

## Notice of Hearing

The Department of Natural Resources announces that it will hold a public hearing on a permanent rule to revise ch. NR 149, relating to the WDNR accreditation of laboratories that submit data to the Department under covered programs, at the time and place shown below.

### Hearing Information

Date: July 10, 2017

Time: 11:00 a.m. until noon

Location: DNR – 101 S. Webster, St, Room 708, Madison, WI

DNR – 2984 Shawano Avenue, Room 113 (Whitetail), Green Bay, WI

DNR – 1300 W Clairemont, Paddlefish Room, Eau Claire, WI 54701

### Accessibility

1. Hearing impaired persons may request an interpreter for this hearing. Please make reservations for a hearing interpreter at least 10 days before the date of the scheduled hearing, by writing to e-mail [DNRAAdministrativeRulesComments@wisconsin.gov](mailto:DNRAAdministrativeRulesComments@wisconsin.gov)
2. Alternatively, you may contact the Department of Natural Resources TDD at (608) 267-6897. The hearing facility is accessible to disabled users.
3. Pursuant to the Americans with Disabilities Act, reasonable accommodations, including the provision of information material in an alternative format, will be provided for qualified individuals with disabilities upon request. Please call with specific information on your request at least 10 days before the date of the scheduled hearing.
4. Handicap access is available at the hearing location.

### Appearances at the Hearing and Submittal of Written Comments

Comments on the proposed rule must be received on or before July 12, 2017. Written comments may be submitted by U.S. mail, fax, E-mail, or through the internet and will have the same weight and effect as oral statements presented at the public hearing. Written comments and any questions on the proposed rules should be submitted to:

Department of Natural Resources

Attn: [Tom Trainor]

2984 Shawano Avenue

Green Bay, WI 54313

Email comments may be made at: [DNRAAdministrativeRulesComments@wisconsin.gov](mailto:DNRAAdministrativeRulesComments@wisconsin.gov)

**Initial Regulatory Flexibility Analysis:** This rule will result in a minor impact on small businesses based on our proposal to remove the cap on fees. The current fee structure includes a cap on fees for those laboratories that perform a large number of analytical methods. This structure does not account for the relative workload required to audit laboratories that perform a large number of analytical methods. As a

result, this proposal removes the cap so that the inspection fees are more proportional to the actual work effort.

Currently 351 laboratories are accredited by this program. Of those 351 laboratories, 25 laboratories (7%) are small businesses that will see a fee increase if the cap is removed. The average fee increase for the 25 laboratories that will be affected by removing the cap is \$875 per laboratory. The other 326 laboratories in the program will see a decrease in fees; the average fee reduction will be \$81 per laboratory.

**Agency Small Business Regulatory Coordinator:**

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