

2009 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB641)

Received: **04/06/2010**

Received By: **tkuczens**

Wanted: **As time permits**

Companion to LRB:

For: **Louis Molepske Jr (608) 267-9649**

By/Representing: **Chris McKinney**

May Contact:

Drafter: **tkuczens**

Subject: **Econ. Development - bus. dev.**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Molepske@legis.wisconsin.gov**

Carbon copy (CC:) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Change Regulatory Ombudsman Center to Office of Regulatory Assistance

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 04/06/2010	nmatzke 04/06/2010		_____			
/P1	tkuczens 04/07/2010	nmatzke 04/07/2010	phenry 04/07/2010	_____	cduerst 04/07/2010		
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FE Sent For:

2009 DRAFTING REQUEST

Assembly Amendment (AA-ASA LRBs0238/1-AB641)

Received: 04/06/2010

Received By: tkuczens

Wanted: As time permits

Companion to LRB:

For: Louis Molepske Jr (608) 267-9649

By/Representing: Chris McKinney

May Contact:

Drafter: tkuczens

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Change Regulatory Ombudsman Center to Office of Regulatory Assistance

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See attached

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FE Sent For:


<END>

2009 DRAFTING REQUEST

Assembly Amendment (AA-ASA(LRBs0238/1)-AB641)

Received: 04/06/2010

Received By: tkuczens

Wanted: As time permits

Companion to LRB:

For: Louis Molepske Jr (608) 267-9649

By/Representing: Chris McKinney

May Contact:

Drafter: tkuczens

Subject: Econ. Development - bus. dev.

Addl. Drafters:

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Pre Topic:

No specific pre topic given

Topic:

Change Regulatory Ombudsman Center to Office of Regulatory Assistance

Instructions:

See attached

Drafting History:

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/?	tkuczens	/PI nwn 4/6		_____			

FE Sent For:

<END>



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT (LRBs0238/1),
TO 2009 ASSEMBLY BILL 641

4/6/2010
wanted by 8:30 am
4/7/10

SA ✓
X-ref ✓

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 3, line 20: before that line insert:

3 "SECTION 4m. 20.143 (1) (gc) ^(title) of the statutes is amended to read:

4 20.143 (1) (gc) ^(title) ~~Regulatory ombudsman center~~ Office of regulatory assistance. ✓

Insert 1-8

5 All moneys received under s. 560.42 (3) (a) for providing materials and services under
6 subch. III of ch. 560."

History: 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28; s. 13.92 (2) (i).

7 2. Page 19, line 4: before that line insert:

8 SECTION 35r. 560.03 (19) of the statutes is amended to read:

as affected by 2009 Wisconsin Act 28,

1 560.03 (19) Establish ~~a regulatory ombudsman center~~ an office of regulatory
2 assistance in the department to provide services as set forth in subch. III.” ✓

History: 1971 c. 211 s. 126; 1971 c. 321 ss. 10, 16; Stats. 1971 s. 560.03; 1979 c. 34; 1979 c. 361 ss. 45, 87 to 96; 1979 c. 362; 1983 a. 27, 83, 86, 90, 91, 192; 1985 a. 182 s. 57; 1985 a. 299; 1987 a. 27, 186; 1987 a. 399 s. 433; 1989 a. 317; 1991 a. 39, 302; 1993 a. 399; 1995 a. 27, 227; 1997 a. 27; 1999 a. 150 s. 672; 2001 a. 104; 2003 a. 255; 2007 a. 125; 2009 a. 28.

3 3. Page 23, line 8: before that line insert:

4 “SECTION 43b. Subchapter III (title) of chapter 560 [precedes 560.41] of the
5 statutes, as affected by 2009 Wisconsin Act 28, is amended to read:

6 CHAPTER 560

7 SUBCHAPTER III

8 OFFICE OF REGULATORY OMBUDSMAN CENTER ASSISTANCE ✓

9 SECTION 43d. 560.41 (1) of the statutes is renumbered 560.41 (1n). ✓

10 SECTION 43e. 560.41 (1c) of the statutes is created to read:

11 560.41 (1c) “Agency” has the meaning given in s. 16.70 (1e). ✓

12 SECTION 43f. 560.41 (1g) of the statutes is created to read:

13 560.41 (1g) “Authority” has the meaning given in s. 16.70 (2). ✓

14 SECTION 43g. 560.41 (1r) of the statutes is created to read:

15 560.41 (1r) “Municipality” has the meaning given in s. 16.70 (8). ✓

16 SECTION 43h. 560.41 (1m) of the statutes is renumbered 560.41 (1w) and
17 amended to read: *as affected by 2009 Wisconsin Act 28*

18 560.41 (1w) “Center Office” means the ~~regulatory ombudsman center~~ office of
19 regulatory assistance in the department. ✓

20 History: 1983 a. 91; 1995 a. 27; 1997 a. 27; 2009 a. 28.
SECTION 43j. 560.41 (2) of the statutes is amended to read:

21 560.41 (2) “Permit” means any approval of ~~a regulatory~~ an agency required as
22 a condition of operating a business in this state. ✓

1 SECTION 43L. 560.41 (3) of the statutes is repealed.

2 History: 1983 a. 91; 1995 a. 27; 1997 a. 27; 2009 a. 28.
SECTION 43n. 560.42 (1) of the statutes is repealed.

3 SECTION 43p. 560.42 (1m) of the statutes is created to read:

4 560.42 (1m) ASSISTANCE TO BUSINESSES. The office shall do all of the following:

Insert 3-9

5 (a) Provide assistance with obtaining and maintaining permits and any
6 licenses and approvals necessary for a business to operate in this state. To fulfill the
7 requirements of this paragraph, the office shall do all of the following on behalf of
8 businesses:

9 SECTION 43r. 560.42 (2) (a) (b), (2m) (intro.), (2r), (3) and (4) of the statutes are
10 amended to read:

11 560.42 (2) (a) The center office shall assist any person requesting information
12 on which permits are required for a particular business activity or on the application
13 process, including criteria applied in making a determination on a permit
14 application and the time period within which a determination will be made. This
15 assistance may include any of the following:

16 1. Arranging a meeting between the person and the staff of the appropriate
17 regulatory agency to enable the person to obtain information from the agency.

18 2. Obtaining information and permit applications from the regulatory agency
19 and providing the information and appropriate permit applications to the person.

20 (b) If a person receives assistance under this subsection and applies for a permit
21 and if the person requests, the center office shall monitor the status of the permit
22 application and periodically report the status to the person.

History: 1983 a. 91; 1985 a. 182 s. 57; 1987 a. 186; 1991 a. 39; 1993 a. 102; 1995 a. 27; 1997 a. 27; 2001 a. 16; 2007 a. 125.

1 **(2m)** ADVOCACY. (intro.) The center office shall provide advocacy services
2 before ~~regulatory~~ agencies on behalf of permit applicants. These services shall
3 include all of the following: ✓

History: 1983 a. 91; 1985 a. 182 s. 57; 1987 a. 186; 1991 a. 39; 1993 a. 102; 1995 a. 27; 1997 a. 27; 2001 a. 16; 2007 a. 125.

4 **(2r)** MEDIATION AND DISPUTE RESOLUTION SERVICES. The center office may provide
5 mediation or other dispute resolution services to facilitate the resolution of a dispute
6 between ~~a regulatory~~ an agency and a person applying for a permit. The provision
7 of mediation or other dispute resolution services under this subsection does not affect
8 any right that the person may have to a contested hearing under ch. 227. ✓

History: 1983 a. 91; 1985 a. 182 s. 57; 1987 a. 186; 1991 a. 39; 1993 a. 102; 1995 a. 27; 1997 a. 27; 2001 a. 16; 2007 a. 125.

9 **(3)** ASSISTANCE BY CENTER OFFICE. (a) The center office may charge for services
10 provided under this subchapter. Any amount charged for services may not exceed
11 the actual cost of the service provided, unless a specific charge for the service, or
12 method of calculating the charge, is provided by law. All amounts received under this
13 paragraph shall be deposited in the appropriation account under s. 20.143 (1) (gc). ✓

14 (b) The center office may refer to the appropriate ~~regulatory~~ agency, without
15 giving further assistance, any person seeking information or assistance on a permit
16 under chs. 186, 215, 217, 220 to 224, 440 to 480 and 600 to 646. ✓

17 (c) Advice, assistance, mediation or other dispute resolution services or
18 information rendered by the center office under this subchapter does not relieve any
19 person from the obligation to secure a required permit or satisfy a regulatory
20 requirement. ✓

21 (d) The center office shall not be liable for any consequences resulting from the
22 failure of ~~a regulatory~~ an agency to issue, or the failure of a person to seek, a permit. ✓

History: 1983 a. 91; 1985 a. 182 s. 57; 1987 a. 186; 1991 a. 39; 1993 a. 102; 1995 a. 27; 1997 a. 27; 2001 a. 16; 2007 a. 125.

1 applying for a permit upon request by the person or the center office, and shall
2 comply with the following requirements:✓

3 (a) The ~~regulatory~~ agency shall conduct preapplication meetings in an informal
4 manner.✓

5 (b) In any preapplication meeting, the ~~regulatory~~ agency shall identify all
6 permits required by the ~~regulating~~ agency for a business activity, describe the steps
7 and identify the time period for each step in the permit process and identify potential
8 problems in the process.✓

9 (d) The ~~regulatory~~ agency shall invite participation by center office staff in
10 preapplication meetings when appropriate.✓

11 (e) The ~~regulatory~~ agency shall publicize the availability of preapplication
12 meetings to persons contacting them about permits.✓

History: 1983 a. 91; 1995 a. 27; 1997 a. 27.

13 **SECTION 43v.** 560.44 (1) (intro.) of the statutes is amended to read:

14 560.44 (1) OMBUDSMAN. (intro.) The center office shall act as an ombudsman
15 for brownfields redevelopment projects. As ombudsman, the center office shall do all
16 of the following:✓

History: 1997 a. 27; 2001 a. 16.

17 **SECTION 43x.** 560.44 (2) of the statutes is amended to read:

18 560.44 (2) ADMINISTRATION OF BROWNFIELDS PROGRAMS. The center office shall
19 assist in administering the grant program under s. 560.13 and in administering
20 grants and loans under s. 560.138 that are made for brownfields remediation
21 projects."✓

History: 1997 a. 27; 2001 a. 16.

22

(END)

Insert 6-22 A and 6-22 B

(1) Interagency cooperation. (intro.) Each regulatory agency shall: f

Insert 5-9

1 (4) PROMOTION OF ASSISTANCE. (a) The center office shall maintain and publicize
2 the availability of a toll-free telephone line available to in-state and out-of-state
3 callers to the center office.

4 (b) The center office shall seek to explain, promote and publicize its services to
5 the public and shall provide information on its services for inclusion in any public
6 informational material on permits provided by regulatory agencies.

7 (c) The center office shall, in its efforts under pars. (a) and (b), clearly represent
8 that its services are advisory, informational and facilitative only.

History: 1983 a. 91; 1985 a. 182 s. 57; 1987 a. 186; 1991 a. 19; 1993 a. 102; 1995 a. 27; 1997 a. 27; 2001 a. 16; 2007 a. 125.

9 SECTION 43t. 560.43 (1) (title), (a), (b), (c), (g) and (2) of the statutes are
10 amended to read:

11 560.43 (1) Responsibilities of regulatory agencies. (a) Designate a staff
12 person to coordinate regulatory agency cooperation with center office staff, provide
13 information to center office staff on the permit process and direct center office staff
14 to appropriate staff within the regulatory agency.

History: 1983 a. 91; 1995 a. 27; 1997 a. 27.

15 (b) Cooperate with center office staff and respond promptly to requests for
16 assistance in expediting and requests for information on the permit process under
17 s. 560.42.

History: 1983 a. 91; 1995 a. 27; 1997 a. 27.

18 (c) Include material provided by the center office under s. 560.42 (4) in any
19 public informational material on permits that it provides.

History: 1983 a. 91; 1995 a. 27; 1997 a. 27.

20 (g) Provide to the center office written notification of a change to a permit, along
21 with a copy of the new or revised permit, before the effective date of the change.

History: 1983 a. 91; 1995 a. 27; 1997 a. 27.

22 (2) PREAPPLICATION MEETINGS. Each regulatory agency shall provide an
23 opportunity for a preapplication meeting with its staff to any person interested in



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa1776/1
TKK:nwn:rs

ASSEMBLY AMENDMENT ,
TO 2009 SENATE BILL 409

1 At the locations indicated, amend the bill, as shown by senate substitute
2 amendment 1, as follows:

3 **1.** Page 19, line 3: after that line insert:

4 "SECTION 35g. 560.015 of the statutes is created to read:

5 **560.015 Office of regulatory assistance. (1)** In this section:

6 (a) "Agency" has the meaning given in s. 16.70 (1e).

7 (b) "Authority" has the meaning given in s. 16.70 (2).

8 (c) "Municipality" has the meaning given in s. 16.70 (8).

9 **(2)** The department shall establish and operate an office of regulatory
10 assistance to work with businesses and do all of the following:

11 (a) Provide assistance with obtaining and maintaining licenses, permits, and
12 approvals necessary for a business to operate in this state. The office of regulatory
13 assistance shall do all of the following on behalf of businesses:

Begin
Insert
3-9

1

1. Explain requirements for obtaining licenses and permits from agencies.

2

2. Track the progress of applications for licenses and permits.

3

3. Help businesses comply with laws and rules applicable to businesses,

4

including providing plain-language explanations of laws and rules.

End
Insert
3-9

5

(b) Serve as a liaison between businesses and agencies, authorities,

6

municipalities, and local economic development organizations.

Begin
Insert
5-9

7

Section 43 s. 560.42(5) of the statutes is created to read:

(3) The office of regulatory assistance shall be staffed by at least 2 full-time

8

employees of the department. The office shall annually submit to the chief clerk of

End
Insert
5-9

9

each house of the legislature for distribution to the appropriate standing committees

10

under s. 13.172 (3) a report on the work of the office.

Begin
Insert
1-8

11

SECTION 35 s. 560.03 (9) of the statutes is amended to read:

12

560.03 (9) Establish and operate a small business ombudsman clearinghouse

13

for business and industry to facilitate the flow of information from other state and

14

federal agencies, to assist state agencies in establishing methods to encourage the

15

participation of small businesses in rule making under s. 227.114 (4) and to serve as

16

ombudsman for small business stationary sources, as defined in s. 285.79 (1), in

17

connection with the implementation of the federal clean air act, 42 USC 7401 to

18

7671q. The department shall assign one full-time employee of the small business

19

ombudsman clearinghouse to provide assistance to businesses as specified under s.

End
Insert
1-8

20

560.015." 560.42 (1m)

21

Page 27, line 9: delete "REGULATORY OMBUDSMAN CENTER" and substitute

Begin
Insert
6-22
A

22

"OFFICE OF REGULATORY ASSISTANCE".

23

Page 27, line 13: after "positions" insert "in the department by 1.0 GPR

24

position".

1 ~~4~~ Page 27, line 13: after "for the" insert "purpose of performing the
2 responsibilities assigned to the office of". ✓

3 ~~5~~ Page 27, line 14: delete "ombudsman center by 1.0 GPR position" and
4 substitute "assistance under this act". ✓

End Insert
6-22A

5 **6.** Page 27, line 14: after that line, on page 7, line 7, of the material inserted
6 by senate amendment 1, after "OMBUDSMAN" insert "AND OFFICE OF REGULATORY
7 ASSISTANCE".

8 **7.** Page 27, line 14: after that line, on page 7, line 13, of the material inserted
9 by senate amendment 1, after "year" insert "for the purpose of performing the
10 responsibilities assigned to the office of regulatory assistance under this act".

11 (END)

6

1 whichever is less, from the appropriation under section 20.143 (1) (cp) of the statutes,
2 as created by this act, for any purpose specified under section 20.143 (1) (c) of the
3 statutes, as affected by this act.”.

4 **8.** Page 26, line 18: delete the material beginning with that line and ending
5 with page 27, line 2.

6 **9.** Page 27, line 14: after that line insert:

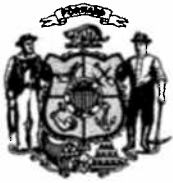
AND OFFICE OF REGULATORY ASSISTANCE (CS)

7 “(6) SMALL BUSINESS OMBUDSMAN FUNDING. In the schedule under section 20.005
8 (3) of the statutes for the appropriation to the department of commerce under section
9 20.143 (1) (a) of the statutes, as affected by the acts of 2009, the dollar amount is
10 increased by \$75,000 for the second fiscal year of the fiscal biennium in which this
11 subsection takes effect to provide supplemental funding so that a
12 previously ~~authorized~~ ^{stat.} authorized 1.0 FTE GPR small business ombudsman position is funded
13 for a full year.” *for the purpose of performing the responsibilities assigned to the office of regulatory assistance under this act ✓*

14 **10.** Page 28, line 2: after that line insert:

15 “(2m) RURAL OUTSOURCING GRANTS. The repeal of section 20.143 (1) (cp) of the
16 statutes takes effect on June 30, 2011.”.

(END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa2046/PT
TKK:nwn:ph

RMNR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT,
TO ASSEMBLY SUBSTITUTE AMENDMENT (LRBs0238/1),
TO 2009 ASSEMBLY BILL 641

4/9/2010

Now (no changes)

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 3, line 20: before that line insert:
- 3 “SECTION 4m. 20.143 (1) (gc) (title) of the statutes is amended to read:
- 4 20.143 (1) (gc) (title) ~~Regulatory ombudsman center~~ Office of regulatory
- 5 assistance.”
- 6 **2.** Page 19, line 4: before that line insert:
- 7 “SECTION 35g. 560.03 (9) of the statutes is amended to read:
- 8 560.03 (9) Establish and operate a small business ombudsman clearinghouse
- 9 for business and industry to facilitate the flow of information from other state and
- 10 federal agencies, to assist state agencies in establishing methods to encourage the
- 11 participation of small businesses in rule making under s. 227.114 (4) and to serve as

1 ombudsman for small business stationary sources, as defined in s. 285.79 (1), in
2 connection with the implementation of the federal clean air act, 42 USC 7401 to
3 7671q. The department shall assign one full-time employee of the small business
4 ombudsman clearinghouse to provide assistance to businesses as specified under s.
5 560.42 (1m).

6 **SECTION 35r.** 560.03 (19) of the statutes, as affected by 2009 Wisconsin Act 28,
7 is amended to read:

8 560.03 (19) Establish ~~a regulatory ombudsman center~~ an office of regulatory
9 assistance in the department to provide services as set forth in subch. III.”

10 **3.** Page 23, line 8: before that line insert:

11 “**SECTION 43b.** Subchapter III (title) of chapter 560 [precedes 560.41] of the
12 statutes, as affected by 2009 Wisconsin Act 28, is amended to read:

13 **CHAPTER 560**

14 **SUBCHAPTER III**

15 **OFFICE OF REGULATORY OMBUDSMAN**

16 **CENTER- ASSISTANCE**

17 **SECTION 43d.** 560.41 (1) of the statutes is renumbered 560.41 (1n).

18 **SECTION 43e.** 560.41 (1c) of the statutes is created to read:

19 560.41 (1c) “Agency” has the meaning given in s. 16.70 (1e).

20 **SECTION 43f.** 560.41 (1g) of the statutes is created to read:

21 560.41 (1g) “Authority” has the meaning given in s. 16.70 (2).

22 **SECTION 43g.** 560.41 (1m) of the statutes, as affected by 2009 Wisconsin Act 28,
23 is renumbered 560.41 (1w) and amended to read:

1 560.41 (1w) “Center Office” means the ~~regulatory ombudsman center office of~~
2 regulatory assistance in the department.

3 **SECTION 43h.** 560.41 (1r) of the statutes is created to read:

4 560.41 (1r) “Municipality” has the meaning given in s. 16.70 (8).

5 **SECTION 43j.** 560.41 (2) of the statutes is amended to read:

6 560.41 (2) “Permit” means any approval of ~~a regulatory~~ an agency required as
7 a condition of operating a business in this state.

8 **SECTION 43L.** 560.41 (3) of the statutes is repealed.

9 **SECTION 43n.** 560.42 (1) of the statutes is repealed.

10 **SECTION 43p.** 560.42 (1m) of the statutes is created to read:

11 560.42 (1m) ASSISTANCE TO BUSINESSES. The office shall do all of the following:

12 (a) Provide assistance with obtaining and maintaining permits and any
13 licenses and approvals necessary for a business to operate in this state. To fulfill the
14 requirements of this paragraph, the office shall do all of the following on behalf of
15 businesses:

16 1. Explain requirements for obtaining permits.

17 2. Track the progress of applications for permits.

18 3. Help businesses comply with laws and rules applicable to businesses,
19 including providing plain-language explanations of laws and rules.

20 (b) Serve as a liaison between businesses and agencies, authorities,
21 municipalities, and local economic development organizations.

22 **SECTION 43r.** 560.42 (2) (a) and (b), (2m) (intro.), (2r), (3) and (4) of the statutes
23 are amended to read:

24 560.42 (2) (a) The ~~center~~ office shall assist any person requesting information
25 on which permits are required for a particular business activity or on the application

1 process, including criteria applied in making a determination on a permit
2 application and the time period within which a determination will be made. This
3 assistance may include any of the following:

4 1. Arranging a meeting between the person and the staff of the appropriate
5 ~~regulatory~~ agency to enable the person to obtain information from the agency.

6 2. Obtaining information and permit applications from the ~~regulatory~~ agency
7 and providing the information and appropriate permit applications to the person.

8 (b) If a person receives assistance under this subsection and applies for a permit
9 and if the person requests, the ~~center~~ office shall monitor the status of the permit
10 application and periodically report the status to the person.

11 **(2m) ADVOCACY.** (intro.) The ~~center~~ office shall provide advocacy services
12 before ~~regulatory~~ agencies on behalf of permit applicants. These services shall
13 include all of the following:

14 **(2r) MEDIATION AND DISPUTE RESOLUTION SERVICES.** The ~~center~~ office may provide
15 mediation or other dispute resolution services to facilitate the resolution of a dispute
16 between ~~a regulatory~~ an agency and a person applying for a permit. The provision
17 of mediation or other dispute resolution services under this subsection does not affect
18 any right that the person may have to a contested hearing under ch. 227.

19 **(3) ASSISTANCE BY ~~CENTER~~ OFFICE.** (a) The ~~center~~ office may charge for services
20 provided under this subchapter. Any amount charged for services may not exceed
21 the actual cost of the service provided, unless a specific charge for the service, or
22 method of calculating the charge, is provided by law. All amounts received under this
23 paragraph shall be deposited in the appropriation account under s. 20.143 (1) (gc).

1 (b) The ~~center~~ office may refer to the appropriate ~~regulatory~~ agency, without
2 giving further assistance, any person seeking information or assistance on a permit
3 under chs. 186, 215, 217, 220 to 224, 440 to 480 and 600 to 646.

4 (c) Advice, assistance, mediation or other dispute resolution services or
5 information rendered by the ~~center~~ office under this subchapter does not relieve any
6 person from the obligation to secure a required permit or satisfy a regulatory
7 requirement.

8 (d) The ~~center~~ office shall not be liable for any consequences resulting from the
9 failure of ~~a regulatory~~ an agency to issue, or the failure of a person to seek, a permit.

10 (4) PROMOTION OF ASSISTANCE. (a) The ~~center~~ office shall maintain and publicize
11 the availability of a toll-free telephone line available to in-state and out-of-state
12 callers to the ~~center~~ office.

13 (b) The ~~center~~ office shall seek to explain, promote and publicize its services to
14 the public and shall provide information on its services for inclusion in any public
15 informational material on permits provided by ~~regulatory~~ agencies.

16 (c) The ~~center~~ office shall, in its efforts under pars. (a) and (b), clearly represent
17 that its services are advisory, informational and facilitative only.

18 **SECTION 43s.** 560.42 (5) of the statutes is created to read:

19 560.42 (5) STAFFING AND REPORT. The office shall be staffed by at least 2
20 full-time employees of the department. The office shall annually submit to the chief
21 clerk of each house of the legislature for distribution to the appropriate standing
22 committees under s. 13.172 (3) a report on the work of the office.

23 **SECTION 43t.** 560.43 (title), (1) (intro.), (a), (b), (c), (g) and (2) of the statutes are
24 amended to read:

1 **560.43** (title) **Responsibilities of regulatory agencies.** (1) INTERAGENCY
2 COOPERATION. (intro.) Each ~~regulatory~~ agency shall:

3 (a) Designate a staff person to coordinate ~~regulatory~~ agency cooperation with
4 ~~center office~~ staff, provide information to ~~center office~~ staff on the permit process and
5 direct ~~center office~~ staff to appropriate staff within the ~~regulatory~~ agency.

6 (b) Cooperate with ~~center office~~ staff and respond promptly to requests for
7 assistance in expediting and requests for information on the permit process under
8 s. 560.42.

9 (c) Include material provided by the ~~center office~~ under s. 560.42 (4) in any
10 public informational material on permits that it provides.

11 (g) Provide to the ~~center office~~ written notification of a change to a permit, along
12 with a copy of the new or revised permit, before the effective date of the change.

13 **(2) PREAPPLICATION MEETINGS.** Each ~~regulatory~~ agency shall provide an
14 opportunity for a preapplication meeting with its staff to any person interested in
15 applying for a permit upon request by the person or the ~~center office~~, and shall
16 comply with the following requirements:

17 (a) The ~~regulatory~~ agency shall conduct preapplication meetings in an informal
18 manner.

19 (b) In any preapplication meeting, the ~~regulatory~~ agency shall identify all
20 permits required by the ~~regulating~~ agency for a business activity, describe the steps
21 and identify the time period for each step in the permit process and identify potential
22 problems in the process.

23 (d) The ~~regulatory~~ agency shall invite participation by ~~center office~~ staff in
24 preapplication meetings when appropriate.

1 (e) The ~~regulatory~~ agency shall publicize the availability of preapplication
2 meetings to persons contacting them about permits.

3 **SECTION 43v.** 560.44 (1) (intro.) of the statutes is amended to read:

4 560.44 (1) OMBUDSMAN. (intro.) The ~~center~~ office shall act as an ombudsman
5 for brownfields redevelopment projects. As ombudsman, the ~~center~~ office shall do all
6 of the following:

7 **SECTION 43x.** 560.44 (2) of the statutes is amended to read:

8 560.44 (2) ADMINISTRATION OF BROWNFIELDS PROGRAMS. The ~~center~~ office shall
9 assist in administering the grant program under s. 560.13 and in administering
10 grants and loans under s. 560.138 that are made for brownfields remediation
11 projects.”.

12 **4.** Page 27, line 9: delete “REGULATORY OMBUDSMAN CENTER” and substitute
13 “OFFICE OF REGULATORY ASSISTANCE”.

14 **5.** Page 27, line 13: after “positions” insert “in the department by 1.0 GPR
15 position”.

16 **6.** Page 27, line 13: after “for the” insert “purpose of performing the
17 responsibilities assigned to the office of”.

18 **7.** Page 27, line 14: delete “ombudsman center by 1.0 GPR position” and
19 substitute “assistance under this act”.

20 **8.** Page 27, line 14: after that line insert:

21 “(6) SMALL BUSINESS OMBUDSMAN AND OFFICE OF REGULATORY ASSISTANCE FUNDING.
22 In the schedule under section 20.005 (3) of the statutes for the appropriation to the
23 department of commerce under section 20.143 (1) (a) of the statutes, as affected by
24 the acts of 2009, the dollar amount is increased by \$75,000 for the second fiscal year

1 of the fiscal biennium in which this subsection takes effect to provide supplemental
2 funding so that a previously-authorized 1.0 FTE GPR small business ombudsman
3 position is funded for a full year for the purpose of performing the responsibilities
4 assigned to the office of regulatory assistance under this act.”

5 (END)