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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 95-061

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

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

a. The rule should set forth a procedure for requesting approval of a research project, as is required under sub. (1), a procedure for appealing any denial of a request and a listing of criteria to be used for granting approval. Also, the rule should set forth the potential penalties for violations of s. Chir 4.06.

b. The rule would be clearer if a definition of “research project” were provided.

c. The second sentence in s. Chir 4.06 (2) appears to be unnecessary, because by virtue of the first sentence, all projects must be undertaken in conjunction with a chiropractic college. Perhaps the intent of the rule is to state that all projects must be designed and undertaken in conjunction with a chiropractic college, with the exception that a project may be designed in conjunction with an accredited school of medicine if the project is undertaken in conjunction with a chiropractic college.

d. It appears that, in s. Chir 4.06 (3), the word “designed” should be changed to “defined” or “stated.”

e. How are the “accepted standards of design for the particular type of research involved,” referred to in s. Chir 4.06 (4), to be determined?

f. Should s. Chir 4.06 (5) be rewritten to require that human subjects participating in a research project must give written consent to participate? In addition, for how long must records relating to informed consent be maintained?

g. Throughout the rule, it appears that the terms “research project,” “project” and “study” are used interchangeably. For the sake of consistency and clarity, one term should be defined and used consistently throughout the rule.

h. What type of information must be included in the quarterly reports and the final report required under s. Chir 4.06 (7)? Who is responsible for submitting the report?

i. The grammatical structure of s. Chir 4.06 (8) and (9) does not correspond with the grammatical structure of the other subsections. For example, in sub. (8), “may include” should be replaced by “includes” and sub. (9) should be rewritten as follows: “No practice which violates any statute or any rule of the board is required or permitted.”