



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 24-013

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.]

2. Form, Style and Placement in Administrative Code

In SECTION 1 of the proposed rule, s. CSB 4.04 (5) specifies when health care professionals and pharmacies must comply with the changed rule requirement. Similarly, in SECTION 4 of the proposed rule, s. CSB 4.097 specifies the date the provision begins. Separately, the rule also specifies an effective date. Consider whether the provisions delaying the effect of the rule could be achieved by a delayed effective date instead of inclusion in the substantive rule text. With respect to the treatment of s. CSB 4.04, if retained in the rule text, consider placing the date in newly created s CSB 4.04 (2) (bm) and (im), rather than creating sub. (5). [For example, for s. CSB 4.04 (2) (bm), “Beginning December 1, 2024, the dispenser’s NPI number”.]

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

a. As created by the proposed rule, s. CSB 4.097 (1) (i) specifies a consequence for failure to enter an NPI number into the PDMP system. What is the consequence for failure to enter other data into the PDMP system as required under s. CSB 4.04 (2)?

b. Consider further defining the term, “NPI number”. For example, consider specifying whether an NPI number is issued by the National Plan and Provider Enumeration System of the federal Centers for Medicare and Medicaid Services. [See, for comparison, 2023 Senate Bill 158.]