



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 13-114

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.]

2. Form, Style and Placement in Administrative Code

a. The third bullet point of the Plain Language Analysis states that the proposed rule corrects language in ch. PI 5 to indicate “that there will be no average score to be attained”. It appears that references to average scores are mentioned in ss. PI 5.035 (2), (5), and (6) (b), 5.04, and 5.05 (1) (a). However, the rule only deletes the references in ss. PI 5.035 (6) (b) and 5.04. The department should review the Plain Language Analysis and the other sections listed above to ensure that any mention of average scores matches the department’s intent.

b. In s. PI 5.02 (6), “~~education~~ GED Testing Service.” should be replaced with “~~education~~ GED Testing Service.”. [s. 1.06 (4), Manual.]

c. In s. PI 5.035 (6), the underscored period after “~~and~~” should be removed and the period at the end of the subsection should not be underscored. [s. 1.06 (4), Manual.]

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

a. In s. PI 5.02 (6), the underscored comma after “GED Testing Service” should be removed.

b. In SECTION 2, the changes made to s. PI 5.035 (6) result in the following sentence: “Based on the process specified under sub. (3), the state superintendent establishes the general educational development subtest and test passing scores as a minimum standard score of no less than 150 *shall be required* on each subtest in the battery of 4 subtests.”. [Emphasis added.] It appears that the phrase “shall be required” should be deleted. The department should rewrite this sentence to be grammatically correct.