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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 98-106

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 material from s. Comm 69.18 (2) (a) 2. should not be shown since only subd. 2. c. is being created.

b. The last sentence of subd. 2. c. should be placed in a note to the rule because it is provided for example only and is not substantive. [See s. 1.09 (1), Manual.] In addition, the word “examples” should be modified to better clarify what the items are examples of. For example, “examples” could be modified by the phrase “of buildings exempt under this subdivision paragraph.”

4. Adequacy of References to Related Statutes, Rules and Forms

a. The fiscal estimate attached to the rule specifically describes the emergency rule. It should describe the permanent proposed rule.

b. The references to the Code of Federal Regulations in the Rule Report should, it appears, be references to Title 28 CFR.

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

a. Current s. Comm 69.18 (2) (a) 1. b. requires government-owned or operated *facilities* to have elevator access. The rule modification exempts certain government-owned or operated

buildings from having elevators. Since many of the examples of things that may be exempt under the rule do not appear to necessarily be conventional buildings, does the use of the term “building” in the rule modification limit the rule unintentionally? Should the rule modification apply to government-owned or operated *facilities*?

b. The words “Administrative Register” in the effective date provision of the rule should not be capitalized.