



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 06-130

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 January 2005.]

2. Form, Style and Placement in Administrative Code

a. SECTION 1 creates a definition of “consumer reporting agency” in s. ATCP 112.01 (2). Chapter ATCP 112 alternates between the use of “consumer reporting agency” and “consumer credit reporting agency.” The same phrase should be used consistently. Because “consumer reporting agency” is defined, “consumer reporting agency” should replace “consumer credit reporting agency.”

b. The rule summary must include information under specific headings, as described in s. 1.02 (2), Manual. It appears that the rule summary does not outline the specific headings but, rather, combines various headings. As a result, information from several of the headings is not included in the summary.

In particular, information from the following headings is not included: (1) summary of factual data and analytical methodologies, (2) analysis and supporting documents used to determine effect on small business or in preparation of economic impact report, and (3) deadline for submission of comments. Additionally, the name of an individual for the agency contact was not included. The agency should use the format outlined in s. 1.02 (2), Manual. If no information is included under a heading, then the agency should note that under the heading.

c. In SECTION 1, s. ATCP 112.02 (intro.) uses “the following information,” whereas s. ATCP 112.03 (intro.) uses “any of the following information.” Chapter ATCP 112 should use a consistent phrase to convey the same meaning.

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

a. In s. ATCP 112.03 (intro.), “ss. 100.54 (4) (a) 2. and 100.54 (6) (a) 2.” should be changed to “s. 100.54 (4) (a) 2. and (6) (a) 2.”

b. In s. ATCP 112.03(1), “ss. ATCP 112.02 (1) to (8).” should be changed to “s. ATCP 112.02 (1) to (8).”

c. In s. ATCP 112.04 (intro.), “ss. 100.54 (2) (a) 2., 100.54 (4) (a) 2. and 100.54 (6) (a) 2.” should be changed to “s. 100.54 (2) (a) 2., (4) (a) 2., and (6) (a) 2.”

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

a. In s. ATCP 112.02 (3), a comma should be added after “number.”

b. In s. ATCP 112.03 (2), a comma should be added after “password.”