

Notice of Preliminary Hearing on Statement of Scope

The Department of Safety and Professional Services announces that it will hold a public hearing on Statement of Scope 059-023 for SPS 2-3, 6, 30-35, 50-65, 71, 120-128, 130, 141, 160-162, 176-177, 181- 83, 192, 221, 302, 305 and 334 relating to obsolete references and revision of inconsistent provisions. The type of proposed rule is permanent. In accordance with s. 227.136, Stats., the Department of Safety and Professional Services is seeking public comment and feedback on Statement of Scope 059-23, at the time and place shown below.

Hearing Information

Date: January 12, 2024

Time: 10:00 a.m.

Location: The hearing will be held virtually. Information concerning connecting to the hearing by computer or phone will be available at:

<https://dsps.wi.gov/Pages/RulesStatutes/PublicHearingComments.aspx>

Appearances at the Hearing and Submittal of Written Comments

Persons wishing to provide oral or written comments regarding the Statement of Scope for the proposed administrative rule may appear during the hearing.

Written comments may be submitted to Jake Pelegrin, Administrative Rules Coordinator, Department of Safety and Professional Services, Division of Policy Development, P.O. Box 8366, Madison, WI 53708-8366, or by email to DSPSAdminRules@wisconsin.gov.

The Statement of Scope may be reviewed and comments made at:

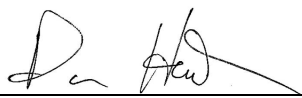
https://docs.legis.wisconsin.gov/code/scope_statements/comment.

Comments must be received at or before the public hearing to be included in the record of rulemaking proceedings.

Agency Contact Person

Jake Pelegrin, DSPSAdminRules@wisconsin.gov

This Notice of Preliminary Hearing on Statement of Scope is approved by:



Secretary

1/2/2024

Date

STATEMENT OF SCOPE

Department of Safety and Professional Services

Rule No.: SPS 2-3, 6, 30-35, 50-65, 71, 120-128, 130, 141, 160 -162, 176 - 177, 181 – 183, 192, 221, 302, 305 and 334

Relating to: Removal of obsolete references and revision of inconsistent provisions

Rule Type: Permanent

1. Finding/nature of emergency:

N/A

2. Detailed description of the objective of the proposed rule:

The objective is to revise various provisions within the Department of Safety and Professional Services administrative rules that contain obsolete references or are inconsistent with state statute or other department rules.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

The department reviewed its rules and determined that there are several provisions within the rules that contain obsolete references or provisions that are inconsistent with state statute or other department rules.

4. Detailed explanation of statutory authority for the rule:

Section 227.11 (2) (a), Stats. states that “[e]ach agency may promulgate rules interpreting the provisions of any statute enforced or administered by the agency, if the agency considers it necessary to effectuate the purpose of the statute...”

Section 227.29, Stats. provides that an agency shall review in each odd numbered year its administrative rules and identify and correct administrative rules that are obsolete or inconsistent with state statute or other administrative rules, among other criteria.

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

Approximately 80 hours.

6. List with description of all entities that may be affected by the proposed rule:

Users of the agency’s administrative rules including members of the public, and individuals who are credentialed or otherwise regulated by the department.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:

None.

8. Anticipated economic impact of implementing the rule:

No impact is anticipated.

Contact Person: Dana Denny, Administrative Rule Coordinator, (608) 287-3748 or DSPSAdminRules@wisconsin.gov.

Approved for Publication:


Secretary

7/3/2023
Date Submitted

Approved for Implementation:

Secretary

Date Submitted