



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 01-155

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

2. Form, Style and Placement in Administrative Code

The word “shall” should be used instead of the word “must” in the last sentence of s. Phar 2.06 (2). [See s. 1.01 (2), Manual.]

4. Adequacy of References to Related Statutes, Rules and Forms

a. Nowhere in the analysis is s. 450.05, Stats., mentioned. Section 450.05, Stats., prohibits the board from requiring a person licensed as a pharmacist in another state to be tested on anything other than state and federal laws, rules and regulations, if they are engaged in the active practice of pharmacy.

b. In s. Phar 2.06 (2), the word “section” should be replaced by the word “subsection.”

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

a. The last sentence of the analysis states that the proposed modification is intended to “define the prerequisite for when a person licensed in another state may be tested to demonstrate the equivalent minimum pharmacy practice skills” Actually, the proposed modification establishes an additional prerequisite that would have to be met before a person licensed in another state could **avoid** having to demonstrate equivalent minimum pharmacy practice skills. To clarify, delete the language in the last sentence of the analysis after “intended to” and replace

with “facilitate a determination under s. 450.05, Stats., as to whether a person licensed in another state is engaged in the active practice of pharmacy and therefore cannot be required to demonstrate equivalent minimum pharmacy practice skills for licensure in this state.”

b. Should there be a definition for the word “legend,” apparently used as an adjective to the word “drugs,” in the last sentence of s. Phar 2.06 (2)? Or is the word a known term of art?