



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 10-131

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 the rule preface explanation of agency authority, the word “approximately” should be replaced by the phrase “at least” in order to accurately reflect the contents of s. 27.01 (17), Stats.

b. The rule preface summary of, and comparison with, existing or proposed federal regulations should not refer to state statutes. Was this material meant to be placed under item 7 of the rule preface as a recitation of non-similar, but related, laws on the subject of golf cart use?

c. Section NR 45.055 (2) should be rewritten in the following manner:

NR 45.055 (2) No person...unless all of the following requirements are met:

(a) The golf cart is operated within any of the following areas...:

...

(b) The golf cart is operated in all of the following ways:

...

(c) The person is 16 years old or older....

(d) The person is not under the influence of an intoxicant....

(e) The person yields....

(f) The golf cart is equipped with, at all times, all of the following:

....

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

The treatment clause at the beginning of the rule-making order should be followed by a relating clause: “The Wisconsin Natural Resources Board proposes an order to create NR 45.055, relating to....”

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

a. Section NR 45.055 (1) should add the word “and” after the fifth comma so that the definition reads “...on a paved, level surface, and that is designed....”

b. Section NR 45.055 (2) (a) 1. should specify whether the specified boat landings are in Governor Thompson State Park or the Peshtigo River State Forest.