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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 07-057

#### 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. The agency refers to a court decision (*Todd Palmer v. State of Wisconsin Department of Public Instruction*) in the plain language analysis, but does not provide a citation for the case. A citation should be included in the plain language analysis of the rule to provide a means of access and reference.

b. In the plain language analysis, it does not appear necessary to refer to both “grades” kindergarten in the second sentence and later to “grade” 12.

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

The rule, in s. PI 8.01 (2) (t) 2., includes the phrase “...and other factors that mitigate against fair practice.” To the extent this phrase has specific meaning in the context of assessing gifted and talented students, it would be useful to explain the meaning in the plain language analysis, or alternatively, in a definition within the rule.