



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 07-025

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 January 2005.]

2. Form, Style and Placement in Administrative Code

a. In the rule preface, the department is required by s. 227.14 (2) (a) 4., Stats., to compare the proposed rule specifically with similar rules in Illinois, Iowa, Michigan, and Minnesota.

b. The rule preface does not refer to two of the items contained in s. 1.02 (2) (a), Manual. These items should be included and, if they are not applicable to the particular rule, the rule preface can so state.

c. In SECTION 20 of the proposed rule, “through” should be replaced by “to.”

d. In SECTION 22, the entire number [0.01] should be stricken, and the correct number [0.010] should be shown with an underscore.

e. Page numbers should be included in the rule.

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

a. In the plain language analysis, the phrase “serve fewer than ten thousand (10,000) people” and “systems with populations of 10,000 or less” are not consistent.

b. In the third paragraph of the plain language analysis, the notation “ch.” should be inserted before the notation “NR 809.”

c. In the sixth paragraph of the plain language analysis, the word “updating” in item 6. is unnecessary and should be deleted.

d. In the first paragraph of the comparison to other states, the word “me” should be replaced by the word “meet.”

e. In the title to the rule preface section following the comparison to other states, the word “affect” should be replaced by the word “effect.”

f. In the rule preface section discussing small business effects, a comma should be inserted after the word “Wisconsin.”

g. In s. NR 809.725 (1) Table B, the word “and” should be inserted before the number “550.1” in the first footnote. Also, in footnote 6., who will approve other methods?

h. The language of existing s. NR 809.90 (4) (b) could be improved significantly by redrafting it in the active voice, so that it is clear which entity is required to provide the certification and which certification the public water system owner or operator must provide to the department.