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CLEARINGHOUSE RULE 95-183

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.]

2. Form, Style and Placement in Administrative Code

The department should review the rule and, as appropriate, correct the following deficiencies in drafting style and form:

- a. In s. ILHR 48.10 (1) (b) (title), the use of slashed alternatives is not preferred drafting style. [See s. 1.01 (9), Manual.]
- b. Sections ILHR 48.10 (1) (b) 3. to 5. and 8. refer to “labels” whereas ss. ILHR 48.10 (1) (b) 2., 6. and 7. refer to a “label.” The preferred drafting style is to draft all subjects in sentences consistently, preferably in the singular. Under s. 990.001, Stats., the singular includes the plural.

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

- a. In the last sentence of s. ILHR 48.01 (7) (a), the phrase “contaminated heating oil or kerosene with gasoline” is potentially confusing. Does the department mean “heating oil or kerosene contaminated with gasoline”? Finally, in this sentence, the last “the” before “contaminated aircraft fuels” is unnecessary.
- b. In s. ILHR 48.01 (7) (c) (intro.), the phrase “will be” should be replaced by the word “are.”
- c. In s. ILHR 48.10 (1) (b) 5. and 9., the terms “Bureau of Petroleum” and “Department” should not be capitalized. Also, in subd. 9., the word “did” should be replaced by the word “does.”