RULE REPORT

Department of Commerce

Clearinghouse Rule No.:		use Rule	11-010			
Rule No.:	Chapter Com		nm 138			
Relating to:		Woody Biomass Harvesting and Processing Credit				
Contact person for substantive questions:					Contact person for internal processing:	
Nam e	Sar	Sam Rockweiler		Nam e	(same)	
Title _	Cod	Code Development Consultant		Title		
Telephone 266-0797 Number			0797	Teleph Numbe		

1. Basis and purpose of the proposed rule.

These rules would establish a process for certifying applicants and allocating to them tax credits for purchasing equipment that is utilized primarily to harvest or process woody biomass for use as a fuel or as a component of fuel.

2. How the proposed rule advances relevant statutory goals or purposes.

These rules are required by section 560.209 (4) of the Statutes, as created by 2009 Wisconsin Act 269.

3. Changes to the rule analysis or fiscal estimate that was prepared for public hearing.

No substantive changes were made to the rule analysis or fiscal estimate.

COM-10550 (R.02/04)

FINAL REGULATORY FLEXIBILITY ANALYSIS

Department of Commerce

CLEARINGHOUSE RULE NO .: 11-010

RULE NO.: Chapter Comm 138

RELATING TO: Woody Biomass Harvesting and Processing Credit

Final regulatory flexibility analysis not required. (Statement of determination required.)

 Reason for including or failing to include the following methods for reducing impact of the rule on small businesses: Less stringent compliance or reporting requirements; less stringent schedules or deadlines for compliance or reporting requirements; simplification of compliance or reporting requirements; establishment of performance standards to replace design or operational standards; exemption from any or all requirements.

Less stringent application requirements are not proposed for small-business applicants because uniform application criteria are expected to result in maximizing the fairness and effectiveness of the allocation of the tax credits.

 Issues raised by small businesses during hearings, changes in proposed rules as a result of comments by small businesses and reasons for rejecting any alternatives suggested by small businesses.

No such issues were raised, and no such changes were made.

3. Nature and estimated cost of preparation of any reports by small businesses.

No substantive reporting would be imposed on small businesses.

4. Nature and estimated cost of other measures and investments required of small businesses.

The rules are not expected to impose significant costs on small businesses for other measures because the rules address submittal of documentation, and other activities, only by applicants that choose to pursue tax credits for purchasing equipment that is utilized primarily to harvest or process woody biomass for use as a fuel or as a component of fuel

5. Additional cost to agency of administering or enforcing a rule which includes any of the methods in 1. for reducing impact on small businesses.

None of the methods listed in 1. for reducing small-business impacts are included in the proposed rules.

6. Impact on public health, safety and welfare caused by including any of the methods in 1. for reducing impact on small businesses.

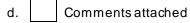
None of the methods listed in 1. for reducing small-business impacts are included in the proposed rules.

COM-10538 (N.03/97)

RESPONSE TO LEGISLATIVE COUNCIL CLEARINGHOUSE REPORT

Department of Commerce

CLEARING	HOUSE RULE NO.: 11-010				
RULE NO.:	Chapter Comm 138				
RELATING	TO: Woody Biomass Harvesting and Processing Credit				
Agency cont	act person for substantive questions.				
Name :	me Sam Rockweiler				
Title:	Code Development Consultant				
Telepl No.	none 266-0797				
Legislative C	Council report recommendations accepted in whole.				
	X Yes No				
1. Revi	ew of statutory authority [s. 227.15(2)(a)]				
a. [Accepted				
b.	Accepted in part				
с.	Rejected				
d. [Comments attached				
2. Revi	ew of rules for form, style and placement in administrative code [s. 227.15(2)(c)]				
а. [Accepted				
b. [Accepted in part				
с.	Rejected				

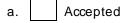


COM-10539 (N.03/97)

(Continued on reverse side)

3.	Review rules for conflict with or duplication of existing rules [s. 227.15(2)(d)]				
	a. Accepted				
	b. Accepted in part				
	c. Rejected				
	d. Comments attached				
4.	Review rules for adequate references to related statutes, rules and forms [s. 227.15(2)(e)]				
	a. Accepted				
	b. Accepted in part				
	c. Rejected				
	d. Comments attached				
5.	Review language of rules for clarity, grammar, punctuation and plainness [s. 227.15(2)(f)]				
	a. Accepted				
	b. Accepted in part				
	c. Rejected				
	d. Comments attached				
6 . 227.15	Review rules for potential conflicts with, and comparability to, related federal regulations [s. $5(2)(g)$]				
	a. Accepted				
	b. Accepted in part				
	c. Rejected				

- d. Comments attached
- 7. Review rules for permit action deadline [s. 227.15(2)(h)]



- b. Accepted in part
- c. Rejected

d. Comments attached