

### Fiscal Estimate - 2017 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> 17-3586/2	<b>Introduction Number</b> AB-0384
<b>Description</b> the expiration of administrative rules	
<b>Fiscal Effect</b>	
<b>State:</b> <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs	
<b>Local:</b> <input type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs      3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs      4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts	
<b>Fund Sources Affected</b> <input checked="" type="checkbox"/> GPR <input checked="" type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input checked="" type="checkbox"/> PRS <input checked="" type="checkbox"/> SEG <input checked="" type="checkbox"/> SEGS	
<b>Affected Ch. 20 Appropriations</b> Any appropriation within chapter 16 from which staff could be assigned to review or re-adopted admin	
<b>Agency/Prepared By</b> DOA/ Kris Frederick (608) 261-2292	<b>Authorized Signature</b> Colleen Holtan (608) 266-1359
<b>Date</b> 2/6/2018	

**Fiscal Estimate Narratives**

**DOA 2/6/2018**

LRB Number	<b>17-3586/2</b>	Introduction Number	<b>AB-0384</b>	Estimate Type	<b>Original</b>
<b>Description</b> the expiration of administrative rules					

**Assumptions Used in Arriving at Fiscal Estimate**

Assembly Bill 384 (AB 384) provides for the expiration of each chapter of the Wisconsin Administrative Code after seven years, unless the chapter is readopted by the agency by sending a re-adoption notice to the Joint Committee for Review of Administrative Rules (JCRAR) and the appropriate standing committees. If no member of JCRAR or the appropriate standing committees objects to re-adoption, the chapter is considered readopted without further action. If any member of JCRAR or the appropriate standing committee objects to re-adoption of the chapter, the chapter expires on its expiration date unless the agency promulgates a rule to readopt the chapter using the standard rule-making process.

AB 384 provides that each chapter of the code expires seven years after a rule that creates, or repeals and recreates, the chapter takes effect or after the chapter is readopted. The bill requires JCRAR to establish a schedule for the expiration of all existing code chapters that are in effect on the effective date of AB 384.

While not promulgating a significant number of new rules, DOA currently has 42 chapters in the administrative code. Under AB 384, each of these chapters would be assigned to an ongoing seven-year schedule for review starting with the seven-year period 01/01/2020 to 01/01/2027, or roughly six reviews/re-adoptions annually.

For purposes of this estimate, it is assumed that DOA will wish to readopt each of its current administrative rules and could accommodate any internal review process within existing resources. However, because the required format for the re-adoption notice and the number of re-adoptions that may be subject to an objection and therefore be subject the standard rule-making process cannot be projected, the costs and potential fiscal impact are indeterminate.

**Long-Range Fiscal Implications**