

# WISCONSIN LEGISLATIVE COUNCIL STAFF

## ***RULES CLEARINGHOUSE***

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## **CLEARINGHOUSE RULE 98-145**

### **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 September 1998.]**

#### **2. Form, Style and Placement in Administrative Code**

- a. In s. Trans 31.02 (8), the word “of” should be inserted after the word “regardless” and the word “This” should be replaced by the phrase “Excursion train’.”
- b. In the treatment clause for SEC. 9, “(intro.)” should be deleted.
- c. In s. Trans 31.03 (4), it appears that the material between the words “application” and “shall” is unnecessary given the definition of the term “additional application” in s. Trans 31.02 (1). If so, this material should be deleted.
- d. The text for s. Trans 31.03 (5) (d) should be deleted as it is not affected by the rule-making order.
- e. In s. Trans 31.04 (1) (h) 5., “North American Railcar Operators Association” should be replaced with “North American railcar operators association.” Also, the rule should specify, by date, the latest edition of the rules of the North American Railcar Operators Association. If the rules are amended at a future date, and if the department approves of the amendments, the rule should be amended to refer to a new edition of the book of rules.

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

- a. In s. Trans 31.03 (1), “par.” should be replaced by “sub.”

b. In s. Trans 31.03 (6) (b), periods should be inserted after “2” and “3.” Also, in par. (c), periods should be inserted after “4” and “5.”

c. In s. Trans 31.03 (6) (d), the reference “sub. (6)” should be replaced by the phrase “this subsection.”

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

a. In s. Trans 31.02 (18), “of America” should be deleted. Alternatively, “United States of America” could be deleted and “federal” could be inserted before “surface.”

b. In s. Trans 31.04 (1) (j) 8., “cannot” should be replaced with “may not.”