STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
DOA-2050 (C04/2012)

DIVISION OF EXECUTIVE BUDGET AND FINANCE
101 EAST WILSON STREET, 10TH FLOOR
P.O. BOX 7864
MADISON, WI 53707-7864
FAX: (608) 267-0372

EXISTING ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis
☐ Repeal ☒ Modification

2. Administrative Rule Chapter, Title and Number
DWD 75 Appeal Procedures for Persons Applying for or Receiving Vocational Rehabilitation Services

3. Date Rule promulgated and/or revised; Date of most recent Evaluation
DWD 75 was originally promulgated and last updated on January 1, 1997.

4. Plain Language Analysis of the Rule, its Impact on the Policy Problem that Justified its Creation and Changes in Technology, Economic Conditions or Other Factors Since Promulgation that alter the need for or effectiveness of the Rule.
This proposed rule updates definitions and clarifies policies to ensure that the state appeal procedures remain consistent with the requirements of the applicable federal regulations of the U.S. Department of Education, found at 34 CFR Part 361. The specific provisions of the proposed rule are described in detail in the Final Draft.

5. Describe the Rule's Enforcement Provisions and Mechanisms
The provisions of the rule are enforced by the DWD Division of Vocational Rehabilitation and the DOA Division of Hearings and Appeals in the course of handling the individual appeals covered by the rule.

6. Repealing or Modifying the Rule Will Impact the Following (Check All That Apply)
☐ State's Economy
☐ Local Government Units
☐ Specific Businesses/Sectors
☐ Public Utility Rate Payers
☐ Small Businesses

7. Summary of the Impacts, including Compliance Costs, identifying any Unnecessary Burdens the Rule places on the ability of Small Business to conduct their Affairs.
The rule has no impact on small business; therefore, it will not result in any compliance costs or create unnecessary burdens.

8. List of Small Businesses, Organizations and Members of the Public that commented on the Rule and its Enforcement and a Summary of their Comments.
No comments were received during the public comment period on the economic impact analysis.

The department held a public hearing on September 2, 2015 to solicit public comments on the rule. Three people attended the hearing to provide oral testimony. A summary of that testimony and DWD's response is attached.

9. Did the Agency consider any of the following Rule Modifications to reduce the Impact of the Rule on Small Businesses in lieu of repeal?
☐ Less Stringent Compliance or Reporting Requirements
☐ Less Stringent Schedules or Deadlines for Compliance or Reporting
☐ Consolidation or Simplification of Reporting Requirements
☐ Establishment of performance standards in lieu of Design or Operational Standards
☐ Exemption of Small Businesses from some or all requirements
☐ Other, describe:

10. Fund Sources Affected
☐ GPR ☐ FED ☐ PRO ☐ PRS ☐ SEG ☐ SEG-S

11. Chapter 20, Stats. Appropriations Affected
No fiscal effect.

12. Fiscal Effect of Repealing or Modifying the Rule
☒ No Fiscal Effect ☐ Increase Existing Revenues ☐ Increase Costs
☐ Indeterminate ☐ Decrease Existing Revenues ☐ Could Absorb Within Agency's Budget

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☐ Decrease Cost

13. Summary of Costs and Benefits of Repealing or Modifying the Rule

There are no costs associated with modifying this rule. This rule will benefit an applicant or eligible individual appealing the determination of ineligibility for services or the decision of the furnishing or denial of services issued by the department's division of vocational rehabilitation by clarifying appeal procedures and conforming to federal law.

14. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

☐ Yes ☒ No

15. Long Range Implications of Repealing or Modifying the Rule

None.

16. Compare With Approaches Being Used by Federal Government

Federal law requires all states to develop and implement procedures to ensure that an applicant or eligible individual who is dissatisfied with any determination that affects the provision of vocational rehabilitation services may request, or, if appropriate, may request through the individuals' representative, a timely review of that determination.

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

All surrounding states are implementing federal requirements and therefore are similar to Wisconsin rules.

18. Contact Name	19. Contact Phone Number
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This document can be made available in alternate formats to individuals with disabilities upon request.