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CLEARINGHOUSE RULE 00-104

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 last sentence of s. ATCP 136.01 (19), which is proposed as an additional definition of the term “refrigerant,” is redundant. The expanded first sentence of the definition includes “*any substance*” that is “. . . *used*, or designed or intended to be used, in a mobile air conditioner or trailer refrigeration equipment to transfer heat out of the space being cooled.” [Emphasis added.] This language encompasses “any substance that is sold or intended as a substitute for a refrigerant,” which is referenced in the last sentence. Although the second sentence of the definition, which references specific provisions of federal law, may also be viewed as redundant, it is arguably helpful to the reader to include these references. However, a better approach might be to include these federal law references in a note to the definition section.

b. Section ATCP 136.04 (1) should not be repealed and recreated in SECTION 6. Because the introduction and par. (a) are unchanged from the current rule, the revision should show the repeal and recreation of only par. (b) and the repeal of par. (c). Also note that the introduction, as redrafted, does not end with a colon.

c. In s. ATCP 136.10 (5) (d), “s. 100.45 (1) (d), Stats.” should replace “s. 100.45 (1).” Also, “s.” should be inserted before the rule provision cited.

d. In s. ATCP 136.16 (4) (a) 3., “ATCP” should be inserted before the rule provisions cited.