



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 02-131

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 2002.]

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

The analysis states in part that the rule defines the term “name” as found in motor vehicle statutes as “meaning the ‘full name’ as defined in driver license statutes.” Similarly, s. Trans 102.02 (6r) is created to read: “‘Name’ as used in ss. 341.08 (2) (a) and (am) and 342.06 (1) (a), Stats., has the same meaning as ‘full name’ given in s. 343.14 (2) (a), Stats.” The difficulty with this phrasing is that s. 343.14 (2) (a), Stats., does not define the term “full name.” The statute only provides that an application for an operator’s license shall include the full name of the applicant. The following example is a method by which the terms may be more clearly defined:

Trans 102.02 (6r) “Name” as used in ss. 341.08 (2) (a) and (am) and 342.06 (1) (a), Stats., or “full name” as used in s. 343.14 (2) (a), Stats., means any of the following:

- (a) In the case of an individual, the entire first and last name and middle initial, if any.
- (b) In the case of any entity other than an individual, the entire name of the entity.

The department also should consider whether s. 343.17 (3) (a), Stats., should be cited. Finally, if the rule text is changed, the language in the analysis should be modified accordingly.