Instructions: **Fees: $20**

1. Print these pages.
2. Answer the simple question that follow the easy to follow mini-sections.
3. Circle the correct answers and transfer to the answer sheets on last pages.
4. Page down to the last page for the verification forms, answer sheets and mailing instructions.

This 2-hour course is approved for:

1. Dwelling Contractor Qualifier Certification
2. UDC Construction Inspector

SPS 320 Code Quiz part 2

ADMINISTRATION AND ENFORCEMENT

SPS 320.10 Inspections.

(5) VOLUNTARY INSPECTION. The department or its authorized representative may, at the request of the owner or the lawful occupant, enter and inspect dwellings, subject to the provisions of this code, to ascertain compliance with this code.

(6) RECORD KEEPING.

(a) *Municipal enforcement.* Municipalities that have adopted an ordinance to enforce this code shall maintain records in accordance with all of the following:

1. A record shall be made of each visit to a site, each inspection type performed and the pass or fail results of each inspection.

2. Approved plans shall be retained for 4 years after completion of the dwelling.

3. Applications forms, correction orders, correspondence and inspection records shall be maintained for 7 years after completion of the dwelling.

(b) *State enforcement.* Inspectors working under state contract shall maintain records in accordance with the provisions of the contract that was in effect at the time the inspections were completed.

Note: Records generated by the plan review and inspection functions are public records and are subject to the open-records law.

SPS 320.11 Suspension or revocation of Wisconsin uniform building permit.

(1)

(a) The municipality or the registered UDC inspection agency administering and enforcing this code may suspend or revoke any Wisconsin uniform building permit where it appears that the permit or approval was obtained through fraud or deceit, where the applicant has willfully refused to correct a violation order or where the inspector is denied access to the premises.

(b) No construction may take place on the dwelling after suspension or revocation of the permit.

(2) Any person aggrieved by a determination made by the department, a municipality or a registered UDC inspection agency may appeal the decision in accordance with s. SPS 320.21.

1. Municipalities that have adopted an ordinance to enforce this code shall maintain records in accordance with all of the following: A record shall be made of _____.
    a. each visit to a site
    b. each inspection type performed
    c. the pass or ail results of each inspection.
    d. all of the above
2. Municipalities that have adopted an ordinance to enforce this code shall maintain records in accordance with all of the following: Approved plans shall be retained for ___ years after completion of the dwelling.
    a. 2
    b. 4
    c. 7
    d. 10

3. Municipalities that have adopted an ordinance to enforce this code shall maintain records in accordance with all of the following: Applications forms, correction orders, correspondence and inspection records shall be maintained for ____ years after completion of the dwelling.
   a. 2
   b. 4
   c. 7
   d. 10
4. The municipality or the registered UDC inspection agency administering and enforcing this code may suspend or revoke any Wisconsin uniform building permit where it appears that the permit or approval was obtained through _____.
   a. fraud or deceit
   b. where the applicant has willfully refused to correct a violation order
   c. where the inspector is denied access to the premises
   d. all of the above
5. No construction may take place on the dwelling after _____ of the permit.
   a. suspension
   b. revocation
   c. both a or b
   d. none of the above
6. Note: Records generated by the plan review and inspection functions are _____.
   a. public records
   b. subject to the open-records law
   c. both a & b
   d. none of the above
7. The department or its authorized representative may, at the request of the_____, enter and inspect dwellings, subject to the provisions of this code, to ascertain compliance with this code.
   a. owner
   b. lawful occupant
   c. both a or b
   d. none of the above

Subchapter V — Approval and Inspection of Modular Homes and Their Components

SPS 320.12 Scope. This part shall govern the design, manufacture, installation and inspection of modular homes, manufactured building systems and the components of the building systems displaying the Wisconsin insignia.

SPS 320.13 Manufacture, sale and installation of homes.

(1) MANUFACTURE AND SALE. No modular home, manufactured building system or component of the building system subject to this part shall be manufactured for use, sold for initial use or installed in this state unless it is approved by the department and it bears the Wisconsin insignia issued or a state seal or an insignia reciprocally recognized by the department.

(2) INSTALLATION. A Wisconsin uniform building permit shall be obtained in accordance with s. SPS 320.09 (1) to (5) (a) before any on-site construction falling within the scope of this code is commenced for a modular home. The permit shall be issued in accordance with s. SPS 320.09 (9).

SPS 320.14 Approval procedures.

(1) APPLICATION FOR APPROVAL.

(a) An application for approval of any modular home, building system or component shall be submitted to the department in the form required by the department, along with the appropriate fees in accordance with s. SPS 302.34.

(b) The department shall review and make a determination on an application for approval of a modular home, building system or component within 3 months.

8. No modular home, manufactured building system or component of the building system subject to this part shall be manufactured for use, sold for initial use or installed in this state unless it is approved by the department and it bears the _____.
   a. Wisconsin insignia issued

b. state seal
c. insignia reciprocally recognized by the department
d. all of the above

9. A Wisconsin uniform building permit shall be obtained in accordance with s. SPS 320.09 (1) to (5) (a) _____ any on-site construction falling within the scope of this code is commenced for a modular home.
a. during
b. before
c. after
d. none of the above

10. An application for approval of any _____shall be submitted to the department in the form required by the department, along with the appropriate fees in accordance with s. SPS 302.34.
a. modular home
b. building system
c. component
d. all of the above

11. The department shall review and make a determination on an application for approval of a modular home, building system or component within ___ months.
a. 1
b. 2
c. 3
d. 4

(2) APPROVAL OF BUILDING SYSTEMS AND COMPONENTS.

(a) *Approval of building systems.*

1. `Plans and specifications.' All plans and specifications shall be submitted to the department according to subd. 1. a. or b.:

a. Three complete sets of building, structural, mechanical and electrical plans, (including elevations, sections and details), specifications and calculations shall be submitted to the department on behalf of the manufacturer for examination and approval.

b. At least one complete set of building, structural, mechanical and electrical plans, (including elevations, sections and details), specifications and calculations shall be submitted to the department on behalf of a manufacturer. All plans and specifications submitted to the department shall be stamped “conditionally approved" by a UDC certified inspector or inspectors.

2. `Compliance assurance program.

a. Three sets of the compliance assurance program shall be submitted for examination and approval.

b. The compliance assurance program shall meet the standards of the Model Documents for the Evaluation, Approval and Inspection of Manufactured Buildings or an equivalent standard acceptable to the department.

(b) *Approval of building components.*

1. `Plans and specifications.' All plans and specifications shall be submitted to the department according to subd. 1. a. or b.:

a. At least 3 complete sets of plans and specifications for manufactured dwelling building components shall be submitted to the department on behalf of the manufacturer for examination and approval.

b. At least one complete set of plans and specifications for manufactured dwelling building components shall be submitted to the department on behalf of the manufacturer. All plans and specifications submitted to the department shall be stamped “conditionally approved" by a UDC certified inspector or inspectors.

2. `Compliance assurance program.'

a. Three sets of the compliance assurance program shall be submitted to the department for examination and approval of components.

b. The compliance assurance program shall meet the requirements established by the department or, where applicable, be in the form of the Model Documents for the Evaluation, Approval and Inspection of Manufactured Buildings or an equivalent standard acceptable to the department.

12. All plans and specifications shall be submitted to the department according to subd. 1. a: Three complete sets of building, structural, mechanical and electrical plans, (including _____),

specifications and calculations shall be submitted to the department on behalf of the manufacturer for examination and approval.

a. elevations
b. sections
c. details
d. all of the above

13. Approval of building systems. All plans and specifications shall be submitted to the department according to subd. 1. b: All plans and specifications submitted to the department shall be _____ "conditionally approved" by a UDC certified inspector or inspectors.

a. recognized
b. stamped
c. identified
d. engraved

14. The compliance assurance program shall meet the standards of _____.

a. the Model Documents for the Evaluation, Approval and Inspection of Manufactured Buildings
b. an equivalent standard acceptable to the department
c. both a or b
d. none of the above

(3) NOTIFICATION OF APPROVAL OR DENIAL OF PLANS, SPECIFICATIONS AND COMPLIANCE ASSURANCE PROGRAM.

(a) *Conditional approval.* If the department determines that the plans, specifications, compliance assurance program and application for approval submitted for such building system or component substantially conform to the provisions of this code, a conditional approval shall be issued. A conditional approval issued by the department shall not constitute an assumption of any liability for the design or construction of the manufactured building.

1. `Written notice.' The conditional approval shall be in writing and sent to the manufacturer and the person submitting the application for approval. Any noncompliance specified in the conditional approval shall be corrected before the manufacture, sale or installation of the dwelling, building system or component.

2. `Stamping of plans, specifications and compliance assurance program.' Approved plans, specifications and compliance assurance programs shall be stamped "conditionally approved." At least 2 copies shall be returned to the person designated on the application for approval; one copy shall be retained by the department.

(b) *Denial.* If the department determines that the plans, specifications, compliance assurance program or the application for approval do not substantially conform to the provisions of this code, the application for approval shall be denied.

1. `Written notice.' The denial shall be in writing and sent to the manufacturer and the person submitting the application for approval. The notice shall state the reasons for denial.

2. `Stamping of plans, specifications and compliance assurance program.' Plans, specifications and compliance assurance programs shall be stamped"not approved." At least 2 copies shall be returned to the person submitting the application for approval; one copy shall be retained by the department.

15. A conditional approval issued by the department shall not constitute an assumption of any _____ for the design or construction of the manufactured building.

a. obligation
b. liability
c. concern
d. none of the above

16. Any noncompliance specified in the conditional approval shall be corrected before the _____ of the dwelling, building system or component.

a. manufacture
b. sale
c. installation
d. all of the above

(4) EVIDENCE OF APPROVAL. The manufacturer shall keep at each manufacturing plant where such building system or component is manufactured, one set of plans, specifications and compliance assurance program bearing the stamp

of conditional approval. The conditionally approved plans, specifications and compliance assurance program shall be available for inspection by an authorized representative of the department during normal working hours.

(5) INSPECTIONS. Manufacturers shall contract with the department or an independent inspection agency to conduct in-plant inspections to assure that the building system and components manufactured are in compliance with the plans, specifications and the compliance assurance program approved by the department. All inspections, for the purpose of administering and enforcing this code, shall be performed by a certified UDC inspector or inspectors.

17. The conditionally approved plans, specifications and compliance assurance program shall be available for inspection by an _____ during normal working hours.
   a. authorized representative of the sector
   b. authorized representative of the manufacturer
   c. authorized representative of the department
   d. all of the above

18. All inspections, for the purpose of administering and enforcing this code, shall be performed by a _____.
   a. certified UDC inspector
   b. specialized inspector
   c. qualified inspector or inspectors
   d. all of the above

(6) WISCONSIN INSIGNIA. Upon departmental approval of the plans, specifications and compliance assurance program, and satisfactory in-plant inspections of the building system and components, Wisconsin insignias shall be purchased from the department in accordance with the fee established in s. SPS 302.34. A manufacturer shall be entitled to display the Wisconsin insignia on any approved system or component.

(a) *Lost or damaged insignia.*

1. `Notification.' If Wisconsin insignias become lost or damaged, the department shall be notified immediately, in writing, by the manufacturer or dealer.

2. `Return of damaged insignias.' If Wisconsin insignias become damaged, the insignia shall be returned to the department with the appropriate fee to obtain a new insignia.

(b) *Affixing Wisconsin insignias.* Each Wisconsin insignia shall be assigned and affixed to a specific manufactured dwelling or component in the manner approved by the department before the dwelling is shipped from the manufacturing plant.

(c) *Insignia records.*

1. `Manufacturer's insignia records.' The manufacturer shall keep permanent records regarding the handling of all Wisconsin insignias, including construction compliance certificates, indicating the number of Wisconsin insignias which have been affixed to manufactured dwellings or manufactured building components (or groups of components); which Wisconsin insignias have been applied to which manufactured dwelling or manufactured building component; the disposition of any damaged or rejected Wisconsin insignias; and the location and custody of all unused Wisconsin insignias. The records shall be maintained by the manufacturer or by the independent inspection agency for at least 10 years. A copy of the records shall be sent to the department upon request.

2. `Construction compliance certificate.' Within 30 days after receiving the original Wisconsin insignias from the department, and at the end of each month thereafter, the manufacturer shall submit a construction compliance certificate, in the form determined by the department, for each manufactured dwelling intended for sale, use or installation in the state.

(d) *Unit identification.* Each modular home and major transportable section or component shall be assigned a serial number. The serial number shall be located on the manufacturer's data plate.

(e) *Manufacturer's data plate.* The manufacturer's data plate for building systems shall contain the following information, where applicable:

1. Manufacturer's name and address;

2. Date of manufacture;

3. Serial number of unit;

4. Model designation;

5. Identification of type of gas required for appliances and directions for water and drain connections;

6. Identification of date of the codes or standards complied with;

7. State insignia number;

8. Design loads;
9. Special conditions or limitations of unit;
10. Electrical ratings; instructions and warnings on voltage, phase, size and connections of units and grounding requirements.

(7) RECIPROCITY. Upon request, the department will make available to any person a list of those states whose dwelling codes are considered equal to the codes established by the department and whose products are accepted reciprocally by Wisconsin.

19. A manufacturer shall be entitled to display the Wisconsin insignia on any _____.
    a. approved system
    b. component.
    c. both a or b
    d. none of the above

20. If Wisconsin insignias become_____, the department shall be notified immediately, in writing, by the manufacturer or dealer.
    a. lost
    b. damaged
    c. misplaced
    d. both a or b

21. If Wisconsin insignias become damaged, the insignia shall be _____ with the appropriate fee to obtain a new insignia.
    a. returned to the printer
    b. returned to the department
    c. returned to the manufacturer
    d. none of the above

22. Each Wisconsin insignia shall be assigned and affixed to a specific _____ in the manner approved by the department before the dwelling is shipped from the manufacturing plant.
    a. manufactured dwelling
    b. component
    c. both a or b
    d. none of the above

23. The manufacturer shall keep _____records regarding the handling of all Wisconsin insignias, including construction compliance certificates, indicating the number of Wisconsin insignias which have been affixed to manufactured dwellings or manufactured building components.
    a. temporary
    b. permanent
    c. short-term
    d. none of the above

24. Manufacturer's insignia records. The records shall be maintained by the manufacturer or by the independent inspection agency for at least _____ years.
    a. 4
    b. 7
    c. 10
    d. 12

25. Within ___ days after receiving the original Wisconsin insignias from the department, and at the end of each month thereafter, the manufacturer shall submit a construction compliance certificate, in the form determined by the department, for each manufactured dwelling intended for sale, use or installation in the state.
    a. 10
    b. 14
    c. 21
    d. 30

26. Each modular home and major transportable section or component shall be assigned a serial number. The serial number shall be located _____.
    a. under the sink

b. front of home
c. on the manufacturer's data plate
d. adjacent to electrical panel

27. The manufacturer's data plate for building systems shall contain the following information, where applicable:
a. Design loads
b. Special conditions or limitations of unit
c. State insignia number
d. all of the above

28. The manufacturer's data plate for building systems shall contain the following information, where applicable:
a. Model designation
b. Identification of type of fuel required for appliances and directions for drainage connections
c. Identification of date of the codes or standards complied with
d. both a & c

29. The manufacturer's data plate for building systems shall contain the following information: Electrical ratings; instructions and warnings on _____ and connections of units and grounding requirements.
a. voltage
b. phase
c. size
d. all of the above

SPS 320.15 Effect of approval.

(1) RIGHT TO BEAR INSIGNIA. A modular home or building component approved by the department, manufactured and inspected in accordance with this code, shall be entitled to bear the Wisconsin insignia.

(2) EFFECT OF INSIGNIA. Modular homes and manufactured building components bearing the Wisconsin insignia are deemed to comply with this code, except as to installation site requirements, regardless of the provisions of any other ordinance, rule, regulation or requirement.

(3) RIGHT TO INSTALL. Modular homes and components bearing the Wisconsin insignia may be manufactured, offered for sale and shall be entitled to be installed anywhere in Wisconsin where the installation site complies with the other provisions of this code.

30. Modular homes and manufactured building components bearing the Wisconsin insignia are deemed to comply with this code, _____, regardless of the provisions of any other ordinance, rule, regulation or requirement.
a. except as to transportation requirements
b. except as to manufacturing requirements
c. except as to installation site requirements
d. all of the above

31. Modular homes and components bearing the Wisconsin insignia may be _____ and shall be entitled to be installed anywhere in Wisconsin where the installation site complies with the other provisions of this code.
a. manufactured
b. offered for sale
c. both a & b
d. none of the above

SPS 320.16 Suspension and revocation of approval. The department shall suspend or revoke its approval of a manufactured building system or manufactured building component if it determines that the standards for construction or the manufacture and installation of a manufactured building system or manufactured building component do not meet this code or that such standards are not being enforced as required by this code. The procedure for suspension and revocation of approval shall be as follows:

(1) FILING OF COMPLAINT. Proceedings to suspend or revoke an approval shall be initiated by the department or an independent inspection agency or UDC certified inspector having a contract with the manufacturer whose approval is sought to be suspended or revoked. Initiation shall be by a signed, written complaint filed with the department.

Any alleged violation of the code shall be set forth in the complaint with particular reference to time, place and circumstance.

(2) INVESTIGATION AND NOTIFICATION. The department may investigate alleged violations on its own initiative or upon the filing of a complaint. If it is determined that no further action is warranted, the department shall notify the persons affected. If the department determines that there is probable cause, it shall order a hearing and notify the persons affected.

(3) MAILING. Unless otherwise provided by law, all orders, notices and other papers may be served by the department by certified mail to the persons affected at their last known address. If the service is refused, service may be made by sheriff without amendment of the original order, notice or other paper.

(4) RESPONSE. Upon receipt of notification of hearing from the department, the person charged with noncompliance or nonenforcement may submit to the department a written response within 30 days of the date of service. If the person charged files a timely written response, such person shall thereafter be referred to as the respondent.

32. The department shall suspend or revoke its approval of a manufactured building system or manufactured building component if it determines that the standards for construction or the manufacture and installation of a manufactured building system or manufactured building component _____.

a. do not meet this code
b. that such standards are not being enforced as required by this code
c. both a or b
d. none of the above

(5) CONCILIATION AGREEMENT PRIOR TO HEARING. If the department and the respondent are able to reach agreement on disposition of a complaint prior to hearing, such agreement shall:

(a) Be transmitted in writing to the secretary;

(b) Not be binding upon any party until signed by all parties and accepted by the secretary;

(c) Not be considered a waiver of any defense nor an admission of any fact until accepted by the secretary.

(6) HEARINGS.

(a) *Subpoenas; witness fees.* Subpoenas shall be signed and issued by the department or the clerk of any court of record. Witness fees and mileage of witnesses subpoenaed on behalf of the department shall be paid at the rate prescribed for witnesses in circuit court.

(b) *Conduct of hearings.* All hearings shall be conducted by persons selected by the department. Persons so designated may administer oaths or affirmations and may grant continuances and adjournments for cause shown. The respondent shall appear in person and may be represented by an attorney-at-law. Witnesses may be examined by persons designated by all parties.

(7) FINDINGS. The department shall make findings and enter its order within 14 days of the hearing. Any findings as a result of petition or hearing shall be in writing and shall be binding unless appealed to the secretary.

(8) APPEAL ARGUMENTS. Appeal arguments shall be submitted to the department in writing in accordance with ch. 227, Stats., unless otherwise ordered. The department shall review and make a determination on an appeal of notification of suspension or revocation of approval within 45 business days of receipt of the appeal.

33.. If the department and the respondent are able to reach agreement on disposition of a complaint prior to hearing, such agreement shall:

a. Be transmitted in writing to the secretary
b. Not be binding upon any party until signed by all parties and accepted by the secretary
c. Not be considered a waiver of any defense nor an admission of any fact until accepted by the secretary
d. all of the above

SPS 320.17 Effect of suspension and revocation.

(1) BEARING OF INSIGNIA. Upon suspension or revocation by the department of the approval of any modular home or manufactured building component, no further insignia shall be attached to any home or building component manufactured with respect to which the approval was suspended or revoked. Upon termination of such suspension or revocation, insignias may again be attached to the home or building component manufactured after the date approval is reinstated. Should any home or building component have been manufactured during the period of suspension or revocation, it shall not be entitled to bear the Wisconsin insignia unless the department has inspected,

or caused to be inspected, such modular home or manufactured building component and is satisfied that all requirements for certification have been met.

(2) RETURN OF INSIGNIAS. The manufacturer shall return to the department all insignias allocated for a modular home or manufactured building component no later than 30 days from the effective date of any suspension or revocation of the approval by the department. The manufacturer shall also return to the department all insignias which it determines for any reason are no longer needed.

34. The manufacturer shall return to the department all insignias allocated for a modular home or manufactured building component no later than ____ days from the effective date of any suspension or revocation of the approval by the department.

a. 10
b. 20
c. 30
d. 45

Subchapter VI — Approval of Products

SPS 320.18 Building product approvals.

(1) VOLUNTARY APPROVAL.

(a) Materials, equipment and products regulated by this code may receive a written approval from the department indicating code compliance.

(b)

1. Approval of materials, equipment and products shall be based on sufficient data, tests and other evidence that prove the material, equipment or product is in compliance with the standards specified in this code.

2. Tests, compilation of data, and calculations for materials, equipment and products shall be conducted by a qualified independent third party.

(2) ALTERNATE APPROVAL.

(a) Materials, equipment and products which meet the intent of this code and which are not approved under sub. (1) shall be permitted if approved in writing by the department.

(b)

1. Approval of materials, equipment and products shall be based on sufficient data, tests and other evidence that prove the material, equipment or product meets the intent of the standards specified in this code.

2. Tests, compilation of data, and calculations for materials, equipment and products shall be conducted by a qualified independent third party.

35. _____which meet the intent of this code and which are not approved under sub. (1) shall be permitted if approved in writing by the department.

a. Materials
b. Equipment
c. Products
d. all of the above

36. Tests, compilation of data, and calculations for materials, equipment and products shall be conducted by a qualified _____.

a. engineer
b. designer
c. manufacturer
d. independent third party

(3) EXPERIMENTAL APPROVAL.

(a) The department may allow use of an experimental material, equipment or product for the purpose of proving compliance with the intent of this code.

(b) The department may require the submission of any information deemed necessary for review.

(c) The department may limit the number of applications it will accept for approval of experimental materials, equipment or products.

(d) Installations of a material, equipment or product under an experimental approval shall comply with all of the following:

1. Plans detailing the installation for each project where the experimental material, equipment or product is to be used shall be submitted to the department.
2. A copy of the experimental approval shall be attached to the submitted plans and approved plans.
3.
a. A letter of consent from the owner of the installation shall be attached to the submitted plans and approved plans.
b. The letter under subd. 3. a. shall acknowledge that the owner has received and read a copy of the experimental approval and is in compliance with all conditions of the approval.
4. A person responsible for construction of the project shall be designated in writing by the owner.
5. The person designated as responsible for the construction of the project shall, upon completion of construction, certify in writing to the department that the installation is in compliance with the experimental approval, approved plans, specifications and data.
(e)
1. Any onsite inspections shall be performed by the department, or other person authorized by the department, at time intervals as specified by the department, but not less than once a year. The inspector shall write an inspection report.
2. The department may assess a fee for each inspection conducted under subd. 1.
(f) Five years and 6 months after the date of the completed installation, the department shall order the removal of the experimental material, equipment or product, or issue an approval for the material, equipment or product.
(g) Paragraphs (e) and (f) do not apply to an experimental system if this code is revised to include or enable the experimental system to conform to the intent of this code.

37. Installations of a material, equipment or product under an experimental approval shall comply with all of the following:
a. A person responsible for construction of the project shall be designated in writing by the owner.
b. A copy of the experimental approval shall be attached to the submitted plans and approved plans.
c. Plans detailing the installation for each project where the experimental material, equipment or product is to be used shall be submitted to the department.
d. all of the above

(4) REVIEW, APPROVAL AND REVOCATION PROCESSES.
(a)
1. Upon receipt of a fee and a written request, the department may issue an approval for a material, equipment or product.
2. The department shall review and make a determination on an application for approval after receipt of all forms, fees, plans and information required to complete the review.
3. For voluntary and alternate approvals, a determination shall be made within 40 business days of receipt of all required materials.
4. For an experimental approval, a determination shall be made within 6 months of receipt of all required materials.
(b)
1. The department may include specific conditions in issuing an approval, including an expiration date for the approval.
2. Violations of the conditions under which an approval is issued shall constitute a violation of this code.
(c) If the department determines that the material, equipment or product does not comply with this code or the intent of this code, or that an experimental approval will not be issued, the request for approval shall be denied in writing.
(d) If an approved material, equipment or product is modified, the approval shall be considered null and void, unless the material, equipment or product is resubmitted to the department for review and approval is granted.
(e)
1. The department may revoke or deny an approval of a material, equipment or product for any false statements or misrepresentations of relevant facts or data, unacceptability of a third party providing information, or as a result of material, equipment or product failure.
2. The department may re-examine an approved material, equipment or product and issue a revised approval at any time.
(f) The department may revoke an approval if the department determines that the material, equipment or product does not comply with this code or the intent of this code due to a change in the code or department interpretation of the code.

(g) An approval issued by the department may not be construed as an assumption of any responsibility for defects in design, construction or performance of the approved material, equipment or product nor for any damages that may result.

(h) Fees for the review of a material, equipment or product under this section and any onsite inspections shall be submitted in accordance with ch. SPS 302.

(5) UNGRADED OR USED MATERIALS.

(a) Ungraded or used building materials may be used or reused as long as the material possesses the essential properties necessary to achieve the level of performance required by the code for the intended use.

(b) The department or the municipality enforcing this code may require tests in accordance with sub. (1) or (2).

38. For voluntary and alternate approvals, a determination shall be made within ____ business days of receipt of all required materials.
    a. 20
    b. 30
    c. 40
    d. 50

39. For an experimental approval, a determination shall be made within ___ months of receipt of all required materials.
    a. 3
    b. 4
    c. 6
    d. 12

40. Ungraded or used materials are allowed includes:
    a. Ungraded or used building materials may be used or reused as long as the material possesses the essential properties necessary to achieve the level of performance required by the code for the intended use.
    b. The department or the municipality enforcing this code may require tests in accordance with sub. (1) or (2).
    c. both a or b
    d. none of the above

Subchapter VII — Variances, Appeals, Violations and Penalties

SPS 320.19 Petition for variance. The department may grant a variance to a rule only if the variance does not result in lowering the level of health, safety and welfare established or intended by the rule. The department may consider other criteria in determining whether a variance should be granted including the effect of the variance on uniformity.

(1) APPLICATION FOR VARIANCE. The applicant shall submit the petition for variance application to the municipality exercising jurisdiction in order to receive the municipal recommendation. Where no municipality exercises jurisdiction, the application shall be submitted to the department. The following items shall be submitted when requesting a variance:

(a) A clear written statement of the specific provisions of this code from which a variance is requested and the method of establishing equivalency to those provisions.

(b) A fee in accordance with s. SPS 302.52. The municipality may require a fee for the processing of the application in addition to the department's fee.

Note: A copy of the Petition for Variance form (SBD-9890) is contained in the ch. SPS 325 Appendix A.

(2) MUNICIPAL RECOMMENDATION. The municipality administering and enforcing this code shall submit all applications for variance to the department, together with a municipal recommendation within 10 business days after receipt of the application. The recommendation of the municipality shall include the following items:

(a) Inspections performed on the property.

(b) The issuance of correction orders on the property.

(c) An assessment of the overall impact of the variance on the municipality.

Note: A copy of the Municipal Recommendation form (SBD-9890) is contained in the ch. SPS 325 Appendix A.

(3) DEPARTMENTAL ACTION. Where a municipality administers and enforces the code, the department shall decide petitions for variance and shall mail notification to the municipality and the applicant within 5 business days after

receipt of the application and municipal recommendation. Where the department enforces the code, the department shall decide petitions for variance within 15 business days after receipt of the application and fees.

(4) APPEALS. A person or municipality may appeal the determination of the department in the manner set out in s. 101.02 (6) (e) to (i) and (8), Stats.

41. The following items shall be submitted when requesting a variance:
    a. A clear written statement of the specific provisions of this code from which a variance is requested.
    b. The method of establishing equivalency to those provisions.
    c. A fee in accordance with s. SPS 302.52. The municipality may require a fee for the processing of the application in addition to the department's fee.
    d. all of the above

42. The department _____ grant a variance to a rule only if the variance does not result in lowering the level of health, safety and welfare established or intended by the rule.
    a. shall
    b. may
    c. should
    d. will

43. The municipality _____ require a fee for the processing of the application in addition to the department's fee.
    a. shall
    b. may
    c. should
    d. will

44. The municipality administering and enforcing this code shall submit all applications for variance to the department, together with a municipal recommendation within ____ business days after receipt of the application
    a. 5
    b. 7
    c. 10
    d. 14

45. The recommendation of the municipality shall include the following items:
    a. Inspections performed on the property.
    b. The issuance of correction orders on the property.
    c. An assessment of the overall impact of the variance on the municipality.
    d. all of the above

46. Where a municipality administers and enforces the code, the department shall decide petitions for variance and shall mail notification to the municipality and the applicant within ___ business days after receipt of the application and municipal recommendation.
    a. 5
    b. 7
    c. 10
    d. 14

SPS 320.20 Municipal variance from the code. Any municipality exercising or intending to exercise jurisdiction under this code may apply to the department for a variance permitting the municipality to adopt an ordinance not in conformance with this code. The department shall review and make a determination on a municipal request to adopt an ordinance not in conformance with this code within 60 business days of receipt of the request.

(1) APPLICATION FOR VARIANCE. The department may grant an application only under the following circumstances:

(a) The municipality has demonstrated that the variance is necessary to protect the health, safety or welfare of individuals within the municipality because of specific climate or soil conditions generally existing within the municipality.

(b) The municipality has demonstrated that the granting of the variance, when viewed both individually and in conjunction with other variances requested by the municipality, does not impair the statewide uniformity of this code.

(2) DEPARTMENTAL INQUIRY. Prior to making a determination, the department shall solicit within the municipality and consider the statements of any interested persons as to whether or not said application should be granted.

(3) APPEALS. Any municipality aggrieved by the denial of an application may appeal the determination in accordance with the procedure set out in s. 101.02 (6) (e) to (i) and (8), Stats. The department shall review and make a determination on an appeal of denial of a municipal request to adopt an ordinance not in conformance with this code within 60 business days of receipt of the appeal.

(4) UNIFORMITY. This section shall be strictly construed in accordance with the goal of promoting statewide uniformity.

47. Any municipality exercising or intending to exercise jurisdiction under this code may apply to the department for a variance permitting the municipality to adopt an ordinance not in conformance with this code. The department shall review and make a determination on a municipal request to adopt an ordinance not in conformance with this code within _____ business days of receipt of the request.

a. 30
b. 40
c. 60
d. 90

48. The department may grant an application only under the following circumstances:

(a) The municipality has demonstrated that the variance is necessary to protect the health, safety or welfare of individuals within the municipality because of specific climate or soil conditions generally existing within the municipality.

(b) The municipality has demonstrated that the granting of the variance, when viewed both individually and in conjunction with other variances requested by the municipality, does not impair the statewide uniformity of this code.

c. both a & b
d. none of the above

SPS 320.21 Appeals of orders, determinations, and for extension of time.

(1) APPEALS OF ORDERS AND DETERMINATIONS BY A MUNICIPALITY EXERCISING JURISDICTION. Appeals of order or determination of a municipality exercising jurisdiction under this code, including denials of application for permits, shall be made in accordance with the procedure set out in ch. 68, Stats., prior to making an appeal to the department, except as follows:

(a) *Appeals of final determinations by a municipality exercising jurisdiction.* Appeals of final determination by municipalities shall be made to the department after the procedures prescribed in ch. 68, Stats., have been exhausted. All appeals to the department shall be in writing stating the reason for the appeal. All appeals shall be filed with the department within 10 business days of the date the final determination is rendered under ch. 68, Stats. The department shall render a written decision on all appeals within 60 business days of receipt of all calculations and documents necessary to complete the review.

Note: Chapter 68, Stats., provides that municipalities may adopt alternate administrative appeal procedures that provide the same due process rights as ch. 68, Stats. Municipalities having adopted such alternate procedures may follow those alternate procedures.

(2) APPEALS OF ORDERS AND DETERMINATIONS BY THE DEPARTMENT. Appeals of an order of the department made pursuant to the provisions of this code, including denials of application for permits, shall be in accordance with the procedure set out in s. 101.02 (6) (e) to (i) and (8), Stats. The department shall review and make a determination on an appeal of an order or determination within 60 business days of receipt of all calculations and documents necessary to complete the review.

(3) EXTENSIONS OF TIME.

(a) The time for correction of cited orders as set out in s. SPS 320.10 shall automatically be extended in the event that an appeal of said orders is filed. The extension of time shall extend to the termination of the appeal procedure and for such additional time as the department or municipality administering and enforcing this code may allow.

(b) The department or municipality administering and enforcing this code may grant additional reasonable time in which to comply with a violation order.

49. Appeals of order or determination of a municipality exercising jurisdiction under this code, including denials of application for permits, shall be made in accordance with the procedure set out in ch._____, Stats., prior to making an appeal to the department

a. 66
b. 67
c. 68

d. 69

50. Appeals of final determinations by a municipality exercising jurisdiction. All appeals shall be filed with the department within ___ business days of the date the final determination is rendered under ch. 68, Stats.

a. 5
b. 7
c. 10
d. 14

51. Appeals of final determinations by a municipality exercising jurisdiction. The department shall render a written decision on all appeals within ___ business days of receipt of all calculations and documents necessary to complete the review.

a. 30
b. 40
c. 60
d. 90

52. EXTENSIONS OF TIME. (a) The time for correction of cited orders as set out in s. SPS 320.10 shall _____ be extended in the event that an appeal of said orders is filed.

a. routinely
b. automatically
c. inevitably
d. repeatedly

53. The _____ administering and enforcing this code may grant additional reasonable time in which to comply with a violation order.

a. department
b. municipality
c. both a or b
d. none of the above

(4) APPEALS OF SOIL EROSION CONTROL ORDERS BY A MUNICIPALITY FOR CESSATION OF WORK.

(a) Appeals of orders for cessation of work issued under s. SPS 320.10 (4) may be made to the authority issuing the cessation of work order. The authority shall make a determination on such appeal within 3 business days. Determination of appeals by a municipality may be conducted in consultation with the department.

(b) Appeals of a final determination by a municipality on cessation of work orders may be made to the department. The department shall issue a final determination on the appeal within 3 business days after receipt of such appeal.

(c) If the issuing authority determines the site to be compliant with s. SPS 321.125, orders shall be rescinded and work may commence.

54. If the issuing authority determines the site to be compliant with s. SPS 321.125, _____.

a. orders shall be rescinded
b. work may commence
c. both a & b
d. none of the above

SPS 320.22 Penalties and violations.

(1) VIOLATIONS. No person shall construct or alter any dwelling in violation of any of the provisions of this code.

(a) *Injunction.* When violations occur, the department may bring legal action to enjoin any violations.

(b) *Ordinances.* This code shall not affect the enforcement of any ordinance or regulation, the violation of which occurred prior to the effective date of this code.

(2) PENALTIES.

(a) Pursuant to ss. 101.66 and 101.77, Stats., whoever violates this code shall forfeit to the state not less than $25 nor more than $500 for each violation. Each day that the violation continues, after notice, shall constitute a separate offense.

(b) Any person violating any rule of this code applying to manufactured homes is subject to the penalties prescribed in s. 101.94 (8), Stats.

(3) MUNICIPAL ENFORCEMENT. Any municipality which administers and enforces this code may provide, by ordinance, remedies and penalties for violation of that jurisdiction exercised under s. 101.65, Stats. These remedies and penalties shall be in addition to those which the state may impose under subs. (1) and (2).

55. Any municipality which administers and enforces this code may provide, by ordinance, _____ for violation of that jurisdiction exercised under s. 101.65, Stats.
- a. remedies
- b. penalties
- c. both a & b
- d. none of the above

56. This code shall not affect the enforcement of any ordinance or regulation, the violation of which occurred _____ the effective date of this code.
- a. after
- b. prior to
- c. both a & b
- d. none of the above

Subchapter IX — Adoption of Standards

SPS 320.24 Adoption of standards.

(1) CONSENT. Pursuant to s. 227.21 (2), Stats., the attorney general has consented to the incorporation by reference of the standards listed in Tables 320.24-1 to 320.24-13.

(2) ADOPTION OF STANDARDS. The standards referenced in Tables 320.24-1 to 320.24-13 are incorporated by reference into this chapter.

Note: Copies of the adopted standards are on file in the offices of the department and the legislative reference bureau. Copies of the standards may be purchased, or are available for free, through the respective organizations or other information listed in Tables 320.24-1 to 320.24-13.

(3) ALTERNATE STANDARDS.

(a) Alternate standards that are equivalent to or more stringent than the standards incorporated by reference in this chapter may be used in lieu of incorporated standards when approved by the department or if written approval is issued by the department in accordance with par. (b).

(b)

1.

a. Upon receipt of a fee and a written request, the department may issue an approval for the use of the alternate standard.

b. The department shall review and make a determination on an application for approval within 40 business days of receipt of all forms, fees, and documents required to complete the review.

2. Determination of approval shall be based on an analysis of the alternate standard and the incorporated standard, prepared by a qualified independent third party or the organization that published the incorporated standard.

3. The department may include specific conditions in issuing an approval, including an expiration date for the approval. Violations of the conditions under which an approval is issued shall constitute a violation of this code.

4. If the department determines that the alternate standard is not equivalent to or more stringent than the standards incorporated by reference, the request for approval shall be denied in writing.

5. The department may revoke an approval for any false statements or misrepresentations of facts on which the approval was based. The department may re-examine an approved alternate standard and issue a revised approval at any time.

6. Fees for review of standards under this paragraph shall be submitted in accordance with ch. SPS 302.

57. Alternate standards that are _____ the standards incorporated by reference in this chapter may be used in lieu of incorporated standards when approved by the department or if written approval is issued by the department in accordance with par. (b)
- a. equivalent to
- b. more stringent than
- c. both a or b
- d. none of the above

58. The department shall review and make a determination on an application for approval within ____ business days of receipt of all forms, fees, and documents required to complete the review.

a. 20
b. 30
c. 40
d. 60

59. Determination of approval shall be based on an analysis of the alternate standard and the incorporated standard, prepared by _____.

a. a qualified independent third party
b. the organization that published the incorporated standard
c. both a or b
d. none of the above

60. The department may revoke an approval for any _____ of facts on which the approval was based.

a. false statements
b. misrepresentations
c. both a or b
d. none of the above

SPS 320 Code Quiz part 2 Answer Sheet

1	a	b	c	d	21	a	b	c	d	41	a	b	c	d
2	a	b	c	d	22	a	b	c	d	42	a	b	c	d
3	a	b	c	d	23	a	b	c	d	43	a	b	c	d
4	a	b	c	d	24	a	b	c	d	44	a	b	c	d
5	a	b	c	d	25	a	b	c	d	45	a	b	c	d
6	a	b	c	d	26	a	b	c	d	46	a	b	c	d
7	a	b	c	d	27	a	b	c	d	47	a	b	c	d
8	a	b	c	d	28	a	b	c	d	48	a	b	c	d
9	a	b	c	d	29	a	b	c	d	49	a	b	c	d
10	a	b	c	d	30	a	b	c	d	50	a	b	c	d
11	a	b	c	d	31	a	b	c	d	51	a	b	c	d
12	a	b	c	d	32	a	b	c	d	52	a	b	c	d
13	a	b	c	d	33	a	b	c	d	53	a	b	c	d
14	a	b	c	d	34	a	b	c	d	54	a	b	c	d
15	a	b	c	d	35	a	b	c	d	55	a	b	c	d
16	a	b	c	d	36	a	b	c	d	56	a	b	c	d
17	a	b	c	d	37	a	b	c	d	57	a	b	c	d
18	a	b	c	d	38	a	b	c	d	58	a	b	c	d
19	a	b	c	d	39	a	b	c	d	59	a	b	c	d
20	a	b	c	d	40	a	b	c	d	60	a	b	c	d

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Course Title and Name SPS 320 Code Quiz part 2

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_____Credited Hours 2 hrs

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Instructor Signature_____