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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 15-093

#### 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 December 2014.]**

#### **2. Form, Style and Placement in Administrative Code**

- a. In ss. ATCP 70.03 (7) (f) 4. and 71.025 “s.” should appear before “ATCP”.
- b. The renumbering of s. ATCP 71.01 (6m) appears to place the term defined by that subsection out of alphabetic order with the other subsections in s. ATCP 71.01. Instead, it appears that SECTION 3 of the proposed rule is unnecessary and that the creation of s. ATCP 71.01 (6t) should follow s. ATCP 71.01 (7) as sub. (7m).
- c. Generally, the agency should review s. 2.08 of the Manual and s. 227.21 (2), Stats., to confirm its compliance with the rule-making requirements associated with the incorporation by reference of provisions of the Code of Federal Regulations. Additionally, the citation form to the federal regulations should be consistent throughout the proposed rule. In particular, the agency should choose whether a comma should precede a reference to a “Subpart”. [For example, compare s. ACTP 71.02 (11) (a) and (c).]

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

- a. In s. ACTP 71.01 (2m), “facility” should be capitalized.
- b. In s. ATCP 71.02 (11) (a), the agency should substitute “a qualified facility shall comply” for “a qualified facility shall be comply”. Also in this paragraph, “that” should replace “which”.

c. As used in s. ATCP 71.05 (8), the agency should consider defining the acronym “HACCP” in ch. ATCP 71. This definition could be accomplished by a cross-reference to the definition in s. ATCP 70.02 (17g).