Report From Agency

RULE REPORT

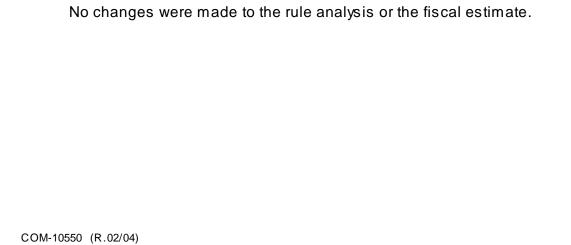
Department of Commerce

Clearinghouse Rule No.:		ıle _	08-031				
Rule I	No.: Chapte	er Com	m 132				
Relati to:	ng Dairy	/Manuf	acturing Facility Inv	estmen	t Credits		
Conta	ct person fo	r subst	antive questions:		Contact person for internal processing:		
Nam e				Nam e	(same)		
Title	Code Deve	elopme	opment Consultant				
Telephone 266-0797 Number		0797	Telephone Number				
1.	Basis and purpose of the proposed rule.						
	As required by section 3578h of 2007 Wisconsin Act 20, these proposed rules would implement a program for certifying applicants as eligible for dairy manufacturing facility investment tax credits, and for allocating those credits to the applicants who become certified.						
2.	How the proposed rule advances relevant statutory goals or purposes. The rules would implement the provisions in 2007 Wisconsin Act 20 that are intende to assist manufacturers of dairy products.						

Changes to the rule analysis or fiscal estimate that was prepared for public hearing.

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3.



FINAL REGULATORY FLEXIBILITY ANALYSIS

Department of Commerce

CL	LEARINGHOUSE RULE NO.: 08-031
RI	JLE NO.: Chapter Comm 132
RE	ELATING TO: Dairy Manufacturing Facility Investment Credits
	Final regulatory flexibility analysis not required. (Statement of determination required.)
1.	Reason for including or failing to include the following methods for reducing impact of the rule on small businesses: Less stringent compliance or reporting requirements; less stringent schedules or deadlines for compliance or reporting requirements; simplification of compliance or reporting requirements; establishment of performance standards to replace design or operational standards; exemption from any or all requirements.
	Less stringent application requirements are not proposed for small-business applicants because uniform application criteria are expected to result in maximizing the fairness and effectiveness of the allocation of the tax credits.
2.	Issues raised by small businesses during hearings, changes in proposed rules as a result of comments by small businesses and reasons for rejecting any alternatives suggested by small businesses.
	No issues were raised.

3.	Nature and estimated cost of preparation of any reports by small businesses.
	The proposed rules are not expected to impose any significant reporting costs on small businesses, because the rules address only submittal of documentation relating to voluntary pursuit of tax credits for investing in dairy manufacturing facilities.
	Applicants for the tax credits would be required to submit an application that includes description of the investment project and description of how the project will promote economic development – along with tax schedule DM from the Department of Revenue, detailing the type and extent of the costs in constructing, improving, or acquiring buildings or facilities, or acquiring equipment, relating to the dairy manufacturing operation.
	The Department has developed an application form and related instructions that further addresses the application process. The cost for assembling and submitting this application is expected to be inconsequential.
4.	Nature and estimated cost of other measures and investments required of small businesses.
	No other measures and investments are newly required by the proposed rules.
5.	Additional cost to agency of administering or enforcing a rule which includes any of the methods in 1. for reducing impact on small businesses.
	None of the methods listed in 1. for reducing small-business impacts are included in the proposed rules.
6.	Impact on public health, safety and welfare caused by including any of the methods in 1. for

None of the methods listed in 1. for reducing small-business impacts are included in the proposed

reducing impact on small businesses.

rules.

RESPONSE TO LEGISLATIVE COUNCIL CLEARINGHOUSE REPORT

Department of Commerce

CLEA	RINGHOUSE RULE NO.: 08-031
RULE	NO.: Chapter Comm 132
RELA	TING TO: Dairy Manufacturing Facility Investment Credits
Agency	y contact person for substantive questions.
١	Name: Sam Rockweiler
٦	Title: _Code Development Consultant
	Telephone 266-0797 No.
Legisla	ative Council report recommendations accepted in whole.
	X Yes No
1.	Review of statutory authority [s. 227.15(2)(a)]
	a. Accepted
	b. Accepted in part
	c. Rejected
	d. X Comments attached
2.	Review of rules for form, style and placement in administrative code [s. 227.15(2)(c)]
	a. Accepted
	b. Accepted in part
	c. Rejected
	d. Comments attached

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3.	Review rules for conflict with or duplication of existing rules [s. 227.15(2)(d)]					
	a. Accepted					
	b. Accepted in part					
	c. Rejected					
	d. Comments attached					
4 .	Review rules for adequate references to related statutes, rules and forms [s. 227.15(2)(e)]					
	a. Accepted					
	b. Accepted in part					
	c. Rejected					
	d. Comments attached					
5.	Review language of rules for clarity, grammar, punctuation and plainness [s. 227.15(2)(f)]					
	a. Accepted					
	b. Accepted in part					
	c. Rejected					
	d. Comments attached					
6 . 227.1	Review rules for potential conflicts with, and comparability to, related federal regulations [s 5(2)(g)]					
	a. Accepted					
	b. Accepted in part					
	c. Rejected					
	d. Comments attached					
7.	Review rules for permit action deadline [s. 227.15(2)(h)]					
	a. Accepted					
	b. Accepted in part					
	c. Rejected					
	d. Comments attached					