



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 06-099

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. In the statement of statutes interpreted and the statement of statutory authority, the reference to “343.21 (s)” should be reviewed.

b. In the rule preface discussion of rules in adjacent states, it is not particularly useful simply to copy portions of another state’s statutes or administrative code. A brief summary of these provisions is most helpful to the reader. Also, in the fourth paragraph of the discussion of Michigan law, the phrase “unless due to a medical or failure to appear at driver re-license exam” should be reviewed.

c. In SECTION 1, the subsection should be renumbered to “Trans 112.02 (1g).”

d. In s. Trans 112.15 (5) (a), why does the Note indicate that “Statute numbers in this section refer to the 2003 Wisconsin Statutes”? This is not necessary. Some of the numbers of the statutory offenses listed in s. Trans 112.15 will almost certainly be changed by future laws (and may have been changed by the Laws of 2005) and those numbers will have to be changed, by rule, in s. Trans 112.15 to reflect those statutory number changes. In addition, new offenses will be created which should be included in the list in this section. So there will be ongoing rule changes to reflect these statutory number changes and additions.

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

In the rule preface section titled “Analysis and Supporting Documentation Used to Determine Effect on Small Businesses,” the second occurrence of the word “affect” should be replaced by the word “effect.”