



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Pam Shannon
Clearinghouse Director

Scott Grosz and Jessica Karls-Ruplinger
Clearinghouse Assistant Directors

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE RULE 12-017

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 November 2011.]

2. Form, Style and Placement in Administrative Code

a. In the rule summary, the headings for the latter elements of the summary should be formatted in bold text in order to match the preceding headings.

b. In the rule summary, the heading and text relating to submission of comments should include a deadline for comment submission.

c. The rule text should not be copied from the Administrative Code, but rather should be formatted in ordinary, full-page style. The proposed text of the rule should begin with a section number and treatment clause providing: “SECTION 1. PD 3.03 (2) and (3) are amended to read:”. Also, the proposed text of the rule should include only the two affected subsections; the other, unaffected subsections should be removed.

d. The effective date clause of the proposed rule should be included as a numbered section of the rule. [s. 1.02 (4) (a), Manual.]

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

a. In the summary of federal regulations in the rule summary, the citation to “Guide” should be completed with its full title and source. Is it meant to refer to the United States Courts’ Guide to Judiciary Policy, Volume 7, Part A? Also, “and” should replace the comma between “(a)” and “(b)” in the citation.

b. In s. PD 3.03 (3), “federal poverty line, as defined” should replace “amount specified”. The federal citation given provides the definition and calculation of the federal poverty line, but does not specify an amount.

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

a. Throughout the plain language analysis, “, Stats.” should be added after each statute citation, and all instances of “Wis. Stats.” should be removed.

b. In the explanation of agency authority in the plain language analysis, “Wisconsin Works” should replace “W2”, in order to be consistent with that designation given in the parenthetical to s. 49.145 (3) (a), Stats.

c. The introductory clause of the rule-making order should be revised to be consistent with the format provided in s. 1.02 of the Manual, as follows:

The State of Wisconsin Public Defender Board (SPD) proposes an order to amend PD 3.03 (2) and (3), relating to determination of eligibility for assignment of publicly appointed counsel.