

# WISCONSIN LEGISLATIVE COUNCIL STAFF

## RULES CLEARINGHOUSE

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## CLEARINGHOUSE RULE 95-208

### 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.]**

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

The “Statutory Authority” section of the “Transmittal to Legislative Council Rules Clearinghouse” should refer to ss. 46.27 (2) (h) 2. and 46.277 (5r), Stats., as created by 1995 Wisconsin Act 27, rather than ss. 46.27 (3) (f) and 46.277 (3) (c), Stats., as created by 1995 Wisconsin Act 27. The references in the transmittal letter should be the same as those in the analysis to the rule.

#### 5. Clarity, Grammar, Punctuation and Use of Plain Language

a. Section HSS 73.03 (8m) defines the term “initially applies for services” as a “person who applies for the first time...” It seems incongruous to have the definition of a verb be a noun, that is, a person, rather than the action taken by that person. It may be preferable to delete the phrase “a person who” in s. HSS 73.03 (8m).

b. Section HSS 73.10 (3) (b) refers to a preference by the “applicant for services” after options have been discussed with “that person.” Similar references to the “applicant for services” and “that person” are in s. HSS 73.10 (3) (c). Section HSS 73.10 (3) (d) refers to the “applicant for services” and “that individual.” It may eliminate confusion if the references to “that person” and “that individual” were changed to “the applicant.”

c. Section HSS 73.10 (3) (c) refers to the “requested living arrangement,” and s. HSS 73.10 (3) (d) (intro.) refers to the “requested CBRF.” Both would be clearer if they referred to the “CBRF requested by the applicant.”