

SUBJECT: Administrative Orders and Contested Cases; Final Rule (Clearinghouse Rule #16-013)

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

CLEARINGHOUSE RULE #: 16-013

SUBJECT: Administrative Orders and Contested Cases

ADM. CODE REFERENCE: ATCP 1

DATCP DOCKET #: 15-R-11

We are enclosing a copy of the final rule, as adopted by the Department. 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 rule change will have no effect on small business. To the extent that the rule allows the Secretary to fully exercise his or her appellate jurisdiction, this will have a positive impact in the Secretary being able to review special orders in light of harmonizing, within the law, a final decision in a case involving a small business with broader public policies on issues involving small businesses.

Comments from Legislative Committees (Summary)

The legislature received the rule for legislative review from the Department on April 1, 2016. The rule was assigned to the Assembly Committee on Agriculture and the Senate Committee on Agriculture, Small Business and Tourism. Neither committee took action. The Senate referred the rule to the Joint Committee for Review of Administrative Rules (“JCRAR”) on May 31, 2016, and the Assembly referred it to JCRAR on May 19, 2016. JCRAR also took no action on the rule.

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