

CR 93-223

CERTIFICATE

STATE OF WISCONSIN )  
 )  
DEPARTMENT OF VETERANS AFFAIRS )

I, Raymond G. Boland, Secretary of the Department of Veterans Affairs and custodian of the official records of said department do hereby certify that the annexed rules, relating to various benefits available from the Department of Veterans Affairs were duly approved and adopted by the Board of Veterans Affairs of the Department of Veterans Affairs.

I further certify that said copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

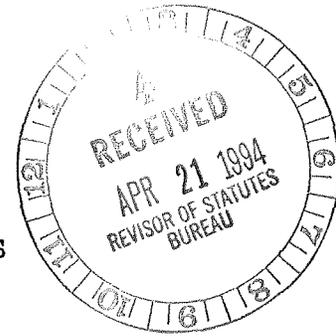
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Veterans Affairs at 30 W. Mifflin Street, in the city of Madison, Wisconsin this 21st day of April, 1994.



BY: Raymond G. Boland  
RAYMOND G. BOLAND, SECRETARY

7-1-94

ORDER OF THE  
DEPARTMENT OF VETERANS AFFAIRS  
AMENDING, REPEALING AND RECREATING AND CREATING RULES



The Wisconsin Department of Veterans Affairs proposes an order to amend VA 4.08(1)(a); to repeal and recreate VA 4.03(9); and to create VA 1.16 of the Wisconsin Administrative Code relating to the administration of the home improvement loan program and the certification of veteran-owned businesses by the Department of Veterans Affairs.

Analysis Prepared by the  
Department of Veterans Affairs

Statutory authority: ss.45.35(3) and 45.73(1), Stats.

Statutes interpreted: ss.16.75(4)(d), 45.76 and 45.79(2)(b), Stats.

The rules relating to the home improvement loan program have been amended to streamline the application process and reduce the costs of applying. A well and septic system report will no longer be required for improvement loans. The requirement will be retained for purchase or construction loans. Inasmuch as improvement loans are provided to individuals occupying the residence, experience has shown that the additional cost and delay of obtaining the reports are unnecessary.

The certification of eligibility process is also being streamlined for improvement loans. Since county veterans' service officers process improvement loans the certification process can be incorporated into the application process. The certificate requirement will be retained for other primary loans because those applications are handled by authorized lenders who do not have the expertise to establish a veteran's eligibility status.

At the request of the department of administration, the department created a rule to establish a simple certification process for veteran-owned businesses. The rule simply requires a written request for certification accompanied by proof of ownership interest and veteran status.

TEXT OF RULES

SECTION 1. VA 4.03(9)(a) is repealed and recreated to read:

VA 4.03(9) WELLS AND SEPTIC SYSTEMS. (a) An application for a purchase or construction loan involving property with a well, with a community water supply that is not municipally operated or with a private septic disposal system shall include one of the following:

1. A well agreement.
2. A safe water report from a laboratory certified by the state of Wisconsin.

3. Percolation tests for construction loans.
4. Other documentation showing an adequate sewage disposal system.

SECTION 2. VA 4.08(1)(a) is amended to read:

VA 4.08 PRIMARY LOAN PROGRAM. (1) CERTIFICATE OF ELIGIBILITY. (a) Application. Except in the cases of applications for loans made for the purposes set forth in s.45.76(1)(c), Stats., An an application for issuance of a certificate of eligibility for a primary-loan shall be submitted to the department through the applicant's county veterans service officer and shall be in the same form as an application for the establishment of eligibility for general benefits from the department but shall contain a specific request for issuance of such certificate. In the case of an application for a loan for the purposes set forth in s.45.76(1)(c), Stats., the department shall not issue a separate certificate of eligibility but shall certify a veteran as eligible prior to approving the application.

SECTION 3. VA 1.16 is created to read:

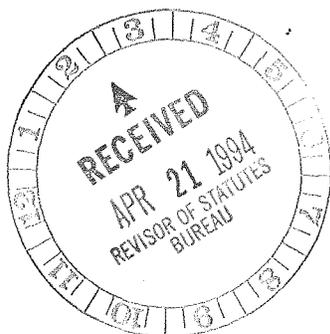
VA 1.16 VETERAN-OWNED BUSINESS. Upon the written request of an owner, the department shall certify as a veteran-owned business a small business, as defined in s.16.75(4)(c), Stats., whenever the business is at least 51% owned by one or more veterans, as defined in s.45.35(5), Stats. An owner shall submit evidence of the ownership interest and veteran status of each owner with the written request for certification.

The amendments and creation of rules contained in this rule shall take effect on the first day of the month following the date of publication in the Wisconsin administrative register as provided in s.227.22(2)(intro.), Stats.

STATE OF WISCONSIN  
DEPARTMENT OF VETERANS AFFAIRS

Dated: February 28, 1994

BY:   
RAYMOND G. BOLAND, SECRETARY





STATE OF WISCONSIN, DEPARTMENT OF VETERANS AFFAIRS

30 West Mifflin Street, P. O. Box 7843, Madison, WI 53707-7843  
Tommy G. Thompson, Governor  
Raymond G. Boland, Secretary

April 21, 1994

Gary L. Poulson, Revisor  
Revisor of Statutes Bureau  
131 W. Wilson Street, Suite 800  
Madison WI 53703

Re: Publication of Clearinghouse Rules 93-223 and 94-9

Dear Mr. Poulson:

I have enclosed for filing both certified and uncertified copies of each rule identified above for publication in the administrative register. There is no urgency regarding the publication of CR 93-223. However, CR 94-9, in which the department creates Chapter VA 13, relates to a permanent rule which replaces an emergency rule which expires on June 5, 1994. I would greatly appreciate publication in end of May 1994 register so that the emergency rule need not be extended. Please advise me if that is not possible.

I have filed a certified copy of each rule with the secretary of state on this date.

Thank you very much for your assistance. If you have any questions you may contact me at 6-7916.

Sincerely,

John Rosinski, Chief Legal Counsel  
Department of Veterans Affairs

Enclosure

