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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 04-020

#### 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**

a. The term “CWD eradication zone” is defined in s. NR 10.001 (6t). This term should be used consistently throughout the rule. See ss. NR 10.001 (11) and 10.41 (1) (b) and (3) (b).

b. The term “herd reduction zone,” which is defined in s. NR 10.001 (11), should also be used consistently. The addition of “CWD” as part of that term in the title to s. NR 10.28 (3) and in s. NR 10.41 (4) (a) should either be deleted, or “CWD” should be added to the defined term “herd reduction zone.”

c. It is not clear what is the purpose of the finding in SECTION 27 of the rule. 2001 Wisconsin Act 108 does not require the department to make a finding. Could this be deleted or moved to the rule’s analysis?

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

It appears that the statutory cross-reference in s. NR 10.001 (6p) should be to s. 29.063 (2).

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

a. The definition of “CWD eradication zone” in s. NR 10.001 (6t) is defined as a “zone” established in s. NR 10.28 (3). This reference to a zone under s. 10.28 (3) is unclear, because the map in s. NR 10.28 (3) refers to three different zones. This confusion also occurs in s. NR

10.001 (11), which refers to a zone established in s. NR 10.28 (3), but excludes one of those zones.

b. The zones named in the title of s. NR 10.28 (3) are not consistent with the names of those zones in the map.