



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 21-068

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Council Staff and the Legislative Reference Bureau, dated November 2020.]

1. Statutory Authority

a. The statutory authority section of the analysis for the proposed rule should be revised to list the statutory provisions discussed in the explanation of agency authority section, in addition to s. 227.11 (2), Stats. [s. 1.01 (2) (c), Manual.]

b. The analysis for the proposed rule could be revised to briefly describe the new provisions allowing for fee waivers for veterans, including the statutory authority for those provisions under s. 45.44, Stats.

2. Form, Style and Placement in Administrative Code

a. In SECTION 38 of the proposed rule, the word “examinations” should be stricken, followed by the full word “examination”, underscored. [s. 1.04 (4) (b), Manual.]

b. In SECTION 49 of the proposed rule, the final period should be shown without underscoring.

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

a. In SECTIONS 1, 14, 23, and 33 of the proposed rule, an indefinite article (“a”) could be added following each instance of the phrase “the application involves”.

b. Certain words modifying “examination” could be removed throughout the rule to avoid any potential implication that there are multiple types of examinations for a given certification or license. For instance, the word “department” could be removed from the phrase “provide department examinations” in SECTIONS 3, 13, 26, 34, 41, and 47 of the proposed rule. Similarly, in SECTIONS 8 and 30 of the proposed rule, the phrase “a certification examination” could be replaced with the phrase “an examination”. Finally, in SECTION 41 of the proposed rule, the phrase “a license examination” could be replaced with “an examination”.

c. In SECTION 11 of the proposed rule, the word “examinations” could be replaced with “an examination” to match changes made in similar provisions throughout the rule.