



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 18-064

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.]

1. Statutory Authority

In the rule summary’s listing of statutory authority, the citation to s. 252.04, Stats., should more precisely cite to sub. (10) of that section. Also, the citation to s. 227.11 (2) (a), Stats., could be removed, as s. 252.04 (10), Stats., provides specific authority to promulgate the rule. [s. 1.02 (2m) (a), Manual.]

2. Form, Style and Placement in Administrative Code

a. In s. DHS 146.03, the subsection numbers should each be formatted with enclosing parentheses, rather than only a closing parenthesis. [s. 1.03 (2) (c), Manual.]

b. In SECTION 3 of the proposed rule, the name of the publication “Wisconsin Administrative Register” should be capitalized. Also, the citation to s. 227.22 (2), Stats., should more precisely cite to the introduction (“(intro.)”) of that section. [s. 1.02 (4) (a) and (Example), Manual.]

6. Potential Conflicts With, and Comparability to, Related Federal Regulations

In the rule summary, the summary and comparison with federal regulations states that there appear to be no federal regulations on the topic, but the comparison with rules in adjacent states cites a provision of the federal Public Health Services Act. Consider whether it would be appropriate to add that citation, and any other applicable provisions, to the summary and comparison with federal regulations.