



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 14-024

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 SECTION 1, the treatment clause should read: “ATCP 55.07 (6) (intro.) is amended to read:”. The text of pars. (a) to (c) should not be shown in the proposed rule because those paragraphs are not amended. In the introductory clause, “(intro.)” should be inserted after “55.07 (6)”.

b. In s. ATCP 55.07 (6) (title), “~~2~~ OR” should be replaced with “OR ~~2~~” and, in s. ATCP 55.07 (6) (intro.), “~~2~~ OR” should be replaced with “OR ~~2~~”. [s. 1.06 (1), Manual.]

c. In SECTION 4, “AND INITIAL APPLICABILITY” should be omitted because that SECTION does not contain an initial applicability clause. [s. 1.02 (3m), Manual.]

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

a. The plain language analysis should reference s. ATCP 55.07 (7), rather than s. ATCP 55.07.

b. In s. ATCP 55.07 (6) (intro.), “subsection” should be inserted after “This”.

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

a. In the “Summary of, and Comparison with Existing or Proposed Federal Statutes and Regulations”, the agency might consider defining or explaining the term “abattoir”.

b. In s. ATCP 55.07 (6) (intro.), what is an “adulterated” animal? Is it only an animal from a producer listed in the USDA Residue Repeat Violator List for Use by Livestock Markets and Establishments, or does the term “adulterated” include other types of animals? The agency should clarify this in the proposed rule, perhaps with a definition of “adulterated”.

c. In s. ATCP 55.07 (6) (intro.), the acronym “USDA” should be defined. [s. 1.01 (8), Manual.]

d. Section ATCP 55.07 (6) (Note) uses inconsistent titles for the USDA Residue Repeat Violator List for Use by Livestock Markets and Establishments. The full name of the list should be used consistently.