

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



Terry C. Anderson
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 00-129

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

Section DWD 56.08 (1) should be written as an introductory paragraph, or the subsequent paragraphs should be renumbered as subsections instead of paragraphs.

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

In the note to s. DWD 56.08 (1), “S.” should be replaced with the word “Section.”

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

a. In s. DWD 12.11 (1), “DWD” should be inserted before “12.09 (2) and (3)” and “~~DWD~~” should be inserted before “~~12.26 (2)~~.”

b. Section DWD 12.18 (1) (b) should not cite both ss. 49.148 (1) (b) and 49.148 (1) (b) 1m., Stats., since subd. 1m. is included in the first citation. Therefore, SECTION 9 should be deleted.

c. In s. DWD 12.26 (2), the language regarding what foster care payments must be allocated to should be deleted as it is not within the scope of rules regarding eligibility for child care funding. The subsection should simply state that those funds will not be considered in determining the family’s income.

d. In s. DWD 56.08 (1) (c), are children actually responsible for making a copayment? [See also the note to Table DWD 56.08.]

e. In s. DWD 56.08 (1) (d), (e) and (f), it appears that if a family is eligible to receive child care funding for a child in the family for whom kinship care or foster care payments are not received, then the family must also pay a co-pay for any kinship care or foster children in the family. If the intent is to clarify that a family that has both types of children may still be required to pay a co-pay for the children who are not kinship care or foster children, the sections should be rewritten. This comment also applies to the note to Table DWD 56.08.