

**COMMENTS ON LEGISLATIVE COUNCIL
CLEARINGHOUSE REPORT**

Clearinghouse Rule No. 08-110
Rule No.: Chapter Comm 5
Relating to: Building Contractor Registration

1. Statutory Authority

The department considers the failure of the two bills to only represent the failure of specific legislative direction and mandates to the department. As cited in the Rule Analysis, the department has broad statutory authority under chapters 101, 145 and 560, Stats., to regulate the building trades.

2. Form, Style and Placement in Administrative Code

a. The “qualifications for registration” follows the format and the wording for other business type credentials under the scope of chapter Comm 5 which have served the department well with those regulated by the code.

b. The placement of the definitions follows that in other sections of chapter Comm 5 and has served the department well with those regulated by the code.

f. Section Comm 5.62 (7) (b) 1. has been included in the rule draft.

h. The provisions of s. Comm 61.295 are not new, but they reflect the statutory direction of s. 101.02 (13) (b), Stats., as referenced in the rule. These provisions had been incorporated in previous editions of the Wisconsin Commercial Building Code, but had been inadvertently omitted recently.