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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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**Ronald Sklansky**  
*Clearinghouse Director*

**Terry C. Anderson**  
*Legislative Council Director*

**Richard Sweet**  
*Clearinghouse Assistant Director*

**Laura D. Rose**  
*Legislative Council Deputy Director*

### 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 **02-100**

AN ORDER to repeal chapters Adm 25 and 41, relating to grants for information technology development projects and for energy development and demonstration projects.

Submitted by **DEPARTMENT OF ADMINISTRATION**

07-09-2002 RECEIVED BY LEGISLATIVE COUNCIL.

07-26-2002 REPORT SENT TO AGENCY.

RNS:MO

**LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT**

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached

YES

NO

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached

YES

NO

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached

YES

NO

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS [s. 227.15 (2) (e)]

Comment Attached

YES

NO

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached

YES

NO

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL REGULATIONS [s. 227.15 (2) (g)]

Comment Attached

YES

NO

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

Comment Attached

YES

NO

**PROPOSED ORDER**  
**DEPARTMENT OF ADMINISTRATION**

The Department of Administration proposes an order to repeal Chapters Adm 25 and Adm 41 of the Wisconsin Administrative Code.

**Analysis prepared by the Department of Administration:**

**Statutory Authority:** ss. 16.004(1) and 227.11, Stats.

**Statutes Interpreted:** ss. 16.956 and 16.971, Stats.

Chapter Adm 25 established the criteria used by the Department to award grants to agencies for information technology development projects pursuant to s. 16.971(5)(a), Stats. The statutory authority for this rule was eliminated in 1999 Wisconsin Act 9 (sections 114p and 643m).

Chapter Adm 41 established the criteria used by the Department to determine eligibility of grants for energy development and demonstration projects under s. 19.956 and 20.505(1)(d), Stats. The statutory authority for this rule was eliminated in 1999 Wisconsin Act 9 (sections 109 and 510).

**Initial Regulatory Flexibility Analysis:**

There will be no significant impact on small businesses.

**Fiscal Estimate:**

The repeal of the obsolete rules will have no fiscal effect.

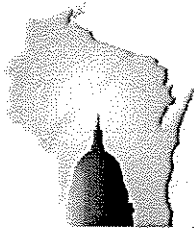
**TEXT OF RULE:**

**SECTION 1:** Chapters Adm 25 and Adm 41 are repealed.

The rule shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro), Stats.

2-5-02  
Date

George Lightbourn  
George Lightbourn, Secretary  
Department of Administration



WISCONSIN DEPARTMENT OF  
ADMINISTRATION

SCOTT McCALLUM  
GOVERNOR  
GEORGE LIGHTBOURN  
SECRETARY

Office of the Secretary  
Post Office Box 7864  
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July 3, 2002

Ronald Sklansky, Director  
Administrative Rules Clearinghouse  
Wisconsin Legislative Council  
One East Main Street, Suite 401  
Madison, WI 53702

Dear Mr. Sklansky:

Please find enclosed, a proposed order to repeal Chapters Adm 25 and 41 of the Wisconsin Administrative Code, for your review, analysis and recommendations. Also enclosed are fiscal estimates for the proposed rules.

Elimination of these Chapters is recommended because the statutory authorities for the rules have been repealed. Sections 16.971(5) and 20.870, Stats., relating to the Information Technology Investment Fund, were repealed in 1999 Wisconsin Act 9 (sections 114p and 643m). Sections 16.956 and 20.505(1)(d), Stats., relating to the Energy Development and Demonstration Grant Program were also repealed in 1999 Wisconsin Act 9 (sections 109 and 510).

The Department of Administration authority to repeal these rules is found in ss. 16.004(1) and 227.11, Stats.

If you have any questions regarding this matter, please contact Donna Sorenson at 266-2887.

Sincerely,

  
George Lightbourn  
Secretary

**Fiscal Estimate — 2001 Session**

Original       Updated  
 Corrected       Supplemental

LRB Number	Amendment Number if Applicable
Bill Number	Administrative Rule Number Adm 25

Subject  
 Information Technology Investment Fund

**Fiscal Effect**

State:  No State Fiscal Effect

Check columns below only if bill makes a direct appropriation  
 or affects a sum sufficient appropriation.

Increase Existing Appropriation       Increase Existing Revenues  
 Decrease Existing Appropriation       Decrease Existing Revenues  
 Create New Appropriation

Increase Costs — May be possible to absorb  
 within agency's budget.  
 Yes       No

Decrease Costs

Local:  No Local Government Costs

1.  Increase Costs  
 Permissive       Mandatory  
 2.  Decrease Costs  
 Permissive       Mandatory

3.  Increase Revenues  
 Permissive       Mandatory  
 4.  Decrease Revenues  
 Permissive       Mandatory

5. Types of Local Governmental Units Affected:  
 Towns       Villages       Cities  
 Counties       Others  
 School Districts       WTCS Districts

Fund Sources Affected  
 GPR       FED       PRO       PRS       SEG       SEG-S

Affected Chapter 20 Appropriations  
 20.870

**Assumptions Used in Arriving at Fiscal Estimate**

Sections 16.971(5) and 20.870, Stats., relating to Information Technology Investment Fund were repealed in 1999 Wisconsin Act 9 (sections 114p and 643m). There is no longer any statutory authority for this rule, therefore, the Department is repealing this administrative rule.

**Long-Range Fiscal Implications**

None

Prepared By: <i>Donna Sorenson</i>	Telephone No. 266-2887	Agency Dept. of Administration
Authorized Signature <i>Sam M. Mah</i>	Telephone No. 266-1359	Date (mm/dd/ccyy) 6-6-02

**Fiscal Estimate — 2001 Session**

- Original       Updated  
 Corrected       Supplemental

LRB Number	Amendment Number if Applicable
Bill Number	Administrative Rule Number Adm 41

Subject  
 Energy Development and Demonstration Fund

**Fiscal Effect**

State:  No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- Increase Existing Appropriation       Increase Existing Revenues  
 Decrease Existing Appropriation       Decrease Existing Revenues  
 Create New Appropriation

Increase Costs — May be possible to absorb within agency's budget.

- Yes       No

Decrease Costs

Local:  No Local Government Costs

- |  |   |
|--|---|
| 1. <input type="checkbox"/> Increase Costs<br><input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 3. <input type="checkbox"/> Increase Revenues<br><input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory |
| 2. <input type="checkbox"/> Decrease Costs<br><input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 4. <input type="checkbox"/> Decrease Revenues<br><input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory |

5. Types of Local Governmental Units Affected:

- Towns     Villages     Cities  
 Counties     Others  
 School Districts     WTCS Districts

Fund Sources Affected  
 GPR     FED     PRO     PRS     SEG     SEG-S

Affected Chapter 20 Appropriations  
 20.505(1)(d)

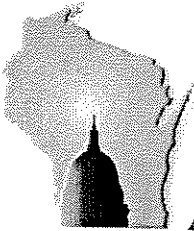
**Assumptions Used in Arriving at Fiscal Estimate**

Sections 16.956 and 20.505(1)(d), Stats., relating to the Energy Development and Demonstration Grant Program were repealed in 1999 Wisconsin Act 9 (sections 109 and 510). There is no longer any statutory authority for the rule, therefore, the Department is repealing this administrative rule.

**Long-Range Fiscal Implications**

None.

Prepared By: <i>DONNA SORENSON</i>	Telephone No. <i>266-2887</i>	Agency <i>Dept. of Administration</i>
Authorized Signature <i>[Signature]</i>	Telephone No. <i>266-1357</i>	Date (mm/dd/ccyy) <i>6-6-02</i>



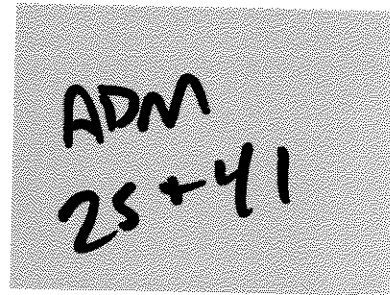
WISCONSIN DEPARTMENT OF  
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August 28, 2002

Honorable Fred Risser, President  
Wisconsin State Senate  
220 South, State Capitol  
Madison, WI 53702

Honorable Scott Jensen, Speaker  
Wisconsin State Assembly  
211 West, State Capitol  
Madison, WI 53702



RE: Rules Clearinghouse No. 02-100

Dear Senator Risser and Representative Jensen:


Enclosed, please find a proposed order, in final draft form according to the procedure set forth in s. 227.19, Stats., repealing Chapters Adm 25 and Adm 41 of the Wisconsin Administrative Code. The fiscal estimates are also attached.

A copy of the Legislative Council Rules Clearinghouse Report is also enclosed. No comments were reported by the Clearinghouse.

The elimination of these chapters is technical because the program statutes no longer exist for the rules to interpret or implement. Therefore, pursuant to s. 227.16(2)(b), Stats., the department did not hold public hearings regarding these rules.

We respectfully request submittal of the rules to the appropriate standing committees for review.

Sincerely,

  
George Lightbourn  
Secretary

cc: Revisor of Statutes  
Joint Committee on Review of Administrative Rules. *Senator Judith Robson*

**DEPARTMENT OF ADMINISTRATION  
NOTICE OF RULES IN FINAL DRAFT FORM**

NOTICE IS HEREBY GIVEN to the Presiding Officers of each house of the Legislature that the proposed rules are in final draft form according to the procedure set forth in s. 227.19, Stats.

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**PROPOSED ORDER OF THE  
DEPARTMENT OF ADMINISTRATION  
REPEALING RULES**

**Analysis Prepared by the Department of Administration:**

Statutory Authority: s. 16.004(1) and 227.11, Stats.

Statute Interpreted: ss. 16.956 and 16.971, Stats.

The Department proposes to repeal the following rule chapters because of the elimination of the program statutes relating to these chapters:

Chapter Adm 25, relating to Information Technology Investment Fund. This chapter is being repealed because the program under s. 16.971(5)(a), Stats., was eliminated in 1999 Wisconsin Act 9, sections 114p and 643m.

Chapter Adm 41, relating to Grants for the Energy Development and Demonstration Fund. This chapter is being repealed because the program under s. 19.956, Stats., was eliminated in 1999 Wisconsin Act 9, sections 109 and 510.

The elimination of these chapters is technical because the statutes no longer exist for the rules to interpret or implement. Therefore, pursuant to s. 227.16(2)(b), Stats., the Department did not hold public hearings on these rules.

**Initial Regulatory Flexibility Analysis:**

The repeal of these rules will not have any effect on small businesses.

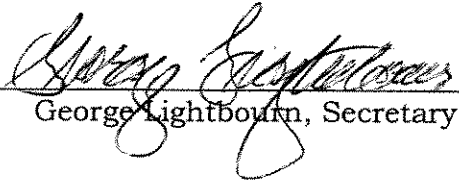
**TEXT OF RULE:**

**SECTION 1:** Chapter Adm 25 is repealed.

**SECTION 2:** Chapter Adm 41 is repealed.

The proposed rules contained in this Order shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro.), Stats.

Dated this 3rd day of August, 2002.

  
George Lightbourn, Secretary