

# WISCONSIN LEGISLATIVE COUNCIL STAFF

## RULES CLEARINGHOUSE

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## CLEARINGHOUSE RULE 95-178

### Comments

**[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]**

#### 2. Form, Style and Placement in Administrative Code

a. In the introductory clause to the rule, the recitation of the sections treated are not in their proper order and should be redrafted. [See s. 1.02 (1), Manual.]

b. In the body of the rule, each SECTION, e.g., SECTION 1, SECTION 2, etc., should appear in solid capital letters and the treatment clause of each SECTION should be redrafted to reflect the proper drafting style and format for rules. [See s. 1.04 (1) and (2), Manual.] For example, the treatment clause to SECTION 1 should state: “SECTION 1. PC 1.01 is amended to read:”.

c. In s. PC 6.02 (1) (a) to (c), if titles are utilized for paragraphs, they should be utilized consistently. [See s. 1.05 (1), Manual.]

d. In the second sentence of s. PC 6.02 (2), “shall” should replace “must.” [See s. 1.01 (2), Manual.] In the third sentence, “subsection” should replace “paragraph.”

e. In s. PC 6.04 (3), “ss.” should replace “s.”

f. In s. PC 6.05, sub. (1) should be drafted as separate from s. PC 6.05 (intro.). Also, s. PC 6.05 (intro.) should end with a colon.

In sub. (2), pars. (a) to (c) should be designated by enclosed parentheses and each should be drafted as separate indented paragraphs. Each paragraph should end with a period. Similar changes should also be made in sub. (1).

**4. Adequacy of References to Related Statutes, Rules and Forms**

a. In the analysis of the rule, a more specific reference to s. 230.44 (4) (bm), Stats., should be made. In addition, the commission could cite the express rule-making authority granted by s. 230.45 (1) (i), Stats.

b. In s. PC 6.03 (1), “s. PC 6.02 (2)” should replace “sub. 6.02 (2).”