

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

<b>1. Type of Estimate and Analysis</b> <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected	<b>2. Date</b> 010/31/2019
<b>3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable)</b> JUS 11	
<b>4. Subject</b> Awards for Victims of Crime	
<b>5. Fund Sources Affected</b> <input checked="" type="checkbox"/> GPR <input checked="" type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S	<b>6. Chapter 20, Stats. Appropriations Affected</b> 20.455(5)(b), (5)(hh), and (5)(m)
<b>7. Fiscal Effect of Implementing the Rule</b> <input type="checkbox"/> No Fiscal Effect <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Indeterminate <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Could Absorb Within Agency's Budget	
<b>8. The Rule Will Impact the Following (Check All That Apply)</b> <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 <b>(if checked, complete Attachment A)</b>	
<b>9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1).</b> \$0	
<b>10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>11. Policy Problem Addressed by the Rule</b> Implementation of 2015 Wis. Act 350.  2015 Wis. Act 350 made statutory revisions to the Crime Victim Compensation Program, providing for new benefits available for victims, along with new limitations on awards. This proposed rule effectuates the statutory changes enacted in 2015 Wis. Act 350, revises outdated terminology, and eliminates provisions that have become unnecessary.	
<b>12. 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.</b> DOJ posted the statement of scope and proposed rule on its Office of Crime Victim Services webpage and requested comments on the economic impact of the proposed rules. Specifically, DOJ solicited information and advice from individuals, businesses, associations representing businesses, and local government units who may be affected by the proposed rules for use in analyzing and determining the economic impact that the rules would have on businesses, individuals, public utility rate payers, local government units, and the state's economy as a whole. Comments were accepted from April 10, 2019, through April 30, 2019. No comments were received.  DOJ also sent emails to individuals representing the following organizations that included the statement of scope and proposed rule: Wisconsin Victim/Witness Professionals Association; Wisconsin District Attorney's Association; Wisconsin Hospital Association; Wisconsin Funeral Directors Association; Wisconsin Chiefs of Police Association; Wisconsin Coalition Against Sexual Assault; and End Abuse Wisconsin. The email to these organizations solicited information and advice on the economic impact of draft proposed rules. Comments were accepted from April 11, 2019, through April 30, 2019. No comments were received.  DOJ also published a solicitation in the Administrative Register requesting information and advice from businesses, associations representing businesses, local governmental units, and individuals who may be affected by the proposed	

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rules. This public notice was published in Wisconsin Administrative Register No. 760A3. Comments were accepted from April 15, 2019, through April 30, 2019. No comments were received.

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13. Identify the Local Governmental Units that Participated in the Development of this EIA.  
See 12., above.

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14. 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)

There are no implementation or fiscal impacts on specific businesses, business sectors, public utility rate payers, local governmental units, and the state's economy as a whole. There are no implementation or compliance costs expected to be incurred from this rule change because it is bringing the rule up to date with statutory changes.

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

No reasonable alternatives exist to rulemaking. The proposed rules are predicated on legal analysis by DOJ staff of the language and requirements of 2015 Act 350. Based on that analysis, DOJ has determined that the proposed rules are necessary for DOJ to continue to carry out its responsibilities and the legislative directives set forth in 2015 Wis. Act 350.

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16. Long Range Implications of Implementing the Rule

The proposed rules do not impose any financial or compliance burdens that will have a significant effect on small businesses or a significant economic impact.

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17. Compare With Approaches Being Used by Federal Government

The proposed rule is consistent with the federal Victims of Crimes Act, 42 U.S.C. § 10601, et seq., which provides federal funding to qualifying state crime victim compensation programs.

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

Illinois, Iowa, Michigan, and Minnesota all receive funding from the federal Victims of Crime Act, 42 U.S.C. § 10601, et seq. Iowa established the Crime Victim Compensation Program in Iowa Code ch. 915, and it is administered through Iowa Admin. Code r. 61-9.1, et seq. Illinois' Crime Victim Compensation Program is set forth in 740 Ill. Comp. Stat. 45/1, et seq., which outlines the requirements for awards and provisions governing the program. In Michigan, the Crime Victim's Services Commission oversees its crime victim compensation program, which is set forth in Mich. Comp. Laws § 18.351, et seq. Minnesota also has a compensation program for crime victims, which is administered by the Minnesota Crime Victims Reparations Board consistent with Minn. Stat. §§ 611A.51 to 611A.68 and Minn. R. ch. 3050.

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19. Contact Name

Jody J. Schmelzer, Assistant Attorney General

20. Contact Phone Number

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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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