



**DATE:** August 21, 2018

**TO:** Members, Joint Committee for Review of Administrative Rules  
  
The Honorable Steve Nass, Co-Chair  
The Honorable Joan Ballweg, Co-Chair

**FROM:** Nate Yahn, Legislative Advisor  
Wisconsin Department of Safety and Professional Services

**SUBJECT:** Clearinghouse Rule 18-057 (grants for construction career academies)

Co-Chairs Nass and Ballweg and Committee Members:

Thank you for the opportunity to testify in support of Clearinghouse Rule (CR) 18-057, the Wisconsin Department of Safety and Professional Services' (DPS) proposed final draft permanent rule under ch. SPS 304. This proposed rule repeals ch. SPS 304 that established procedures for the submission and approval of grants for construction career academies. The authority to promulgate this rule, however, was eliminated by the repeal of s. 101.31, Stats., under 2015 Wisconsin Act 55.

CR 18-057 utilizes the new expedited process established under s. 227.26 (4), Stats., for repealing of unauthorized rules. Created by 2017 Wisconsin Act 108, this new process will allow for a more streamlined and efficient process to review and clean up obsolete rules existing in the Wisconsin Administrative Code.

With the repeal of s. 101.31, Stats., in 2015 Wisconsin Act 55, the rule provisions now contained in ch. SPS 304 are no longer authorized. As a result, on July 18, 2018, the Department submitted a petition to the Joint Committee for Review of Administrative Rules (JCRAR) for repeal of this unauthorized rule, which will bring DPS' administrative code into compliance with existing state statute.

If you have any questions, please contact me at (608) 267-9794.