STATEMENT OF SCOPE
Department of Workforce Development

Rule No: Chapters DWD 100 through 150

Relating to: Non-Substantive or Minor Technical Changes to Various DWD Rule Chapters

Rule Type: Permanent

Finding/nature of emergency

Not applicable.

Detailed description of the objective of the proposed rule.

The objective of the proposed rule is to make minor and technical changes to existing DWD rules, delete obsolete language and make other non-substantive changes in chs. DWD 100 to 150 relating to Wisconsin's unemployment insurance (UI) program. The proposed rule will align administrative rules with current state statutes to provide a clearer regulatory landscape for Wisconsin employers and unemployment insurance claimants.

Description of existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives.

The proposed rule will make technical changes (non-substantive or minor changes) to a number of administrative code chapters administered by DWD in chs. DWD 100 to 150 relating to Wisconsin's UI program and will not contain any significant changes in policy. The proposed rule will:

- Make non-substantive organizational and drafting changes.
- Update the rule regarding submission of reports from employers to the department to reflect current statute and practice.
- Repeal the requirement that employers notify the department as to whether the employer provides health insurance for employees under ch. DWD 111.
- Update hearing procedures under ch. DWD 140 to include webcast and videoconference hearings.
- Allow the appellant or respondent to appear within 10 minutes of the scheduled start time for an appeal tribunal hearing. Currently, the appeal tribunal waits 15 minutes for appellants and 5 minutes for respondents.
- Correct typographical errors.
- Correct erroneous and obsolete language, terminology, citations and cross-references.
- Make other minor changes to current rules to incorporate new statutory language.

The policy alternative is to do nothing. If the department does not promulgate the proposed rule, existing rules in chapters DWD 100 to 150 will not conform to state statute requirements and will contain outdated language and references.

Detailed explanation of statutory authority for the rule, including the statutory citation and language.

Section 108.14 (2), Wis. Stats.

"The department may adopt and enforce all rules which it finds necessary or suitable to carry out this chapter."

Estimate of amount of time that state employees will spend developing the rule and other resources necessary to develop the rule.

The estimated time is 160 hours.

List with description of all entities that may be affected by the proposed rule.

The proposed rule may affect employers that are subject to Wisconsin's UI program and individuals that file or collect UI benefits.

Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule.

Under 20 CFR 601.5, federal law requires that state laws conform to and comply with federal requirements.

Anticipated economic impact of implementing the rule (note if the rule is likely to have an economic impact on small businesses).

The proposed rule is technical in nature and is not expected to have any economic effect.

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Approval of the agency head or authorized individual:

Karl Dahlen, Chief Legal Counsel

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Date Submitted