



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 17-100

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 enumeration of provisions treated by the proposed rule, the following changes should be made:

- (1) Insert “(intro.)” after “REEB 16.03 (1)”. [s. 1.03 (3), Manual.]
- (2) Insert a comma between “25.038 (5) (b)” and “relating to obsolete cross references in real estate broker education”. [s. 1.02 (1) (Example), Manual.]

b. In the enumeration of provisions treated by the proposed rule, and in the corresponding treatment clause in SECTION 4 of the proposed rule, the board could revise the listing of consecutively affected sections to be an inclusive series. Specifically, “25.028 (1) (g) 1., 2., 3.” could be rewritten as “25.028 (1) (g) 1. to 3.”. [ss. 1.01 (9) (d) and 1.07 (2) (Table), Manual.]

c. In the second paragraph of the explanation of agency authority, “, Stats.,” should be inserted after “s. 452.09 (2)”. [s. 1.07 (2) (Table), Manual.]

d. An entry should be inserted after the heading in the rule summary for the analysis and supporting documents used to determine effect on small business or in preparation of an economic impact analysis.

e. In the treatment clause for SECTION 1 of the proposed rule, insert “(intro.)” after “REEB 16.03 (1)”. [s. 1.03 (3), Manual.]

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

a. In the relating clause of the enumeration of provisions treated by the proposed rule, the word “update” should be revised so that it reads as a coherent phrase when preceded by “relating to”. One option would be to replace “update” with “updating”.

b. In the second paragraph of the plain language analysis, the second use of “for” between “use” and “licensees” should be replaced with “by” for clarity.

c. The board should consider revising the fourth paragraph of the plain language analysis for clarity. One option for revision would be to simply state that SECTIONS 3 and 4 of the proposed rule eliminate obsolete cross-references to s. REEB 17.08, which was repealed under CR 16-042, and repeal the related introductory language. [s. 1.02 (2) (b), Manual.]

d. Under SECTION 3 of the proposed rule, the board amends the language of s. REEB 25.028 (1) (g) in response to changes made to ch. REEB 17 by CHR 16-042, but retains language that describes ch. REEB 17 as relating to the licensure and supervision of employees. “Licensure and Supervision of Employees” was the title for ch. REEB 17 before it was changed to “Licensees Associated with a Firm” under CHR 16-042. The board should consider whether it should further modify s. REEB 25.028 (1) (g) to reflect the change made to the title of ch. REEB 17.