



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 03-002

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 October 2002.]

1. Statutory Authority

Section 16.358 (3), Stats., provides that “the department shall promulgate rules that specify that an applicant for funds under a program under this section shall be eligible to receive funds under the program in the year following the year for which the applicant submits an application, without having to submit another application for that following year, if all of the following apply:”. The rule repeals s. Adm 19.08, which contains this eligibility requirement, and recreates the rule section without including the statutorily required provision. Did the department inadvertently delete this provision? Is the department going to include the eligibility requirement in another rule?

2. Form, Style and Placement in Administrative Code

a. Section Adm 19.05 should include a note that indicates where and how to obtain the application. In the last sentence, the phrase “under s. Adm 19.08” should be added after “The department shall make special project awards”.

b. In s. Adm 19.08, the term “special projects” should be defined in the rule. Also, are “special projects” the same as “special housing projects”? If so, only one term should be used.

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

The plain language analysis of the rule uses the acronym “CDBG” but does not use the full phrase “community development block grant”. Although the acronym “CDBG” is defined in ch. Adm 19, it would be helpful to use both the acronym and the full phrase in the analysis.