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MEMORANDUM

March 23, 1999

TO: Senate Committee on Insurance, Tourism
Transportation & Corrections
FR: Senator Roger Breske, Chair
RE: Proposed Administrative Rules

Below, please find descriptions of various administrative rules recently referred to the Senate Committee on Insurance, Tourism, Transportation & Corrections. For your reference, I have included a brief summary, prepared by the department, of each rule. If you would like a copy of any of these rules, or if you would like to request a hearing, please contact Vaughn in my office before **Friday, April 9, 1999**.

CLEARINGHOUSE RULE 98-208; *Relating to the search and seizure of probation or parole officers.* Current administrative rules allow the Department of Corrections to search an offenders residence for contraband. The amended rule would enlarge this authority and allow the Department to search an offender's residence for an offender as well as contraband. The rule is pursuant to a legislative enactment that provided funding for the Department to create an absconder unit in southeastern Wisconsin. The rule will make community supervision more meaningful and promote accountability among offenders by allowing the Department to search the residences of offenders who are not in compliance with the rules of supervision.

Clearinghouse Rule 99-014; *Relating to valuation of life insurance policies model regulation.* Previously, the Commissioner of Insurance created Ins 2.80, Wis. Adm. Code adopting the 1995 National Association of Insurance Commissioners ("NAIC") valuation of life insurance policies model regulation, or "XXX" and tables of select mortality factors. This rule concerning requirements for determining the valuation of reserve liabilities for life insurance policies was to take effect on January 1, 1999. However by emergency rule the Commissioner delayed effectiveness of the 1995 NAIC XXX model regulation in Wisconsin until July 1, 1999.

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This proposed rule would substitute the 1998 NAIC XXX model regulation and tables of select mortality factors for the 1995 version and make it effective January 1, 2000.