

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

<p>1. Type of Estimate and Analysis</p> <p><input checked="" type="checkbox"/>Original   <input type="checkbox"/>Updated   <input type="checkbox"/>Corrected</p>	<p>2. Date</p> <p>08/22/2023</p>
<p>3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable)</p> <p>FH-09-22 (E) – Chapter NR 26 “Fish Refuges”</p>	
<p>4. Subject</p> <p>Fish Refuge Establishment</p>	
<p>5. Fund Sources Affected</p> <p><input type="checkbox"/>GPR   <input type="checkbox"/>FED   <input type="checkbox"/>PRO   <input type="checkbox"/>PRS   <input type="checkbox"/>SEG   <input type="checkbox"/>SEG-S</p>	<p>6. Chapter 20, Stats. Appropriations Affected</p>
<p>7. Fiscal Effect of Implementing the Rule</p> <p><input checked="" type="checkbox"/>No Fiscal Effect   <input type="checkbox"/>Increase Existing Revenues   <input type="checkbox"/>Increase Costs   <input type="checkbox"/>Decrease Costs <input type="checkbox"/>Indeterminate   <input type="checkbox"/>Decrease Existing Revenues   <input type="checkbox"/>Could Absorb Within Agency’s Budget</p>	
<p>8. The Rule Will Impact the Following (Check All That Apply)</p> <p><input type="checkbox"/>State’s Economy   <input type="checkbox"/>Specific Businesses/Sectors <input type="checkbox"/>Local Government Units   <input type="checkbox"/>Public Utility Rate Payers <input type="checkbox"/>Small Businesses <b>(if checked, complete Attachment A)</b></p>	
<p>9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1).</p> <p>\$0</p>	
<p>10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)?</p> <p><input type="checkbox"/>Yes   <input checked="" type="checkbox"/>No</p>	
<p>11. Policy Problem Addressed by the Rule</p> <p>This rule establishes a fish refuge encompassing a new fish passage. Fish refuges protect fish in areas where they congregate and are more vulnerable to angler fishing pressure, such as the fish passage around the Kletzsch Park Dam on the Milwaukee River, and this fish refuge will protect fish as they migrate to their spawning habitat upstream of the dam.</p>	
<p>12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments.</p> <p>Businesses and local governmental units are not expected to be impacted economically by this rule. Individual anglers will also not be economically impacted by this rule, but may need to adjust the area where they fish to avoid the fish refuge. The public will have an opportunity to comment on potential economic impacts of the proposed rule during the solicitation of comments.</p>	
<p>13. Identify the Local Governmental Units that Participated in the Development of this EIA.</p> <p>None will be directly impacted by the rule, but will have an opportunity to comment during the solicitation of comments as part of the related permanent rule process.</p>	
<p>14. Summary of Rule’s Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State’s Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)</p> <p>This rule is not expected to have any economic or fiscal effects on businesses, rate payers, local governmental units, or the state’s economy.</p>	
<p>15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule</p> <p>This rule will implement a fish refuge to help protect fish in the waters surrounding and within a newly constructed fish passage around the Kletzsch Park Dam on the Milwaukee River. The fish passage and accompanying fish refuge will protect fish as they migrate upstream to their spawning habitats to be able to replenish fish populations for the benefit of the fishery in the short-term and long-term. If this rule is not implemented, fish will be vulnerable to fishing in and around the new fish passage and may not reach their spawning habitats at all.</p>	
<p>16. Long Range Implications of Implementing the Rule</p> <p>The long-range implications will stem from the related permanent rule, but are expected to be similar to the short-range implications in that the fish refuge will protect fish as they navigate the fish passage around the dam to reach their spawning waters. The ability of fish to move upriver to spawn will help sustain the fishery into the future.</p>	

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17. Compare With Approaches Being Used by Federal Government

No federal regulations apply. States possess inherent authority to manage the fishery and wildlife resources within their boundaries, except insofar as preempted by federal treaties and laws, including regulations established in the Federal Register.

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18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Fisheries management rules are generally similar in the states surrounding Wisconsin. Specific regulations may differ for species among the surrounding states, but the general principles are similar. Michigan and Minnesota also utilize fish refuges or fish sanctuaries to protect fish in sensitive areas.

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19. Contact Name  
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20. Contact Phone Number  
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