

Record of Committee Proceedings

Joint Committee for Review of Administrative Rules

Clearinghouse Rule 17-038

Relating to requests for written advice issued on behalf of the Ethics Commission.
Submitted by Ethics Commission

September 12, 2017 Referred to Joint Committee for Review of Administrative Rules

December 12, 2017 **Public Hearing Held**

Present: (10) Senator Nass; Representative Ballweg;
Senators LeMahieu, Stroebel, Larson and
Wirch; Representatives Neylon, Ott, Hebl and
Anderson.

Absent: (0) None.

Excused: (0) None.

Appearances For

- None.

Appearances Against

- None.

Appearances for Information Only

- Brian Bell - Wisconsin Ethics Commission

Registrations For

- None.

Registrations Against

- None.

Registrations for Information Only

- None.

December 12, 2017 **Executive Session Held**

Present: (10) Senator Nass; Representative Ballweg;
Senators LeMahieu, Stroebel, Larson and
Wirch; Representatives Neylon, Ott, Hebl and
Anderson.
Absent: (0) None.
Excused: (0) None.

Moved by Representative Ballweg, seconded by Representative Hebl that the Joint Committee for Review of Administrative Rules, pursuant to s. 227.19 (5) (b) 2., Stats., requests that the Ethics Commission consider modifications to Clearinghouse Rule 17-038; and, if the commission does not provide written acceptance of the request to consider modifications, delivered to the Committee Co-Chairs by noon on December 19, 2017, that, pursuant to s. 227.19 (5) (d), Stats., the Committee objects to Clearinghouse Rule 17-038, on the grounds that the proposed rule is arbitrary and capricious and fails to comply with legislative intent.

Ayes: (10) Senator Nass; Representative Ballweg;
Senators LeMahieu, Stroebel, Larson and
Wirch; Representatives Neylon, Ott, Hebl
and Anderson.

Noes: (0) None.

MOVED, THAT THE JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES, PURSUANT TO S. 227.19 (5) (B) 2., STATS., REQUESTS THAT THE ETHICS COMMISSION CONSIDER MODIFICATIONS TO CLEARINGHOUSE RULE 17-038; AND, IF THE COMMISSION DOES NOT PROVIDE WRITTEN ACCEPTANCE OF THE REQUEST TO CONSIDER MODIFICATIONS, DELIVERED TO THE COMMITTEE CO-CHAIRS BY NOON ON DECEMBER 19, 2017, THAT, PURSUANT TO S. 227.19 (5) (D), STATS., THE COMMITTEE OBJECTS TO CLEARINGHOUSE RULE 17-038, ON THE GROUNDS THAT THE PROPOSED RULE IS ARBITRARY AND CAPRICIOUS AND FAILS TO COMPLY WITH LEGISLATIVE INTENT. PASSED, Ayes 10, Noes 0

December 14, 2017 **Notice received that Ethics Commission agreed to consider modifications.**

January 23, 2018 **Submission of modifications to JCRAR by Ethics Commission.**

February 06, 2018 **no action taken**

Adam Field
Committee Clerk