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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 00-006

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. The relating clause of the rule and the treatment clauses of SECTIONS 1 and 2 of the rule refer to either s. Ins 3.09 (a) or 3.09 (c). A subsection number is needed. The correct references should be to s. Ins 3.09 (19) (a) or 3.09 (19) (c).

b. The word “if” after the amended portion of s. Ins 3.09 (19) (a) needs to be amended since it is capitalized in the current administrative code provision and is not in the rule. Appropriate striking and underscoring is required.

c. Since s. Ins 3.09 (19) (title) and (b) are not being amended, they should not appear in the rule.

d. Because s. Ins 3.09 (19) (c) is being created, it is not necessary to underscore the material. (See s. 1.06 (1), Manual.)

e. In the text of s. Ins 3.09 (19) (c), “the” should replace “such.” Also, a comma should be inserted after “indirectly.”

f. In the effective date provision, the phrase “These changes will” should be changed to “This rule shall.”

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

a. The analysis states that the rule “. . . establishes standards for the transaction of mortgage guarantee business related to an affiliate when that affiliate is 50% owned by another party.” The text of the rule applies the 50% ownership standard to the mortgage guarantee insurers rather than to other affiliates. These seem to be saying different things. Can they be clarified?

b. It is suggested that the analysis and relating clause use “guaranty” rather than “guarantee” in order to reflect the language of the rule.