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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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**Ronald Sklansky**  
*Clearinghouse Director*

**Richard Sweet**  
*Clearinghouse Assistant Director*

**Terry C. Anderson**  
*Legislative Council Director*

**Laura D. Rose**  
*Legislative Council Deputy Director*

### CLEARINGHOUSE RULE 09-075

#### Comments

**[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated September 2008.]**

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

a. In the plain language analysis in the rule summary, beginning in the middle of the second paragraph, the text should clarify that the proposed rule decreases the percentage deduction and raises the amount that may be accumulated in the release account by referring to the proposal instead of the department and by using present tense. This comment also applies to the description of how the amount that may be accumulated may be increased every five years.

b. The rule preface comparison of similar rules in adjacent states includes a statement about Indiana law. While the department is free to describe comparable rules in any state, it is not required to include any state other than Illinois, Iowa, Michigan, and Minnesota. [See s. 227.14 (2) (a) 4., Stats.]

c. In s. DOC 309.466 (1), the requirement that the crime victim and witness assistance surcharge be paid in full before creating an inmate’s release account is stricken. It would be helpful to explain this change in the plain language analysis. Also in that subsection, it may be clearer to replace “from January 1, 2010 to January 1 of the next fifth year [2015, 2020]” with “from January 1, 2010 to January 1, 2015, and every 5 years thereafter.”