

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



Jane R. Henkel,
Acting Director
Legislative Council Staff
(608) 266-1304

One E. Main St., Ste. 401
P.O. Box 2536
Madison, WI 53701-2536
FAX: (608) 266-3830

CLEARINGHOUSE RULE 99-169

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. PI 44.02 (2), the word “defined” should be replaced by the word “given.”
- b. In s. PI 44.03 (1) (b), the statutory citation does not exist and should be reviewed. Also, the acronym “CESA” should be defined or spelled out. [See, also, s. PI 44.05 (3) (d).]
- c. In s. PI 44.03 (2), “pupils” should not be in the possessive form.
- d. In s. PI 44.04 (intro.), the phrase “an eligible applicant” should be replaced by the phrase “a school board seeking a grant.”
- e. In s. PI 44.04 (3), the reference to “this alternative education program” should be changed to “the alternative education program.”
- f. Section PI 44.04 (4) should conclude with the phrase “of the alternative education program.”
- g. In s. PI 44.04 (5), the phrase “program implementation” should be replaced by the phrase “implementation of the alternative education program.”
- h. In s. PI 44.05 (3), pars. (d), (e) and (f) do not follow grammatically from the introduction and are not structurally equivalent to pars. (a), (b) and (c). Subsection (3) (d), (e)

and (f) should be consolidated into a new sub. (4) and the remaining subsections should be renumbered accordingly.

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

a. In the enabling legislation (Act 9, SECTION 2048m), the Department of Public Instruction is directed to encourage “rural school districts and consortia of school districts” to apply for the alternative education grants. The rule contains explicit language in s. PI 44.05 (3) (d) which gives preference to cooperative proposals of multiple school districts and to cooperative educational service agency boards. However, none of the criteria listed in s. PI 44.05 (3) directly references or encourages “rural school districts” to apply.

b. The department may want to consider a mechanism or process for the department to evaluate the success of a funded program prior to the conclusion of the five-year grant period. Such an evaluation could be used as the basis for modifying the original program or for adjusting the grant level. As drafted, the rule only provides for the submission of reports and information on an annual basis, but does not provide for any department evaluation.