



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 17-001

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. The department should include its treatment of Notes in the enumeration of provisions treated by the proposed rule.
- b. The proposed rule should designate a place where comments may be submitted. [s. 1.02, Manual.]
- c. The proposed rule should contain an initial applicability clause to apply the revised rule to events occurring on or after the proposed rule’s effective date. [s. 1.02 (3m), Manual.]

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

- a. Throughout introductory clauses in the proposed rule, periods should follow numerals when referring to rule subdivisions.
- b. In s. SPS 320.09 (2) (a) 2., insert the word “day” after “15th”. In the same SECTION, the department should revise the phrase “Municipalities or its contracted agent...” to “A municipality or its contracted agent...”. [s. 1.01 (9) (e), Manual.]
- c. The department should consider reordering s. SPS 320.09 (2) (a) 3. and 4., as it appears to make more sense from a chronological standpoint to switch the order of these two subdivisions.
- d. In s. SPS 320.09 (2) (a) 4., prohibitions should be expressed using “may not” and “nor may” rather than “shall not” and “nor shall”. [s. 1.01 (2), Manual.]

e. In SPS 320.09 (2) (a) 4. (Note), use of the vague term “etc.” should be avoided. [s. 1.01 (9) (c), Manual.]

f. The proposed rule’s effective date should indicate when the rule takes effect, not when the emergency rule takes effect.