

Senate

Record of Committee Proceedings

Committee on Privacy, Electronic Commerce and Financial Institutions

Clearinghouse Rule 99-146

Relating to the public inspection and copying of records of the office of credit unions.

Submitted by the Department of Financial Institutions.

February 16, 2000 Referred to Committee on Privacy, Electronic Commerce and Financial Institutions.

March 8, 2000 **PUBLIC HEARING HELD**

Present: (4) Senators Erpenbach, Plache, Rude and Fitzgerald.

Absent: (1) Senator Jauch.

Appearances for

- Ginger Larson, Department of Financial Institutions

Appearances against

- None.

Appearances for Information Only

- None.

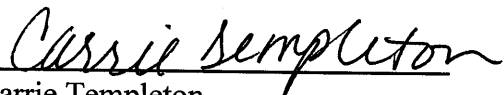
Registrations for

- None.

Registrations against

- None.

March 16, 2000 **NO ACTION TAKEN**


Carrie Templeton
Committee Clerk

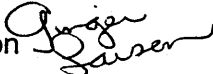
CORRESPONDENCE / MEMORANDUM

STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
Office of Credit Unions

DATE: February 15, 2000

TO: Senator Fred Risser
President
Wisconsin State Senate

Representative Scott Jensen
Speaker
Wisconsin State Assembly

FROM: Ginger Larson 
Director
Office of Credit Unions

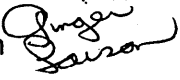
SUBJECT: Notice Regarding CR 99-146

Pursuant to s. 227.19(2), Stats., notice is hereby given that CR 99-146 (proposed rule DFI-CU 64) is hereby submitted to the presiding officer of each house of the legislature that CR 99-146 is in final draft form. Pursuant to s. 227.19(3), Stats., the following documentation accompanies this notice: departmental report, analysis and rule, Legislative Council report and fiscal estimate. If you have any questions regarding this matter of the enclosed, please contact me at 261-9543.

DATE: February 15, 2000

TO: Senator Fred Risser
President
Wisconsin State Senate

Representative Scott Jensen
Speaker
Wisconsin State Assembly

FROM: Ginger Larson 
Director
Office of Credit Unions

SUBJECT: Report on CR 99-146

This report is submitted pursuant to s. 227.19, Stats., regarding CR 99-146 (proposed rule Ch. DFI-CU 64).

1. STATEMENT EXPLAINING THE NEED FOR THE PROPOSED RULE

1995 Wisconsin Act 27 created the Department of Financial Institutions (DFI) on July 1, 1996 and the Office of Credit Unions was attached for administrative efficiency. The General Counsel of the Office of the Secretary serves as the custodian for the public records of the Department of Financial Institutions and the Office of Credit Unions. Chapter 19, Subchapter II Public Records and Property, Stats., outlines procedures and requirements for accessing public records. Ch. DFI-CU 64 outlined the procedures for the public inspection and copying of public records of the Office of Credit Unions and is no longer needed.

2. MODIFICATIONS MADE AS A RESULT OF TESTIMONY RECEIVED AT THE PUBLIC HEARING

No hearing was held pursuant to s. 227.16(2)(e), Stats.

3. PERSONS APPEARING OR REGISTERING FOR OR AGAINST THE PROPOSED RULE AT THE PUBLIC HEARING

No hearing was held pursuant to s. 227.16(2)(e), Stats.

4. RESPONSE TO LEGISLATIVE COUNCIL RECOMMENDATIONS

The recommendation made by the Legislative Council was implemented.

5. FINAL REGULATORY FLEXIBILITY ANALYSIS

Pursuant to s. 227.19(3m), Stats., a final regulatory flexibility analysis is not required.

PROPOSED RULE
STATE OF WISCONSIN
DEPARTMENT OF FINANCIAL INSTITUTIONS
OFFICE OF CREDIT UNIONS

Analysis: To repeal DFI-CU 64. Statutory authority: ss. 186.235(8) and 227.11(2), Stats.

Summary: Ch. DFI-CU 64 outlines procedures for the public inspection and copying of public records of the Office of Credit Unions. 1995 Wisconsin Act 27 created the Department of Financial Institutions (DFI) on July 1, 1996 and the Office of Credit Unions was attached for administrative efficiency. The General Counsel of the Office of the Secretary serves as the custodian for the public records of the Department of Financial Institutions and the Office of Credit Unions. The disclosure of confidential information and records referred to in Ch. DFI-CU 64.02 is addressed in Section 186.235(7), Stats. Chapter 19, Subchapter II Public Records and Property, Stats., outlines procedures and requirements for accessing public records. An Open Records Notice posted in areas accessible by the public provides guidance for accessing the records of the Department of Financial Institutions and the Office of Credit Unions. The repeal of this rule was approved by the Credit Union Review Board pursuant to s. 186.235(8), Stats. Agency person to be contacted for substantive questions and responsible for agency's internal processing: Ginger Larson, Director, Office of Credit Unions, 261-9543.

Section 1. Ch. DFI-CU 64 is repealed.

WISCONSIN LEGISLATIVE COUNCIL STAFF



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CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE 99-146

AN ORDER to repeal chapter DFI-CU 64, relating to the public inspection and copying of records of the office of credit unions.

Submitted by **DEPARTMENT OF FINANCIAL INSTITUTIONS**

10-15-99 RECEIVED BY LEGISLATIVE COUNCIL.

11-02-99 REPORT SENT TO AGENCY.

RNS:DD:jal;rv

WISCONSIN LEGISLATIVE COUNCIL STAFF

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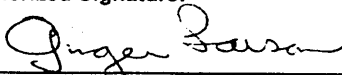
CLEARINGHOUSE RULE 99-146

Comments

[NOTE: All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

2. Form, Style and Placement in Administrative Code

Although not indicated in the analysis, it is assumed that the rule has been approved by the Credit Union Review Board, pursuant to s. 186.235 (8), Stats. The analysis should state this.

1999 Session		LRB Number 99-146
FISCAL ESTIMATE DOA-2048 N(R06/99)	<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> UPDATED <input type="checkbox"/> CORRECTED <input type="checkbox"/> SUPPLEMENTAL	Bill Number
Subject Repeal of Chapter DFI-CU 64, Wisconsin Administrative Code		Amendment No. if Applicable
		Administrative Rule Number
Fiscal Effect		
State: <input checked="" type="checkbox"/> No State Fiscal Effect		
Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.		
<input type="checkbox"/> Increase Existing Appropriation	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to Absorb Within Agency's Budget <input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/> Decrease Existing Appropriation	<input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Create New Appropriation		
Local: <input checked="" type="checkbox"/> No local government costs		
1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Governmental Units Affected: <input type="checkbox"/> Towns <input type="checkbox"/> Villages <input type="checkbox"/> Cities
2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	4. <input type="checkbox"/> Decrease Revenues <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Counties <input type="checkbox"/> Others _____ <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S		Affected Chapter 20 Appropriations
Assumptions Used in Arriving at Fiscal Estimate		
<p>The proposed repeal of DFI-CU 64 is the result of the creation of the Department of Financial Institutions and the attachment of the Office of Credit Unions for administrative efficiency. The DFI Office of the Secretary serves as the custodian for the public records of the Office of Credit Unions. The repeal of DFI-CU 64 has no effect on government expenditures at any level.</p>		
Long-Range Fiscal Implications None		
Prepared by: Ginger Larson	Telephone No. 266-8893	Agency DFI-OCU
Authorized Signature: 	Telephone No. 266-8893	Date 11-15-99

FISCAL ESTIMATE WORKSHEET

1999 Session

Detailed Estimate of Annual Fiscal Effect
DOA-2047 (R06/99)

LRB Number 99-146	Amendment No. if Applicable
Bill Number	Administrative Rule Number

- ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

Subject

Repeal of Chapter DFI-CU 64, Wisconsin Administrative Code

I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):

0

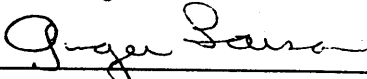
II. Annualized Costs:		Annualized Fiscal impact on State funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes		\$ 0	\$ -0
(FTE Position Changes)		(0 FTE)	(-0 FTE)
State Operations - Other Costs		0	-0
Local Assistance		0	-0
Aids to Individuals or Organizations		0	-0
TOTAL State Costs by Category		\$ 0	\$ -0
B. State Costs by Source of Funds			
GPR		\$ 0	\$ -0
FED		0	-0
PRO/PRS		0	-0
SEG/SEG-S		0	-0
State Revenues	Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)	Increased Rev.	Decreased Rev.
GPR Taxes		\$ -	\$ -
GPR Earned		-	-
FED		-	-
PRO/PRS		-	-
SEG/SEG-S		-	-
TOTAL State Revenues		\$ -	\$ -

NET ANNUALIZED FISCAL IMPACT

STATE

LOCAL

NET CHANGE IN COSTS	\$ 0	\$ 0
NET CHANGE IN REVENUES	\$ 0	\$ 0

Prepared by: Ginger Larson	Telephone No. 266-8893	Agency DFI-OCU
Authorized Signature: 	Telephone No. 266-8898	Date 11-15-99