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*Governor's Small Business Regulatory Review Board*

March 19, 2008

The Honorable Robert Jauch  
JCRAR Senate Co-Chair  
Room 118 South, State Capitol  
Madison, WI 53707

The Honorable Daniel LeMahieu  
JCRAR Assembly Co-Chair  
Room 17 North, State Capitol  
Madison, WI 53707

Re: DHFS – 83, Community-Based Residential Facilities (CBRF's)  
CR07-095

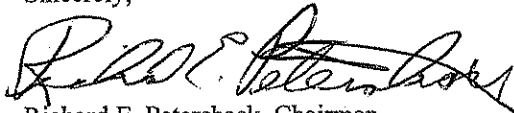
Dear Senator Jauch and Representative LeMahieu:

Wisconsin 2004 Act 145 created the Small Business Regulatory Review Board (SBRRB) to serve as a voice for small businesses as defined in Wis. Stats. 227.114(1). The SBRRB's statutory authority for review of new rules is contained in Wis. Stats. 227.14(2g) and contained in 227.24(3m) for emergency rules.

The DHFS – 83, Community-based residential facilities rule, was submitted to the Board in accordance with the statute because the department had determined that the rule would have a significant economic impact on a substantial number of small businesses. On January 8, 2008, the SBRRB heard testimony from representatives of the CBRF industry and the Department of Health and Family Services (DHFS). In exercising their statutory authority contained in 227.14(2), the SBRRB submitted a comment letter to the DHFS requesting additional analysis regarding the economic impact on small business.

Attached for your review and consideration is a copy of the SBRRB's January 22, 2008 rule comment letter to the DHFS, the February 22, 2008 response received from DHFS, and the March 12, 2008 SBRRB acknowledgement of the DHFS response. As Chairman of the SBRRB, I appreciate the legislative standing committee's review of the enclosed material in their consideration of the impact of the rule on small business.

Sincerely,



Richard E. Petershack, Chairman  
Governor's Small Business Regulatory Review Board

Enclosures

Cc: Ron Sklansky, Joint Legislative Council  
Rea Holmes, DHFS Executive Assistant  
Otis Wood, Administrator, Division of Quality Assurance  
Kevin Coughlin, Assisted Living Bureau Director  
Patricia Benesch, Rules Coordinator, Assisted Living Bureau  
Rosie Greer, DHFS Small Business Regulatory Review Coordinator