



2011 SENATE BILL 467

February 13, 2012 – Introduced by Senator RISSER, cosponsored by Representatives HEBL, STASKUNAS, BERNARD SCHABER, BERCEAU and POPE-ROBERTS. Referred to Committee on Judiciary, Utilities, Commerce, and Government Operations.

1 **AN ACT** *to amend* 227.135 (2) of the statutes; **relating to:** a deadline for
2 gubernatorial approval of the statement of the scope of a proposed rule.

Analysis by the Legislative Reference Bureau

Under current law, a statement of the scope of a proposed rule (statement of scope) must be approved by the governor before any state employee or official may perform any activity in connection with the drafting of the proposed rule. This bill provides that if the governor does not disapprove a statement of scope within 30 days after the statement of scope is presented to the governor, the statement of scope is considered to be approved by the governor.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 227.135 (2) of the statutes, as affected by 2011 Wisconsin Act 21,
4 is amended to read:

5 227.135 (2) An agency that has prepared a statement of the scope of the
6 proposed rule shall present the statement to the governor and to the individual or
7 body with policy-making powers over the subject matter of the proposed rule for

SENATE BILL 467

1 approval. The agency may not send the statement to the legislative reference bureau
2 for publication under sub. (3) until the statement is approved by the governor issues
3 a written notice of approval of the statement. If the governor does not disapprove the
4 statement within 30 days after the statement is presented to the governor, the
5 statement is considered to be approved by the governor. The individual or body with
6 policy-making powers may not approve the statement until at least 10 days after
7 publication of the statement under sub. (3). No state employee or official may
8 perform any activity in connection with the drafting of a proposed rule except for an
9 activity necessary to prepare the statement of the scope of the proposed rule until the
10 governor and the individual or body with policy-making powers over the subject
11 matter of the proposed rule approves the statement.

SECTION 2. Initial applicability.

12 (1) GUBERNATORIAL APPROVAL OF STATEMENTS OF SCOPE OF PROPOSED RULES. This
13 act first applies to a statement of the scope of a proposed rule that is presented to the
14 governor for approval on the effective date of this subsection.
15

16 (END)