59
EmR1801 Expires: August 7, 2018	Department of Children and Families (DCF)	Chs. DCF 201-252; Early Care and Education	ch. DCF 201	Child care subsidy program integrity
EmR1718 Expires: April 20, 2018	Veterinary Examining Board (VE)		ch. VE 11	Professional assistance program for veterinary professionals
EmR1717 Expires: April 28, 2018 First Extension	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 55-89; Food, Lodging, and Recreation Safety	ch. ATCP 70	Food processing plants and affecting small business
EmR1716 Expires: September 6, 2018	Controlled Substances Board (CSB)		ch. CSB 2	Scheduling cyclopropyl fentanyl
EmR1703 Expires: July 1, 2018, or the date on which permanent rules take effect, whichever is sooner	Department of Safety and Professional Services (SPS)	Chs. SPS 301-; Safety, Buildings, and Environment Chs. SPS 301-319; General, Part I Chs. SPS 320-325; Uniform Dwelling Code Chs. SPS 326-360; General,	ch. SPS 302 ch. SPS 320 ch. SPS 327 ch. SPS 381 ch. SPS 383	Camping units

		Part II Chs. SPS 380-387; Plumbing		
EmR1613 Expires: July 1, 2018	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 8 ch. NR 10 ch. NR 20 ch. NR 23	Customer and outreach services rules related to the automated system for delivering recreational license products
EmR1215 Expires: The date on which the permanent rules take effect, as provided in 2011 Wisconsin Act 169, section 21.	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 10	The coyote hunting season.
EmR1210 Expires: The date on which the permanent rules take effect, as provided in 2011 Wisconsin Act 169, section 21.	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 10 ch. NR 12 ch. NR 19	The wolf hunting and trapping season and regulations and a depredation program.

Statements of Scope

SS 028-18	Medical Examining Board (Med)		ch. Med 22	Perfusionists
SS 029-18	Radiography Examining Board (RAD)		ch. RAD 1 ch. RAD 4	Scope of practice
SS 030-18	Controlled Substances Board (CSB)		ch. CSB 5	Approval of pharmacies and physicians that may dispense cannabidiol
SS 031-18	Office of the Commissioner of Insurance (Ins)		ch. Ins 17	Injured Patients and Families Compensation Fund refund procedures and ISO codes modifications
SS 032-18	Judicial		ch. JC 2	Commission meeting notice and

Commission (JC)	ch. JC 4	report distribution
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Notices of Submittal of Rules to Legislature in Final Draft Form

CR 15-054	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 19	Rehabilitation of wild animals
CR 17-010	Chiropractic Examining Board (Chir)		ch. Chir 4 ch. Chir 10	Courses of study for and delegation to chiropractic technicians and chiropractic radiological technicians
CR 17-049	Funeral Directors Examining Board (FD)		ch. FD 1 ch. FD 2	Academic instruction requirements for funeral directors, apprentices, and reporting and renewal requirements for apprentices
CR 17-067	Department of Safety and Professional Services (SPS)	Chs. SPS 301- ; Safety, Buildings, and Environment Chs. SPS 326-360; General, Part II	ch. SPS 330	Fire department safety and health standards
CR 17-072	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 55-89; Food, Lodging, and Recreation Safety	ch. ATCP 55	Meat establishment license fees, requirements and exemptions; federal regulations cited, and affecting small business
CR 17-083	Veterinary Examining Board (VE)		ch. VE 11	Veterinary professional assistance program
CR 17-093	Department of Public Instruction (PI)		ch. PI 34	Stakeholder workgroup revisions to licensure
CR 17-095	Board of Nursing (N)		ch. N 1	Schools of nursing curriculum and clinicals

CR 17-097	Department of Natural Resources (NR)	Chs. NR 100-199; Environmental Protection – General	ch. NR 152	Model ordinances for construction site erosion and sediment control and post-construction storm water management
CR 17-100	Real Estate Examining Board (REEB)		ch. REEB 16 ch. REEB 25	Obsolete cross-references in real estate broker education and update terminology
CR 18-005	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 10 ch. NR 45	the regulation of hunting, trapping, hunting opportunities for the physically disabled and deer management and deer management hunting boundaries
CR 18-009	Department of Public Instruction (PI)		ch. PI 36	Restoring part time open enrollment rules
CR 18-011	Department of Administration (Adm)		ch. Adm 95	Service award program for volunteer firefighters, emergency medical responders, and emergency medical service personnel
CR 18-013	Department of Workforce Development (DWD)	Chs. DWD 60-75; Vocational Rehabilitation	ch. DWD 65	Order of selection for vocational rehabilitation services

Final Permanent Rules Filed with LRB for Administrative Code Publication

CR 16-094	Department of Safety and Professional Services (SPS)	Chs. SPS 301- ; Safety, Buildings, and Environment Chs. SPS 301-319; General, Part I Chs. SPS 361-366; Commercial	ch. SPS 303 ch. SPS 314 ch. SPS 361 ch. SPS 362 ch. SPS 363 ch. SPS 364 ch. SPS 365 ch. SPS 366 ch. SPS 366 Appendix A	The construction, alteration, repair, maintenance, and inspection of Wisconsin commercial buildings and affecting small business
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Building Code	ch. SPS 366 Appendix B
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Emergency Rules Filed with Legislative Reference Bureau

EmR1810	Department of Agriculture, Trade and Consumer Protection (ATCP)	Chs. ATCP 20-54; Agricultural Resource Management	ch. ATCP 21	Exotic plant pest emergency rule
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Public Notices

Public Notice: Recision of SS 108-17, 110-17, 125-17, and 021-18	Department of Public Instruction (PI)	Chapters DPI 15, 31, 35, 40, 42, 48, and 49
Public Notice: Withdrawal of CR 18-009 and 18-012	Department of Public Instruction (PI)	Chapter PI 38, regarding school-based mental health service grants, special education transition readiness grants, and other changes to state grant programs as a result of 2017 Wisconsin Act 59

Final Rules Published in Administrative Code and Final Regulatory Flexibility Analyses

CR 16-054 Effective: April 1, 2018	Department of Corrections (DOC)		ch. DOC 310	Inmate complaint procedures
CR 17-003 Effective: April 1, 2018	Department of Veterans Affairs (VA)		ch. VA 2	Employment and entrepreneurship grant program
CR 17-017 Effective: April 1, 2018	Department of Safety and Professional Services (SPS)	Chs. SPS 301-; Safety, Buildings, and Environment Chs. SPS 301-	ch. SPS 302 ch. SPS 320 ch. SPS 327 ch. SPS 381 ch. SPS 383	Camping units

		319; General, Part I Chs. SPS 320-325; Uniform Dwelling Code Chs. SPS 326-360; General, Part II Chs. SPS 380-387; Plumbing		
CR 17-034 Effective: April 1, 2018	Department of Safety and Professional Services (SPS)	Chs. SPS 301- ; Safety, Buildings, and Environment Chs. SPS 301-319; General, Part I	ch. SPS 307 ch. SPS 308	Explosives, fireworks, mines, pits, and quarries
CR 17-038 Effective: April 1, 2018	Ethics Commission (ETH)		ch. ETH 21	Requests for written advice issued on behalf of the Ethics Commission
CR 17-051 Effective: April 1, 2018	Department of Natural Resources (NR)	Chs. NR 1-99; Fish, Game and Enforcement, Forestry and Recreation	ch. NR 20 ch. NR 26	Minor changes to fisheries administrative code
CR 17-064 Effective: April 1, 2018	Accounting Examining Board (Accy)		ch. Accy 2	Education required for examination and certification

Table of Administrative Code Provisions Revised in this Register

Revisions Table

Instructions For Inserting and Removing Administrative Code Chapters

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Administrative Code Chapters Inserted By This Register

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TOC	Department of Agriculture, Trade and Consumer Protection (ATCP), Chs. ATCP 20-54; Agricultural Resource Management TOC
TOC	Department of Corrections (DOC) TOC
TOC	Department of Safety and Professional Services (SPS), Chs. SPS 326-360; General, Part II TOC

Inserted	ATCP 22	Industrial Hemp
Inserted	Accy 2	Individual Certification And Licensure
Inserted	CSB 2	Additions To Schedules In SS. 961.14, 961.16, 961.18, 961.20 And 961.22, Stats.
Inserted	DCF 12	Caregiver Background Checks
Inserted	DCF 21	Re-Entry Into Out-Of-Home Care For Youth 18 Years of Age Or Over, But Under 21 Years Of Age
Inserted	DCF 40	Review Of A Determination Of Child Abuse Or Neglect
Inserted	DCF 52	Residential Care Centers For Children and Youth
Inserted	DCF 54	Child-Placing Agencies
Inserted	DCF 56	Foster Home Care For Children
Inserted	DCF 57	Group Homes
Inserted	DCF 58	Eligibility For The Kinship Care And Long-Term Kinship Care Program
Inserted	DCF 59	Shelter Care Facilities
Inserted	DCF 201	Child Care Subsidy Program

Inserted	DCF 250	Family Child Care Centers
Inserted	DCF 251	Group Child Care Centers
Inserted	DCF 252	Day Camps For Children And Day Care Programs Established By School Boards
Inserted	DOC 303	Discipline
Inserted	DOC 310	Complaint Procedures
Inserted	DOC 327	Community Residential Confinement
Inserted	ETH 21	Practice And Procedure
Inserted	NR 8	License And Permit Procedures
Inserted	NR 10	Game And Hunting
Inserted	NR 12	Wildlife Damage And Nuisance Control
Inserted	NR 20	Fishing: Inland Waters; Outlying Waters
Inserted	NR 23	Wisconsin-Michigan Boundary Waters
Inserted	NR 26	Fish Refuges
Inserted	SPS 302	Fee Schedule
Inserted	SPS 307	Explosives And Fireworks
Inserted	SPS 308	Mines, Pits And Quarries
Inserted	SPS 320	Administration And Enforcement
Inserted	SPS 327	Camping Units
Inserted	SPS 381	Definitions And Standards
Inserted	SPS 383	Private Onsite Wastewater Treatment Systems
Inserted	VA 2	Grants; Needy Veterans, Veterans Tuition Reimbursement And Retraining; Nonprofit Organizations

Administrative Code Chapters Removed By This Register

See the [Table of Administrative Code Provisions Revised in this Register](#) for a list of the added, modified, or removed, administrative code provisions contained in the chapters inserted or removed by this register. See the [Final Rules Published in Administrative Code and Final Regulatory Analyses](#) in this register to see the text of rules affecting changes to the chapters inserted or removed by this register.

Removed	Accy 2	Individual Certification And Licensure
Removed	CSB 2	Additions To Schedules In SS. 961.14, 961.16, 961.18, 961.20 And 961.22, Stats.
Removed	DCF 12	Caregiver Background Checks
Removed	DCF 21	Re-Entry Into Out-Of-Home Care For Youth 18 Years of Age Or Over, But Under 21 Years Of Age
Removed	DCF 40	Review Of A Determination Of Child Abuse Or Neglect
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Removed	DCF 54	Child-Placing Agencies
Removed	DCF 56	Foster Home Care For Children
Removed	DCF 57	Group Homes
Removed	DCF 59	Shelter Care Facilities
Removed	DCF 201	Child Care Subsidy Program
Removed	DCF 250	Family Child Care Centers
Removed	DCF 251	Group Child Care Centers
Removed	DCF 252	Day Camps For Children And Day Care Programs Established By School Boards
Removed	DOC 303	Discipline
Removed	DOC 310	Complaint Procedures
Removed	DOC 310 Appendix	Appendix
Removed	DOC 327	Community Residential Confinement
Removed	ETH 21	Practice And Procedure
Removed	NR 8	License And Permit Procedures

Removed	NR 10	Game And Hunting
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