



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Terry C. Anderson
Legislative Council Director

Margit Kelley
Clearinghouse Assistant Director

Jessica Karls-Ruplinger
Legislative Council Deputy Director

CLEARINGHOUSE RULE 16-088

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 December 2014.]

2. Form, Style and Placement in Administrative Code

a. In the introductory clause’s enumeration of treated provisions, the reference to amending s. DHS 129.07 (1) is missing the “(1)”.

b. In the introductory clause’s enumeration of treated provisions, the reference to creating s. DHS 129.07 “(20 (bm))” should be corrected to “(2) (bm)”.

c. In the rule summary’s listing of statutes interpreted, should a reference to s. 146.40 (3) and (3g), Stats., be included?

d. In the rule summary’s listing of statutes interpreted, the reference to s. 227.11 (2) (a), Stats., could be removed, because that section provides general rule-making authority to enforce or administer a statute, but does not provide program information that would be interpreted in the proposed rule.

e. In the rule summary’s listing of related statutes or rules, consider whether it would be helpful to cite to s. 146.40 (3) and (3g), Stats.

f. In s. DHS 129.01, the reference to sub. (3g) should be inserted as “, (3g),” after the reference to sub. (3), and the insertion of “146.40 (3g)” after “(5),” should be removed.

g. In SECTION 3 of the proposed rule, the treatment clause should be revised to include a reference to “(intro.)” after “DHS 129.07 (1)”. Also, in the text that is shown for the title to sub.

(1), the word “curriculum” and the period at the end of the title should not be underscored because those appear in the current rule and are not new insertions.

h. In SECTION 5 of the proposed rule, the treatment clause should be revised to amend “DHS 129.07 (2) (b) (title) and 1.” Also, in the text that is shown, subds. 2., 3., and 4. do not appear to be amended, and therefore should be removed. [s. 1.04 (1) (b) 2., Manual.]

i. In SECTION 8 of the proposed rule, the treatment clause should be revised to include a reference to subd. “1.” after “DHS 129.07 (2) (e)”. Also, in the text that is shown, subds. 2. and 3. do not appear to be amended, and therefore should be removed.

j. In SECTION 9 of the proposed rule, the term “Wisconsin Administrative Register” should be capitalized.

k. The introductory clause that enumerates the rule sections treated by the proposed rule should be updated as needed to reflect any treatment revisions made in accordance with these comments.