Report From Agency

WISCONSIN DEPARTMENT OF CORRECTIONS
REPORT FROM AGENCY

RULEMAKING REPORT TO LEGISLATURE
for
CR 19-124
BASIS AND PURPOSE OF PROPOSED RULE

The Wisconsin Department of Corrections proposes an order to amend DOC 373.04(7), 393.04(1), and 396.09(1)(a) pursuant to Executive Order # 15.

SUMMARY OF PUBLIC COMMENTS AND AGENCY RESPONSE TO THOSE COMMENTS, AND AN EXPLANATION OF ANY MODIFICATION MADE IN THE PROPOSED RULE AS A RESULT OF PUBLIC COMMENTS OR TESTIMONY RECEIVED AT A PUBLIC HEARING

Public Comment or Testimony	Department Response
An email received October 1, 2019, supporting the amendment to the rule because it is socially appropriate and consistent with the Governor's directive.	No response.
An email received October 10, 2019, stating that "disability" does not kill all administrators whom are torturing the people udner 18 USC 2340, and that do not use words you do not confirm into integration system. The email further states, " DO NOT USE WORDS YOU DON'T UNDERSTAND. WE ARE FREAKIN' ENGLISHED PEOPLE. ((((UNFORTUNATELY, the engig are a people))))(((((I'LL TRY NOT TO EAT ALL THEIR LIVE CORPSES TOO))))."	No response.
An email received October 17, 2019, stating that an individual is 53 years old and left the state in 1994, and then includes further details about the life history.	No response.

PERSONS SUBMITTING PUBLIC COMMENTS OR APPEARING/REGISTERING AT HEARING

A Public Hearing was held October 21, 2019 from 9:00 a.m. – 11:00 a.m. at 3099 E. Washington Avenue, Madison, Wisconsin.

LIST OF PERSONS WHO APPEARED OR REGISTERED FOR OR AGAINST THE PROPOSED RULE AT THE PUBLIC HEARINGS, OR SUBMITTED WRITTEN COMMENTS

No one attended the hearing.

CHANGES TO RULE ANALYSIS AND FISCAL ESTIMATE

No changes were made to the rule analysis or the fiscal estimate and economic impact analysis.

RESPONSE TO LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

Legislative Council Comment/Suggestion	Department Response
COMMENT 1. In the rule caption's listing of affected provisions, the enumeration should be phrased as follows: "to amend DOC 373.04(7), 393.04(1), and 396.09(1)(a)."	Accepted. The rule's caption is changed accordingly.
COMMENT 2. It appears that the rule is promulgated in response to Executive Order #15, signed by Governor Evers on March 12, 2019. The Department should consider citing this executive order in either the explanation of agency authority or the plain language analysis of the rule summary.	Accepted. Revised Section 3, "explanation of agency authority," accordingly.

FINAL REGULATORY FLEXIBILITY ANALYSIS

The Department of Corrections has determined that the rule will not have a significant economic impact on a substantial number of small businesses since the rule does not regulate small businesses as that term is defined in s. 227.1145, Stats.