



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Ronald Sklansky
Clearinghouse Director

Richard Sweet
Clearinghouse Assistant Director

Terry C. Anderson
Legislative Council Director

Laura D. Rose
Legislative Council Deputy Director

CLEARINGHOUSE RULE 06-136

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.]

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

a. It appears that s. ATCP 30.22 (3) (a) 3. should be modified to require the notice to a daycare operator to be provided long enough in advance to ensure that the daycare operator has sufficient time to act in response to the notice if the operator so chooses. For example, if a daycare operator receives 24 hours advance notice on a Sunday morning that there will be a pesticide application on Monday morning, it is unlikely that the operator will be aware of the application until it is actually occurring, and children have arrived, or are in the process of arriving, at the daycare facility.

b. Section ATCP 30.22 (3) (b) should be modified to clarify whether the exemption in the second sentence of s. ATCP 30.22 (3) (a) 3. applies to the untarped application of a chloropicrin or metam sodium pesticide under that paragraph.

c. Should s. ATCP 30.22 (5) (b) 2. be amended to require information on chloropicrin toxicology and poisoning manifestations to be provided upon request of a resident?

d. Should s. ATCP 30.22 (5) (d), (e), and (f) be amended so that they apply to the application of chloropicrin?

e. Should s. ATCP 30.22 (6) (a) (intro.) specify that the inspection must be made within one hour *before* sunset?