



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 03-078

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 October 2002.]

2. Form, Style and Placement in Administrative Code

- a. In the department’s analysis, under “statutes interpreted,” it appears that s. 447.01 (3), Stats., should also be cited.
- b. The department’s analysis fails to indicate in what way the current rule is inconsistent with current statutes and how the rule is revised for consistency with current statutes.
- c. It is assumed there is utility in replicating s. 447.06 (2) (a) to (c), Stats., in the rule. Ordinarily, rules interpret, rather than replicate, statutes.

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

- a. In s. DE 3.02 (1) (intro.), “or” should follow “employee.”
- b. In s. DE 3.02 (4) (intro.), it is suggested that “only” be inserted after “perform.”
- c. The relationship of s. DE 3.02 (4) to s. DE 3.02 (3) is unclear. Is sub. (4) an exception to the provision in sub. (3) that allows a dental hygienist to practice dental hygiene when a dentist is not present in the facility?