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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 00-155

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 September 1998.]

2. Form, Style and Placement in Administrative Code

- a. Since the rule does not amend s. PSC 163.04 (2) (b) 1. to 9., the preferred drafting style is to have SECTION 1 amend s. PSC 163.04 (2) (b) (intro.) and a new SECTION create the note following s. PSC 160.04 (2) (b).
- b. The notation “PSC 163.04 (2)” should precede the text of the amendment to s. PSC 163.04 (2) (b) and the text of the creation of s. PSC 163.04 (2) (br).
- c. The subdivisions in s. PSC 160.04 (2) (br) should be written as “1.” and “2.” rather than “(1)” and “(2).”
- d. Section PSC 160.04 (2) (br) 1. a. and b. and 2. a. should end with a period rather than a semicolon. [See s. 10.03 (intro.), Manual.]
- e. In s. PSC 163.04 (2) (br), the phrase “effective date of this rule” should be replaced by the phrase “effective date of this paragraph.”
- f. The rule-making order should contain an effective date clause. [See s. 1.02 (4), Manual.]

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

a. In the analysis accompanying the rule, one of the statutes cited as authority for the rule is s. 196.196 (1) (c), Stats. Since the relevant rule-making is authorized in subd. 1. of par. (c), this reference should be to s. 196.196 (1) (c) 1., Stats. The statute was amended by 1999 Wisconsin Act 85.

b. The reference in s. PSC 163.04 (2) (b) (intro.) to s. 196.196 (1) (c), Stats., should be to s. 196.196 (1) (c) 1., Stats.