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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 98-004

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. In the treatment clause for SECTION 2 and in the text, a period should be inserted after subd. “6”. Also, the treatment clause refers to s. DFI-SL 13.03, while the text uses s. DFI-SL 13.06.

b. The agency should review s. 1.07 (3), Manual, regarding the citation of federal statutes and regulations with respect to the reference to the federal community reinvestment act of 1977 in s. DFI-SL 13.06 (3) (d) 6. It is suggested that the U.S. Code citation be used in the text; if the citation of the act is necessary, it could be included in a note.

c. Is it intended that both Notes will be placed in the Administrative Code or are they intended just for readers of the rule while it is a proposed rule? The second Note especially looks like it falls into the latter category. This should be clarified.

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

The rule refers to “division” in s. DFI-SL 13.06 (3) (d) 6., but does not define or describe which division is being referenced. Also, other sections in ch. DFI-SL authorize the “commissioner” of savings and loan to take certain actions, while the rule delegates the authority to approve the loan to the “division.” Is it intended that the approval would be given by someone other than the commissioner? This could be clarified in the final rule.