

1979 Assembly Bill 1024

Date published: December 8, 1979

**CHAPTER 86, Laws of 1979**

AN ACT relating to transitional provisions concerning fiscal estimates for rule-making orders and legislative review of administrative rules.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1. Definitions.** (1) In this act, the terms “agency” and “rule” have the meanings given under section 227.01 of the statutes.

(2) “Item 3-j” means those portions of chapter 34, laws of 1979, which were passed notwithstanding the objections of the governor, as identified in Wisconsin Brief number 79-6, published by the legislative reference bureau in August 1979.

**SECTION 2. Review by legislative council staff.** Notwithstanding section 227.029 (1) of the statutes, as created by chapter 34, laws of 1979, if an agency has conducted a public hearing on a proposed rule or if a proposed rule has been submitted to the appropriate standing committees of the legislature under section 227.018 (2) of the 1977 statutes prior to the effective date of chapter 34, laws of 1979, item 3-j, the proposed rule is not required to be submitted to the legislative council staff under section 227.029 of the statutes, as created by chapter 34, laws of 1979, and section 227.018 (3) (e) of the statutes, as created by chapter 34, laws of 1979, is inapplicable to any report submitted in connection with the proposed rule, except as otherwise specifically provided by law, unless the proposed rule is modified after the effective date of chapter 34, laws of 1979, item 3-j, with an amendment which is not germane to the original proposed rule.

**SECTION 3. Time for preparation of fiscal estimates.** Notwithstanding section 227.019 (3) of the statutes, as created by chapter 34, laws of 1979, if an agency is not required to submit all proposed rules contained in a rule-making order to the legislative council staff under SECTION 2, then the fiscal estimate required for the rule-making order under section 227.019 of the statutes, as created by chapter 34, laws of 1979, may be prepared no later than 15 days after the effective date of this act.

**SECTION 4. Review by legislative committees.** If an agency has submitted a proposed rule or proposed revision or repeal of a rule to the appropriate standing committees of the legislature under section 227.018 (2) of the 1977 statutes prior to the effective date of chapter 34, laws of 1979, item 3-j, and the period specified in section 227.018 (2) of the 1977 statutes for legislative review has not expired on that effective date with respect to the proposed rule or revision or repeal thereof, then the review procedure provided in section 227.018 (4) to (6) of the statutes, as created by chapter 34, laws of 1979, applies to the proposed rule or revision or repeal thereof, but the procedure specified in section 227.018 (2) and (3) of the statutes, as created by chapter 34, laws of 1979, is inapplicable, except as otherwise specifically provided by law. If any agency has submitted a proposed rule or proposed revision or repeal of a rule to the appropriate standing committees of the legislature under section 227.018 (2) of the 1977 statutes prior to the effective date of chapter 34, laws of 1979, item 3-j, and the period specified in section 227.018 (2) of the 1977 statutes for legislative review has expired on that effective date with respect to the proposed rule or revision or repeal thereof, then the review procedure provided in section 227.018 (2) to (6) of the statutes, as created by chapter 34, laws of 1979, does not apply to that proposed rule or revision or repeal thereof, unless the proposed rule or proposed revision of a rule is modified after the effective date of chapter 34, laws of 1979, item 3-j, with an amendment which is not germane to the original proposed rule or proposed revision of a rule.

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