



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 03-069

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.]

2. Form, Style and Placement in Administrative Code

In the statement of statutory authority, it appears that the citation to s. 551.23 (8) (f), Stats., should be changed to s. 551.23 (8) (g), Stats.

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

a. In s. DFI-Sec. 8.03, the citation to the *Krahenbuhl* case should be placed in a note. To the extent that a party is subject to a supreme court rule, that party will also be subject to the cases interpreting that rule. Since the citation only serves to provide notice of a case, it is more appropriately placed in a note. If the agency includes the reference to the *Krahenbuhl* case in a note, it would be helpful to summarize the holding and state that a copy of the case can be obtained from the Department of Financial Institutions. Without a summary, a person is not going to be able to know what the holding of the case is, and it is not easy to find a copy of a circuit court opinion.

b. In s. DFI-Sec. 8.03, the citation should be “Lee R. Krahenbuhl, DDS v. Wisconsin Department of Regulation and Licensing” not “Lee v. Krahenbuhl, DDS v. Wisconsin Department of Regulation and Licensing”.

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

In s. DFI-Sec. 8.07, “...that if any person...” should be changed to “...that if the person...”