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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 05-041

#### 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 January 2005.]**

#### **2. Form, Style and Placement in Administrative Code**

On page 3, the caption “Determination of significant fiscal effect on the private sector” should be changed to the following caption: “Analysis and supporting documents used to determine effect on small business or in preparation of economic impact report.” [See s. 1.02 (2), Manual.] Also, the sentence under that caption and the first sentence under the caption “Effect on small business” both state that the rule has no “significant” effect on the private sector, although the last sentence of the plain language analysis states that “there may be a small benefit as the temporary credential holder may remain in practice while they are attempting to pass the required examination.” If the rule will have any effect on small business, that should be stated and the phrase “and affecting small business” should be included in the relating clause. [See s. 1.02 (1), Manual.]

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

On page 3, the first sentence under “Effect on small business” refers to “s. 227.114 (1) (a), Stats.” The “(a)” should be deleted, since there is no par. (a) in sub. (1) of s. 227.114, Stats.

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

a. Throughout the plain language analysis, “license” should be changed to “credential” to reflect the fact that both certificates and licenses are at issue. [See the definition of “credential” under s. 457.01 (1w), Stats.]

b. In the first line of the plain language analysis, because it is not clear to what “after the 9 month period” refers, “after the 9 month period” should be replaced with “9 months after having been issued.”

c. In the second paragraph of the plain language analysis, first line, “the requirement” should be inserted between “required examination and” and “that the license holder...”