

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

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1. Type of Estimate and Analysis

Original    Updated    Corrected

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2. Administrative Rule Chapter, Title and Number

SPS 50, 60-65

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3. Subject

Relating to barbering and schools of barbering, cosmetology, aesthetics, electrology, and manicuring

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4. Fund Sources Affected

GPR    FED    PRO    PRS    SEG    SEG-S

5. Chapter 20, Stats. Appropriations Affected

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6. Fiscal Effect of Implementing the Rule

No Fiscal Effect       Increase Existing Revenues       Increase Costs  
 Indeterminate       Decrease Existing Revenues       Could Absorb Within Agency's Budget  
 Decrease Cost

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7. The Rule Will Impact the Following (Check All That Apply)

State's Economy       Specific Businesses/Sectors  
 Local Government Units       Public Utility Rate Payers  
 Small Businesses (if checked, complete Attachment A)

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8. Would Implementation and Compliance Costs Be Greater Than \$20 million?

Yes       No

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9. Policy Problem Addressed by the Rule

The proposed rule addresses changes prompted by the passage of recent legislation. 2011 Wisconsin Act 190 severed the Barbering and Cosmetology Examining Board and transferred the regulation of the practice of barbering to the Department of Safety and Professional Services. Act 190 added several new definitions to s. 440.60, Stats., which required updating s. SPS 60.02. 2013 Wisconsin Act 205 reduced the number of hours of practical training that an apprentice in barbering must acquire from 3,712 hours to 1,712 hours. This change required amending the syllabus for apprentice training experience set forth in s. 50.310 table. Lastly, 2013 Wisconsin Act 356 created a provision requiring the Department to identify, by rule, the accrediting agencies it approves to accredit barbering schools. The proposed rule also updates the renewal date for barbering and cosmetology schools. The proposed rule additionally repeals s. SPS 61.02 as these provisions no longer accurately reflect the fees for licenses issued to schools and specialty schools. Section 440.62 (2), Stats., allows the Department to determine the licensure fees in accordance with s. 440.03 (9) (a), Stats., which establishes a biennial recalculation of credential fees.

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10. Summary of the businesses, business sectors, associations representing business, local governmental units, and individuals that may be affected by the proposed rule that were contacted for comments.

This proposed rule was posted for a period of 14 days to solicit comments from the public. No businesses, business sectors, associations representing businesses, local governmental units, or individuals contacted the department about the proposed rule during that time period.

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11. Identify the local governmental units that participated in the development of this EIA.

None. This rule does not affect local government units.

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12. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)

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This rule will not have an economic or fiscal impact on specific businesses, business sectors, public utility rate payers, local government units, or the state's economy as a whole.

### 13. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

The proposed rule will bring the administrative rules in line with the statutes that were amended by legislation. The alternative to implementing the proposed rule would be to keep the administrative rules in conflict with statutes.

### 14. Long Range Implications of Implementing the Rule

Implementing the rule will provide for clearer, more consistent regulations for barbers and schools of barbering, cosmetology, aesthetics, electrology, and manicuring.

### 15. Compare With Approaches Being Used by Federal Government

None

### 16. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois: Licenses for barbers, barber teachers, and barber schools expire July 31st of each odd numbered year. Ill. Admin. Code tit. 68 § 1175.225. No apprenticeship requirements or accreditation standards were found.

Iowa: Licensed barbering schools in Iowa must renew on an annual basis. Iowa Code § 158.7 Iowa accepts Barbering schools required course of study consists of 2,100 hours of instruction. Iowa Code § 158.8. Apprenticeship hours earned in other states may be applied towards the required 2,100 hours course of study. 645 Iowa Admin. Code r. 23.15.

Michigan: Licenses for barbers, barber instructors, barbershops, and barber colleges are renewed on a 2-year cycle expiring on September 30th. A barber college's license is automatically revoked if there is a transfer of ownership or change of location. Mich. Comp. Laws § 339.1110. No apprenticeship requirements or accreditation standards were found.

Minnesota: Barbers, barber shops, barber instructors, and barber schools are registered in Minnesota. Minn. Stats. 154.01. Barber schools must renew their registration on an annual basis. Minn. R. 2100.5600. Minnesota registers apprentices; however the statutes and rules were silent as to apprentice training experience requirements.

### 17. Contact Name

Katie Paff

### 18. Contact Phone Number

(608) 261-4472

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**ADMINISTRATIVE RULES**  
**Fiscal Estimate & Economic Impact Analysis**

**ATTACHMENT A**

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1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

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2. Summary of the data sources used to measure the Rule's impact on Small Businesses

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3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
- Less Stringent Schedules or Deadlines for Compliance or Reporting
- Consolidation or Simplification of Reporting Requirements
- Establishment of performance standards in lieu of Design or Operational Standards
- Exemption of Small Businesses from some or all requirements
- Other, describe:

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4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

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5. Describe the Rule's Enforcement Provisions

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6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes     No
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