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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 09-122

#### 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.]**

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

- a. In the rule text, “VA 2.02” should be inserted before “(2)”.
- b. In the last sentence of s. VA 2.02 (2), “shall” should replace “will”.

#### **3. Conflict With or Duplication of Existing Rules**

The department should review the proposed rule for consistency with s. VA 2.02 (3) (b). That rule requires filing a pre-application within 120 days after the start of the semester. The two provisions together appear to say that the pre-application could follow the application.

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

In the rule summary, the citation for the statute interpreted should be “s. 45.20 (2) (c) 2., Stats.” and the statutory authority citation should be “s. 45.20 (2) (c) 2.a., Stats.”

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

a. In s. VA 2.02 (2), the phrase “a county veterans service officer,” should be inserted on line 6 following the word “department”. Also, in that provision, the third sentence states that applications shall be received no later than 60 days after the starting date of the course, term, or semester for which reimbursement is requested. However, the last sentence of the provision states that completed applications submitted more than 60 days following the last day of the

course, term, or semester will be denied unless there is good cause for the delay. These provisions seem inconsistent with regard to when the applications must be submitted. Is it 60 days after the beginning of the semester or within 60 days after the end of the semester?

b. Since this is a proposed permanent rule, the emergency rule provision should be deleted.