



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 10-004

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated September 2008.]

2. Form, Style and Placement in Administrative Code

a. In s. ETF 10.01 (2), pars. (a) (intro.) and (b) (intro.) should end with “any of the following:”. All of the subdivisions should end with periods.

b. In SECTION 2, line 39, the definition of “child” should precede the definition of “current basic pay rate.” It should be numbered sub. (1L) and should be in SECTION 1 of the rule. Subsequent SECTIONS should be renumbered accordingly.

c. SECTION 5 should read as follows:

ETF 10.70 (1) ~~“Individual personal information” within the meaning of s. 40.07, Stats., is~~ means all information in any individual record of the department, including ~~but not limited to~~ the date of birth, earnings, contributions, interest credits, beneficiary designations, creditable service, marital or domestic partnership status, address, and social security number, ~~but not including~~ does not include information in any statistical report, other report or summary in which individual identification is not possible.

d. In s. ETF 20.10 (2) (b) and elsewhere in the rule, “may at its discretion” should be changed to “may.” In sub. (3) (b) and elsewhere in the rule, “such” should be changed to “the” and “but not limited to” should be deleted.

e. On page 10, line 155, sub. (3) should be renumbered as par. (3) (a) and pars. (a), (b), (c), and (d) should be subds. 1., 2., 3. and 4. Paragraphs (e) and (f) should be renumbered as pars. (b) and (c) accordingly. On page 11, line 182, “par. (b) and (c)” should be changed to “par. (a) 2. and 3.”. On page 10, line 156, the semicolon should be changed to a colon.

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

In the list of statutes that authorize promulgation of this rule, s. 40.03 (2) (t), Stats., should be listed. It appears that this statute provides authority for s. ETF 20.10 (5).

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

It is not clear if the notes in SECTIONS 4 and 6 should be printed in the Administrative Code or if they are just for the education of readers prior to promulgation.