

EXISTING ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis

- Repeal Modification

2. Administrative Rule Chapter, Title and Number

DWD 75 Appeal Procedures for Persons Applying for or Receiving Vocational Rehabilitation Services

3. Date Rule promulgated and/or revised; Date of most recent Evaluation

DWD 75 was originally promulgated and last updated on January 1, 1997.

4. Plain Language Analysis of the Rule, its Impact on the Policy Problem that Justified its Creation and Changes in Technology, Economic Conditions or Other Factors Since Promulgation that alter the need for or effectiveness of the Rule.

This proposed rule updates definitions and clarifies policies to ensure that the state appeal procedures remain consistent with the requirements of the applicable federal regulations of the U.S. Department of Education, found at 34 CFR Part 361. The specific provisions of the proposed rule are described in detail in the Final Draft.

5. Describe the Rule's Enforcement Provisions and Mechanisms

The provisions of the rule are enforced by the DWD Division of Vocational Rehabilitation and the DOA Division of Hearings and Appeals in the course of handling the individual appeals covered by the rule.

6. Repealing or Modifying the Rule Will Impact the Following
(Check All That Apply)

- | | |
|---|--|
| <input type="checkbox"/> State's Economy | <input type="checkbox"/> Specific Businesses/Sectors |
| <input type="checkbox"/> Local Government Units | <input type="checkbox"/> Public Utility Rate Payers |
| | <input type="checkbox"/> Small Businesses |

7. Summary of the Impacts, including Compliance Costs, identifying any Unnecessary Burdens the Rule places on the ability of Small Business to conduct their Affairs.

The rule has no impact on small business; therefore, it will not result in any compliance costs or create unnecessary burdens.

8. List of Small Businesses, Organizations and Members of the Public that commented on the Rule and its Enforcement and a Summary of their Comments.

No comments were received during the public comment period on the economic impact analysis.

The department held a public hearing on September 2, 2015 to solicit public comments on the rule. Three people attended the hearing to provide oral testimony. A summary of that testimony and DWD's response is attached.

9. Did the Agency consider any of the following Rule Modifications to reduce the Impact of the Rule on Small Businesses in lieu of repeal?

- 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:

10. Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

11. Chapter 20, Stats. Appropriations Affected

No fiscal effect.

12. Fiscal Effect of Repealing or Modifying the Rule

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> No Fiscal Effect | <input type="checkbox"/> Increase Existing Revenues | <input type="checkbox"/> Increase Costs |
| <input type="checkbox"/> Indeterminate | <input type="checkbox"/> Decrease Existing Revenues | <input type="checkbox"/> Could Absorb Within Agency's Budget |

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Decrease Cost

13. Summary of Costs and Benefits of Repealing or Modifying the Rule

There are no costs associated with modifying this rule. This rule will benefit an applicant or eligible individual appealing the determination of ineligibility for services or the decision of the furnishing or denial of services issued by the department's division of vocational rehabilitation by clarifying appeal procedures and conforming to federal law.

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

Yes No

15. Long Range Implications of Repealing or Modifying the Rule

None.

16. Compare With Approaches Being Used by Federal Government

Federal law requires all states to develop and implement procedures to ensure that an applicant or eligible individual who is dissatisfied with any determination that affects the provision of vocational rehabilitation services may request, or, if appropriate, may request through the individuals' representative, a timely review of that determination.

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

All surrounding states are implementing federal requirements and therefore are similar to Wisconsin rules.

18. Contact Name	19. Contact Phone Number
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