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CLEARINGHOUSE RULE 96-181

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

a. The introductory clause of the rule-making order should *not* contain references to the agency’s statutory authority for promulgating the rules. Statutory authority should be cited as part of the “plain language analysis” preceding the text of the proposed rules. [See s. 1.02 (1) and (2), Manual.]

b. In s. DWD 272.03 (1) (a), and throughout the rule, it would be more accurate to replace the phrase “All employes” with the phrase “All employes, except opportunity employes.” Also, in these lists, since the terms “opportunity employes” and “minor” are defined in s. DWD 272.01, it is unnecessary to include the parenthetical descriptions of these terms.

c. It appears that the provisions of s. DWD 272.05 (1) and (2) are intended to expire on August 31, 1997. If so, why is this not expressly stated as in s. DWD 272.03 (1) and (3)?

d. In the treatment clause to SECTION 11, substitute “DWD” for “ILHR.”

e. In proposed s. DWD 272.05 (2) (intro.) and (2m) (intro.), substitute “DWD” for “ILHR.”

f. In s. DWD 272.07 (4), the phrase “will not have” should be replaced by the phrase “are not required.”

g. In the treatment clause of SECTION 14, delete “As renumbered.”

h. In SECTION 17, delete “§” and substitute “s.” Also, the effective date provision should clarify whether it is intended that the rule take effect upon the first day of the month following the publication of the rule in the Administrative Register or whether some other specific date is intended. [See s. 1.02 (4), Manual.]