

Report to
Legislative Council Rules Clearinghouse
NR 19.50, Wis. Adm. Code
Natural Resources Board Order No. LE-04-07

Wisconsin Statutory Authority

ss. 23.33(5)(d), 227.11(2)(a) and 350.055, Stats., interpreting ss. 23.33(4)(d) and 350.055, Stats.

Federal Authority

N/A

Court Decisions Directly Relevant

None

Analysis of the Rule - Rule Effect - Reason for the Rule

The Department proposes a rule to amend s. NR 19.50 to establish specialized fees for Internet based ATV and snowmobile safety certification programs. An Internet based course currently exists for boating education and is successfully utilized. The Department often receives complaints about the availability, location and times that these courses are offered by volunteer instructors. This type of course will provide additional opportunities and convenience for completion, especially for out-of-state residents and adults.

Section NR 19.50 currently establishes a \$10.00 student fee for programs taught in a classroom setting. The department may authorize the instructors to retain up to 50% of the fee to defray incurred expenses. The remaining funds are turned into the department to defray operation expenses.

The proposed rule will provide a specialized fee for Internet based ATV and snowmobile courses. When the course is managed by an outside entity pursuant to a memorandum of understanding (MOU) with the department, the fee will be established in the MOU. The established fee shall be adequate to defray operational expenses the outside entity incurs as well as operational expenses incurred by the department.

Agency Procedures for Promulgation

Public hearings, Natural Resources Board final adoption, followed by legislative review.

Description of any Forms (attach copies if available)

None

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