



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Ronald Sklansky
Clearinghouse Director

Richard Sweet
Clearinghouse Assistant Director

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE RULE 05-098

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

a. On page 3, the “Effect on small business” section states that the “proposed rules will be reviewed to determine whether they will have a significant economic impact on a substantial number of small businesses.” However, if the rule will have any effect on small business, that should be stated in this section and the phrase “and affecting small business” should be included in the relating clause. [See s. 1.02 (1), Manual.]

b. The rule should include a fiscal estimate. [See s. 1.02 (7), Manual.]

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

a. On page 1, under “Statutes interpreted,” it appears that “457.09 (1) (c) and (4m) (b), Stats.” should be replaced with “457.09 (4) (b) 1. and (4m), Stats.”

b. On page 1, in the first sentence of the “Explanation of agency authority” section, the “(a)” should be deleted from “MPSW 3.13 (3) (a),” since the entire subsection (3) sets forth the referenced requirement.

c. On page 2, in the third sentence of the “Plain language analysis” section, the words “or master’s” should be inserted between “bachelor’s” and “degree.” [See s. 457.08 (1) (b), Stats.]

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

On page 1, under the “Related statute or rule” section, the first “other” should be deleted and a period should be added to the end of the sentence.