

**Wisconsin Department of Natural Resources
Natural Resources Board Agenda Item**

SUBJECT: DNR Retrospective Review of Rules Impacting Small Business

FOR: December 2012 Board meeting

TO BE PRESENTED BY: Al Shea, Office of Business Support & Sustainability Director

SUMMARY:

In April 2012, the Department launched a retrospective review of rules impacting small business. This review is prompted by Governor Walker's "Executive Order #61 Relating to Job Creation and Small Business Expansion", issued on February 22, 2012.

The purpose of the review is to recommend rule changes that will lessen the burden on Wisconsin small business without creating a negative impact on public health or the environment.

The Phase 1 report recommending repeal or modification of 13 rules was presented to the Natural Resources Board on June 27, 2012, and to the Small Business Regulatory Review Board on August 8, 2012.



The Department recently completed the second and final phase of this review. As detailed in the Phase 2 report to the Small Business Regulatory Review Board, the Department recommends repealing or revising several rules. This report will be presented at the December 2012 Natural Resources Board Meeting. Implementation of these recommendations may occur through the ordinary rule making process as established in ch. 227, Wis. Stats., or through action by the state legislature.

An initial opportunity for public input on this project was provided via web survey from April through May 2012. Input received was considered during the development of recommendations, and responses to the comments are included in an appendix to the Phase 2 report. In November/December 2012, the draft Phase 2 report was made available for public review and comment.

RECOMMENDATION: Information Only

LIST OF ATTACHED MATERIALS (check all that are applicable):

- Background memo
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Approved by	Signature	Date
Al Shea, Office of Business Support & Sustainability, Bureau Director		11/12/12
Not Applicable, Administrator		
Cathy Stepp, Secretary		11/13/12

DATE: December 2012

TO: Natural Resources Board

FROM: Al Shea, Office of Business Support & Sustainability Director

SUBJECT: DNR Retrospective Review of Rules Impacting Small Business
Phase 2 Report to the Small Business Regulatory Review Board

At the December 2012 Board meeting we will present the Phase 2 report of recommendations from our retrospective review of rules impacting small business. This is the second and final report to the Small Business Regulatory Review Board, compiled in response to Governor Walker's Executive Order #61.

The Phase 1 report recommending repeal or modification of 13 rules was presented to the Natural Resources Board on June 27, 2012, and to the Small Business Regulatory Review Board on August 8, 2012.

With this Phase 2 report the Department recommends repealing or modifying several rules. Implementation of these recommendations may occur through the ordinary rule making process as established in ch. 227, Wis. Stats., or through action by the state legislature.

These recommendations were developed based on thorough review of all 3700+ pages of administrative code implemented by the Department. An initial opportunity for public input on this project was provided via web survey from April through May 2012. Input received was considered during the development of recommendations, and responses to the comments are included in an appendix to the report. In November/December 2012, the draft Phase 2 report was made available for public review and comment. The Department's responses to comments on the draft Phase 2 report are documented in a memo to the project file.