

# SUMMARY OF FINAL REGULATORY FLEXIBILITY ANALYSIS

## Department of Commerce

CLEARINGHOUSE RULE NO.: 08-039

RULE NO.: Chapters Comm 2 and 5

RELATING TO: Program Revenue Fees

### Final Regulatory Flexibility Analysis Summary

The Division of Safety and Buildings within the Department of Commerce is responsible for administering and enforcing safety and health rules relating to the construction and inspection of dwellings, public buildings and places of employment. In the administration and enforcement of those rules, the Department provides numerous services such as plan examination, inspection and certification. The Department, by rule promulgated under chapter 227 of the Wisconsin Statutes, is required to fix and collect fees which should, as closely as possible, equal the cost of providing those services.

The rules contain fee increases for the following program areas: amusement rides and ski tows; boilers, gas systems and mechanical refrigeration; commercial buildings; elevators and lifting devices; plumbing systems plan review; public swimming, water attractions and associated slides; private onsite wastewater treatment system plan and product review; soil erosion/stormwater management; 1&2 family dwellings and manufactured homes/housing; rental weatherization, and licenses certifications and registrations.

The changes are necessary in order to bring revenues more in line with the costs of providing the services in each program area. The fee increases proposed would result in an overall increase in revenue of 17% and provide sufficient revenue for a 4 year period.

The Department believes that the proposed rules would have a minimal direct impact on small business in light of the following:

In most cases, the annual fees associated with building equipment that require businesses to obtain permits to operate or registrations are not proposed to be increased. The majority of the fee increases relate to division services, such as plan review and inspection, which most businesses would utilize on an infrequent basis. These types of fees would not be significant to the overall operation of the business in comparison to overall expenses.

### Summary of Comments of Legislative Standing Committees

Assembly Committee Jobs and the Economy

Senate Committee Commerce, Utilities and Rail

No comments received.

#### Summary of Comments:

The committees requested a joint meeting with the department. As a result of that meeting, department submitted a germane modification that reduced the proposed increase for the fees associated with the public swimming pool program.