WISCONSIN LEGISLATIVE COUNCIL
RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 13-063

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 November 2011.**]**

1. Statutory Authority

The *Statutes Interpreted* and *Statutory Authority* sections of the analysis cite s. 94.81, Stats. This statutory section does not exist. The citation should be corrected to reflect the intended statutory section.

2. Form, Style and Placement in Administrative Code

a. The items listed in the introductory clause should be reordered. The "***to amend***" items should come before the "***to repeal and recreate***" items. [s. 102 (1) (b), Manual.]

b. SECTIONS 1, 2, 3, and 4, and 7 should be reordered so the rule sections are addressed in numerical order, regardless of treatment. For example, s. ATCP 17.01 (9) should be numbered as SECTION 1 and s. ATCP 17.01 (19) should be numbered as SECTION 2. Rule sections should be numbered so that the affected sections appear in numerical order. [s. 1.04 (1), Manual.] Additionally, SECTION 3 is used twice; the second occurrence and subsequent sections should be renumbered.

c. In SECTION 3, the underscored material should refer to "ss." rather than "s.", preceding the statutory citations.

d. Rule subdivisions should be followed by a period. For example, SECTION 4 should read "ATCP 21.21 (1) (c) 1. is amended to read…". All other rule subdivisions should be similarly revised to include periods.

e. In SECTION 6, the citation is missing the paragraph number. The section should read: "ATCP 60.08 (6) (a) 1. is amended…".

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

In SECTION 3, the rule states that Appendix A is repealed and recreated as shown in the appendix attached. However, the draft rule does not include an attached appendix.