

Department of Agriculture, Trade and Consumer Protection

Ch. ATCP 134 – Residential Rental Practices; Final Rule

(Clearinghouse Rule #14-038)

The Department of Agriculture, Trade and Consumer Protection (DATCP) hereby submits the following rule for publication:

CLEARINGHOUSE RULE #:	14-038
SUBJECT:	Residential Rental Practices
ADM. CODE REFERENCE:	ATCP 134
DATCP DOCKET #:	14-R-2

We are enclosing a copy of the final rule, as adopted by DATCP. We are also providing the following information for publication with the rule, as required by s. 227.114(6), Stats.

Business Impact Analysis (Summary)

This proposed rule makes a number of minor modifications to the existing rule. However, these modifications simply align the rule with policy changes dictated by the legislature in 2011 Act 143 and 2013 Act 76. Therefore, any economic or fiscal impact would have been caused by that legislation, not this proposed rule.

Landlords and Tenants

Generally, relationships between landlords and tenants are governed by Chapter 704, Stats. and the existing ATCP 134, Adm. Rule. The legislature recently made a number of changes to Chapter 704, Stats., some of

which relate to subjects that are currently in Chapter ATCP 134, Adm. Code. This rule modifies the existing rule to ensure that there is no confusion between the rule and the recently revised statute.

Comments from Legislative Committees (Summary)

On January 15, 2015, DATCP transmitted the above rule for legislative committee review. The rule was assigned to the Assembly Committee on Consumer Protection and the Senate Committee on Insurance, Housing and Trade. Neither committee took action. The Assembly and the Senate referred the rule to the Joint Committee for Review of Administrative Rules (JCRAR) on March 25, 2015. JCRAR requested a 30 day extension to review the rule, which expired May 25, 2015.