

Report From Agency
DEPARTMENT OF REVENUE
CLEARINGHOUSE RULE NUMBER 19-030
SECTION 227.19(2) AND (3), STATS., REPORT

Basis and Purpose of the Proposed Rule

The Wisconsin Department of Revenue (DOR) proposes to adopt revisions that modernize the language and process for assessor certification and training to agree with state law, technology, and other practical considerations. The proposed changes include the following:

1. Remove language requiring "classroom" training to reflect the move to online/electronic training resources
2. Remove language requiring a "notarized" application for temporary assessor certification
3. Reduce the minimum course hours of instruction for an individual continuing education course from 2.5 hours to 30 minutes to reflect the move from classroom to online/electronic instruction
4. Remove requirements to physically mail requests for temporary assessor certification
5. Require DOR to review assessor certification levels and justification every five years as opposed to a decennial (10-year) basis
6. Additional updates to clarify confusing or contradictory language

Public Hearing, Comments, and Department Response

- a. Scope Statement
 - 8/13/18: scope statement published [in register](#) and available [online](#)
 - 8/23/18: JCRAR directive to hold preliminary hearing
 - 9/19/18: scope statement public hearing, no appearances, one comment
 - Wisconsin Manufacturers and Commerce: happy that DOR is taking steps, other comments were out of scope or require statute change
- b. Assessor Committee on Continuing Education
 - 10/18/18: presentation to Committee
 - Supportive of changes, other ideas were out of scope or require statute change
- c. Request to customers for review and comment
 - 11/13/18: [email](#) describing proposal and requesting comments by 12/28/18
 - 12/11/18: reminder [email](#) for comments by 12/28/18, two comments provided
 - Melissa Daron, certified assessor: substance of the rule seems logical
 - Wisconsin Towns Association: no direct comment on the proposed changes, inquiry on future assessor training available on-line
- d. Economic Impact Analysis (EIA)
 - 2/13/19: EIA [notice and request](#) for comments sent to customers
 - 3/1/19: reminder [email](#) to customers for comments on EIA
 - 3/1/19: EIA comment period closed, five comments that did not relate to economic impact of proposed rule
 - Daryl Ohland, Wipfli: require annually training or every other year on ethics
 - James Young, certified assessor: establish experience, class requirements to obtain certification
 - Diana Ellenbecker, City of Green Bay Finance Director: look at educational requirements, no prerequisite experience or education
 - Gene Johnson and Adam Kremer, certified assessors: county assessor system comments (2)
- e. Draft Rule Order Hearing
 - 5/6/19: Rule hearing noticed published in [Register](#), [email](#) to customers

- 5/20/19: Rule hearing held, no appearances, one comment
- John Wright, certified assessor: non-applicable grammatical recommendation

Response to Legislative Council Report

Attached is the Legislative Council report. The following summaries the comments and DOR's action:

2. Form, Style and Placement in Administrative Code
 - (a) Removed references to ss. Tax 12.055 and 12.06 within caption
 - (b) Revised listing of statutory authority within statutory authority section
 - (c) Changed abbreviation from "ss." To "s." within statutory authority section
 - (d) Sections 1 and 2 and Sections 3 to 5 were kept separate and not combined
 - (e) No change necessary, recommendation provided for section 12.05 (3) (a)
 - (f) Changed 12.065 (1)(l) to 12.065 (1) (L)
 - (g) Inserted "intro" within the Section 4 treatment clause
 - (h) Changed the word "thirty" to ".5 hours" within 12.065 (2) (d)
 - (i) Struck the word "deal" and inserted "deals" within 12.065 (5) (b) 1. 4. b.
 - (j) Removed Sections 8 and 9, not needed as standalone section of a rule order
5. Clarity, Grammar, Punctuation and Use of Plain Language
 - (a) See 2.(h) above, changed "thirty" to ".5 hours"
 - (b) No change necessary, kept the word "hours"

Regulatory Flexibility Analysis

The proposed rule order does not affect small businesses.