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CLEARINGHOUSE RULE 00-057

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 101.02 (3) (e), delete “control device sign of signal” and substitute “sign or signal control device.” [See s. 1.06 (1), Manual.]

b. Section Trans 101.04 (4) should be rewritten to read:

A departmental revocation or suspension under this chapter takes effect on the date of the suspension or revocation order, except that a revocation for a conviction in another jurisdiction for an offense which, if committed in this state, would have required revocation of the person’s operating privilege under s. 343.21 (1), Stats., takes effect on the date of the conviction.

c. In s. Trans 101.05 (1), the word “may” should be replaced by the word “do.”

d. In s. Trans 101.10 (2) (a) 3., substitute “Operation” for “Operating.”

e. Section Trans 101.10 (2) (b) 5. should begin with a phrase such as “Operating with an” in order to be consistent with the other subdivisions in par. (b).

f. In s. Trans 102.205, the word “may” in the last sentence should be replaced by the word “does.” Also, in the note, the notation “, Stats.,” should be inserted after the first statutory cross-reference.

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

a. In that portion of the analysis describing restriction extensions, it appears that, in the second sentence of the first paragraph, the word “extensions” should be replaced by the word “restrictions.”

b. In s. Trans 101.02 (8) (a), delete “~~or any, an~~” and substitute “~~any an~~.” The new comma should be inserted after the word “conviction.” As originally drafted, deletion of the second “or” would create a grammatically incorrect sentence.

c. In s. Trans 101.10 (2) (b) (intro.), delete “of”; and in subd. (b) 1., insert a comma after “chapter.”

d. In s. Trans 104.055 (2) (a), the first sentence is so lengthy that it is difficult to understand. This sentence should be redrafted as two separate sentences for clarity.

e. In s. Trans 104.09 (3m), delete “because of being unable to demonstrate his or her ability” and substitute “due to his or her inability.”