

Report From Agency

WISCONSIN DEPARTMENT OF CORRECTIONS REPORT FROM AGENCY

CR 23-029 RULEMAKING REPORT TO LEGISLATURE

BASIS AND PURPOSE OF PROPOSED RULE

The Wisconsin Department of Corrections proposes an order to amend DOC 309.20(5), relating to inmate personal property.

SUMMARY OF PUBLIC COMMENTS AND AGENCY RESPONSE

Public Comment or Testimony	Department Response
Comment in support of permanently adopting CR 23-029. Recognized the importance of increasing the personal property limit for people who are incarcerated, citing the positive impact on persons who are incarcerated, their families, the community and public safety.	Agree. The Department is committed to adopting CR 23-029 permanently.
Comment not in support of an increase in personal property limit values without a corresponding increase in the rates that inmates pay for various judgments and/or support orders.	Items are under consideration as part of the budget process for this biennium that would increase the contributions to surcharges, judgments, etc. Personal property purchases are optional purchases for inmates who have the ability to make such purchases or have family/loved ones who are willing to do so.

MODIFICATIONS MADE TO THE PROPOSED RULE AS A RESULT OF PUBLIC COMMENT OR TESTIMONY RECEIVED

None.

PERSONS APPEARING OR REGISTERING AT PUBLIC HEARINGS

A public hearing was held on August 3rd, 2023 from 1:00 pm – 2:00 pm via Zoom and teleconference. No persons appeared or registered at this public hearing.

CHANGES TO RULE ANALYSIS AND FISCAL ESTIMATE

No changes were made to the rule analysis or the fiscal estimate and economic impact analysis.

RESPONSE TO LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

There were no comments from the Legislative Council Rules Clearinghouse report.

FINAL REGULATORY FLEXIBILITY ANALYSIS

The Department of Correction has determined that the rule will not have a significant economic impact on a substantial number of small business since the rule does not regulate small businesses as that term is defined in s. 227.114, Stats.