

Modifications From Agency

**STATE OF WISCONSIN
REAL ESTATE EXAMINING BOARD**

**IN THE MATTER OF RULEMAKING :
PROCEEDINGS BEFORE THE : REPORT TO THE LEGISLATURE
REAL ESTATE EXAMINING BOARD : CR 21-018
:**

I. THE PROPOSED RULE:

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

II. REFERENCE TO APPLICABLE FORMS:

None

III. FISCAL ESTIMATE AND EIA:

The Fiscal Estimate and EIA 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:

The purpose of the rule is to repeal or modify provisions of the rule identified in the Real Estate Examining Board's 2019 report to the Joint Committee for Review of Administrative Rules pursuant to s. 227.29, Stats.

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

The Real Estate Examining Board held a public hearing on April 15, 2021. No one appeared and no comments were submitted to the Board.

There were no modifications made to the rule as a result of the public hearing.

VI. RESPONSE TO LEGISLATIVE COUNCIL STAFF RECOMMENDATIONS:

The Board determined it would not accept the recommendation provided in the Clearinghouse Report under "1. Statutory Authority". This recommendation indicated the Board should consider whether Section 1 of the proposed rule "should be included in the rule". Section 1 repeals the board's predetermination procedures. Predetermination procedures are prescribed under s. 111.335 (4) (f) 6, Stats. The Board determined maintaining separate provisions would be duplicative of the procedures under s. 111.335 (4) (f) 6, Stats. The predetermination procedures are implemented by the Department of Safety and Professional Services across the various licensure programs.

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:

None. There is no effect on small businesses.