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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 04-021

#### 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.]**

#### 1. Statutory Authority

The analysis prepared by the board states that the provision in the rule relating to hypnosis is being added to include language reflecting an interpretation that has “long been followed” by the board. It would be helpful to have some additional documentation of this to verify the assertion that the language is not a change in board policy. Also, the board could clarify whether the provision is intended to extend regulation of practices used by licensed psychologists or for restricting activities by persons who are not licensed to practice psychology.

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

a. It is not clear why the board is requiring that a year of full-time residence for graduate study be “at the site of the institution” granting the degree. Is it intended to address a particular problem or issue that has arisen in regulating or assessing graduate studies? This could be clarified in the final rule by expanding upon the analysis prepared by the board.

b. The analysis of the rule refers to the creation of “a prohibition against sexual contact, etc.” The applicable rule [s. Psy 5.01 (14)] prohibits engaging in sexual contact, sexual conduct, or any other behavior which could reasonably be construed as seductive. The analysis would be more informative and complete to use this reference rather than “etc.”