



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 20-072

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 2020.]

2. Form, Style and Placement in Administrative Code

a. In the caption for the proposed rule, the agency states that it proposes to repeal and recreate s. PI 11.03 (3) and (4), and create s. PI 11.03 (4m). However, s. PI 11.03 does not exist. It appears that the agency means to propose to repeal and recreate s. PI 11.36 (3) and (4) and to create s. PI 11.36 (4m). If this is the case, the agency should revise the listing of affected provisions in the introductory clause accordingly.

b. The agency’s analysis for the proposed rule states that eligibility criteria are updated, but does not describe those updates. If the updates include substantive differences from current eligibility criteria, the agency should briefly explain those differences in the plain language summary.

c. A heading could be inserted at the beginning of the text of the rule to better separate that material from the analysis for the proposed rule. Compare, for example, the heading “Rule Text” that is given in CHR 20-067.

d. In SECTION 1 of the proposed rule, the agency proposes to repeal and recreate s. PI 11.03 (3) and (4); for the reasons explained above, the agency may want to revise this to repeal and recreate s. PI 11.36 (3) and (4).

e. In SECTION 2 of the proposed rule, the agency proposes to create s. PI 11.03 (4m); for the reasons explained above, the agency may want to revise this to create s. PI 11.36 (4m).

f. In s. PI 11.03 (4m) (a) (or, if revised as recommended above, s. PI 11.36 (4m) (a)), the format for the cross-reference to “s. PI 11.03 (4)” should be revised to “sub. (4)”, and the cross-reference to “s. PI 11.03 (3)” should be revised to “sub. (3)”. [s. 1.15 (2) (c) (Table), Manual.]