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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 10-092

#### 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 first bulletpoint of the summary of the proposed rule, the department should replace “way” with “may.”

b. In SECTION 2 of the proposed rule, the department defines “area” to have the same meaning as the meaning of the word as defined in several different statutes. However, these underlying definitions, while similar, are not identical, thus creating confusion in the definition of the term for purposes of the administrative code. This comment also applies to SECTIONS 10 and 11 of the proposed rule.

Also, a space should be placed between “ss.” and the first statutory reference.

c. In SECTION 7 of the proposed rule, the department defines “facility” to, in effect, include “all real property.” Is this an appropriate definition of the term?

d. SECTION 16 of the proposed rule defines “volunteer.” How is the defined term used in ch. DWD 290? If it is not used, the definition should be deleted.

e. In SECTION 32 of the proposed rule, the department should underscore new material inserted in s. DWD 290.11 (title).

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

a. In SECTION 22 of the proposed rule, “sub.” should be inserted before “(4)” and “(6).”

b. In SECTION 42 of the proposed rule, the note should refer to the form by number.

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

In s. DWD 290.145, the department should insert a comma after “department” and before “with.”