



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 02-113

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

a. Since the term “financial statement” is not a defined term, each subsection of s. ATCP 99.12 should refer to such statements in a consistent manner, i.e., as “a financial statement filed under s. 126.13, Stats.” It is not necessary to include references to subs. (1) or (2) of that section but, if such a reference is included, it should use the word “or,” not “and.” (Compare subs. (1) and (5).)

b. In s. ATCP 99.24 (5) (j), the phrase “for each type of grain” repeats language in the introduction and so should be omitted.

c. Is there a single subchapter of ch. 126, Stats., that is interpreted by subch. II of ch. ATCP 100? If so, the Note following the title of that subchapter should specify it. The same applies to the Notes in subsequent subchapters affected by the rule. Also, should similar notes be provided for the subchapters of ch. ATCP 99?

d. In s. ATCP 100.20 (2) (f), a closed parenthetical notation should be inserted after the number “3.”

e. In each subsection of s. ATCP 100.30 and in the introduction of each paragraph of s. ATCP 100.30 (7), the phrase, “a pay statement shall include” is redundant with s. ATCP 100.30 (intro.) and so should be omitted. In addition, the subsection titles are not necessary, since the subsections are so short that their subject is immediately apparent. Compare this section to s. ATCP 100.32 (1).

f. In the Note created by SECTION 8, the notation “s.” should be replaced by the notation “ss.”

g. In the Note amended by SECTION 15, the notation “s.” is unnecessary and should be deleted.

h. There are two provisions numbered s. ATCP 101.26 (2). It appears that the second of these should be numbered s. ATCP 101.26 (2) (b).

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

a. The first comma in the first sentence of s. ATCP 99.12 (1) should be omitted.

b. In the second sentence of s. ATCP 99.12 (1), “which” should be replaced by “that”. The same error is made in other provisions of the rule. See especially s. ATCP 99.24 (5).

c. In s. ATCP 99.12 (6) (b) 4., there is an extra occurrence of the words “in inventory,” which should be deleted.

d. In the last sentence of s. ATCP 99.14 (intro.), there is a stray occurrence of “the.” In s. ATCP 100.30 (7) (a) 5., there is a stray occurrence of the word “of.”

e. In the notice following s. ATCP 99.14 (2) (c), the notation “[specify form(s) of security]” should be italicized. The same comment applies to the notice provision following s. ATCP 99.26 (2) (b).

f. In s. ATCP 100.16 (1) (a), the word “producers” should be replaced by the word “producer.”

g. Should there be a s. ATCP 100.20 (1) (c), requiring a disclosure at any time that there is a change in the conditions requiring a disclosure, as in previous provisions?