



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 01-157

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.]

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

a. In s. Comm 122.03 (2), the intended meaning of the phrase “or for similar reasons” is not clear.

b. The phrase “a level of dental services” in s. Comm 122.035 (2) (a) to (c) is not clear. For example, how does the phrase differ from “dental services”? See also s. Comm 128.025.

c. Is the term “unduplicated” as used in ss. Comm 122.035 (2) and 128.025 commonly understood so that no definition or description is necessary?

d. Under s. Comm 122.07 (2) and (3), the term “unserved months” is used, but not defined. A definition or description would help to clarify the intended scope of the term. For example, how will “partial” months be calculated; how will months be treated if no money has been paid?

e. Section Comm 128.025, as drafted, appears to pose some problems. For example, how will a dental hygienist control whether the employing dentist actually fulfills the dental service requirements? It appears that if a hygienist begins employment with a dentist who intends, but is not able to meet the numerical standards, the hygienist may be required to pay back a loan due to the dentist’s decisions. The agency should review this aspect of the rule.

f. The agency may wish to include an initial applicability section in the rule to provide a clear indication of which loans will be affected by the rule.