

# WISCONSIN LEGISLATIVE COUNCIL STAFF

## ***RULES CLEARINGHOUSE***

**Ronald Sklansky**  
Director  
(608) 266-1946

**Richard Sweet**  
Assistant Director  
(608) 266-2982



**David J. Stute, Director**  
Legislative Council Staff  
(608) 266-1304

One E. Main St., Ste. 401  
P.O. Box 2536  
Madison, WI 53701-2536  
FAX: (608) 266-3830

## **CLEARINGHOUSE RULE 97-061**

### **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. It is not clear that substitution of “authorized by” for “specified in” is an improvement when the statute being referenced provides a specific fee. By statute, payment of these fees is required. Note, also, that s. DI 4.01 (1) continues to refer to a fee “required under” the applicable statute.

b. Section DI 4.01 (2) should be redrafted so that, after the appropriate strike-throughs and underscores, the reference to fees reads as follows: “. . . payment of the renewal fee specified in s. 440.08 (2) (a) 27m. and payment of the late renewal fee specified in s. 440.08 (3) (a).”

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

a. The reference to s. 440.05 (6), Stats., in s. DI 2.05 appears to be incorrect. The correct reference appears to be s. 440.05 (2), Stats.

b. The statutory reference in s. DI 3.01 (1) should be more specific. The comment also applies to the reference to s. 440.08 in s. DI 4.01 (1).

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

In s. DI 2.04 (1) (intro.), “fees” should be in the singular.