



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 11-033

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. The first part of the introductory clause for the proposed order should be revised to read as follows: “An order of the dentistry examining board to amend DE 2.03 (1) (intro.) and (a), (2), (3) and (5) (a) (intro.) and (b); and to create DE 2.03 (1) (d), (4) and (5) (a) 4. and chapter DE 13, relating to....” [s. 1.02 (1), Manual.]

b. In SECTIONS 2 through 7 of the rule text, the number of the affected section should appear before the first affected provision. For example, in SECTION 3, “(2)” should be replaced with “DE 2.03 (2)”. [s. 1.04 (2), Manual.]

c. Section DE 2.03 (1) (a) should be amended to end with a period rather than a semicolon. [s. 1.03 (1) (b), Manual.]

d. It is not clear why the amendment to s. DE 2.03 (3) is necessary. The paragraphs under sub. (1) are already included within the scope of sub. (1), so it is unnecessary to list “(a) to (d)” separately. In addition, if the proposed amendment is made to strike “and (2)”, the provision would appear to no longer encompass renewal requirements for dental hygienists provided under sub. (2). Is that the intent? If so, the references to dental hygienists should be stricken, and “subs.” should be replaced with “sub.”.

e. In s. DE 2.03 (5) (b), it is not necessary to include “1. to 4.”, as they are included in “par. (a)”.

f. A deadline for the submission of comments should be added to the analysis, once it is known. [s. 227.14 (2) (a) 8., Stats.]

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

a. The plain language analysis should be expanded to provide more detail regarding the new continuing education requirements under ch. DE 13. The purpose of the plain language analysis is to provide an understandable description of the effect of a proposed rule. Although it is not intended to be an exhaustive description, it should give a reader a basic understanding of the rule's content.

b. For consistency, in s. DE 13.05 (2) (b) 1., "The program is sponsored or recognized" should be replaced with "Sponsored or recognized".