

ORDER OF ADOPTION

Pursuant to authority vested in the Department of Industry, Labor and Human Relations by section

168.12, as affected by 1991 Wis. Act 269

Stats., the Department of Industry, Labor and Human Relations creates; amends;

repeals and recreates; repeals and adopts rules of Wisconsin Administrative Code chapter :

ILHR 2

(Number)

Fee Schedule

(Title)

The attached rules shall take effect on the first day of the month following publication

in the Wisconsin Administrative Register

pursuant to section 227.22, Stats.

RECEIVED

OCT 26 1992

Revisor of Statutes
Bureau

Adopted at Madison, Wisconsin this

date: October 26, 1992

DEPARTMENT OF INDUSTRY, LABOR AND HUMAN
RELATIONS


Secretary



RULES in FINAL DRAFT FORM

Rule No.: ILHR 2.41 (1) and (1m)

Relating to: Petroleum Inspection Fee

Clearinghouse Rule No.: 92-106

The Wisconsin Department of Industry, Labor and Human Relations proposes an order to repeal ILHR 2.41 (1m); and to repeal and recreate ILHR 2.41 (1), relating to the petroleum inspection fee.

Analysis of Proposed Rules

Statutory Authority: Section 168.12, as affected by 1991 Wisconsin Act 269
Statutes Interpreted: Section 168.12, as affected by 1991 Wisconsin Act 269

Under section 168.12 of the Wisconsin Statutes, the Department of Industry, Labor and Human Relations is responsible for collecting a fee for the inspection of petroleum products brought into the state. The inspection fee is specified in section ILHR 2.41 of the Wisconsin Administrative Code.

The proposed rules consist of revisions to section ILHR 2.41 because of changes in section 168.12, Stats., as contained in 1991 Wisconsin Act 269. Under that Act, the petroleum product inspection fee and the distribution of the fee are specified in detail in the statutes. The Act also repeals several other provisions relating to the administration of the petroleum product inspection program.

The proposed rules contain the necessary revisions in section ILHR 2.41 so that the administrative code is consistent with the statutes. The proposed rules delete the specific fees from the administrative code and create a cross-reference to section 168.12, Stats. Because the total fee specified in Act 269 is the same as the current fee of 2.0 cents per gallon, there will be no change in the amount of the fee charged.

SECTION 1. ILHR 2.41 (1) is repealed and recreated to read:

ILHR 2.41 (1) GENERAL. The department shall collect an inspection fee for each gallon of petroleum product from which a sample is taken. The inspection fee and the distribution of the fee shall be as specified in s. 168.12, Stats.

SECTION 2. ILHR 2.41 (1m) is repealed.

(END)

EFFECTIVE DATE

Pursuant to s. 227.22 (2) (intro.), Stats., these rules shall take effect on the first day of the month following publication in the Wisconsin Administrative Register.

CODES6:23

Tommy G. Thompson
Governor
Carol Skornicka
Secretary



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State of Wisconsin Department of Industry, Labor and Human Relations

October 26, 1992

Gary Poulson
Assistant Revisor of Statutes
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Douglas LaFollette
Secretary of State
10th Floor
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Madison, Wisconsin 53703

Dear Messrs. Poulson and LaFollette:

TRANSMITTAL OF RULE ADOPTION

CLEARINGHOUSE RULE NO. 92-106

RULE NO. ILHR 2.41 (1) and (1m)

RELATING TO: Petroleum Inspection Fee

Pursuant to section 227.20, Stats., agencies are required to file a certified copy of every rule adopted by the agency with the offices of the Secretary of State and the Revisor of Statutes.

At this time, the following material is being submitted to you:

1. Order of Adoption.
2. Rules Certificate Form.
3. Rules in Final Draft Form.

Pursuant to section 227.114, Stats., a summary of the final regulatory flexibility analysis is included for permanent rules. A fiscal estimate and fiscal estimate worksheet is included with an emergency rule.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Carol Skornicka".

Carol Skornicka
Secretary