



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 07-114

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

The rule proposal repeatedly refers to information “reported directly, upon performance of the repair, to the department or its contractor electronically in a format specified by the department” or similar wording. This could be placed in a definition of a simpler phrase, for instance “electronic reporting.”

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

Section 285.30, Stats., should be listed in the statutes interpreted section of the rule analysis.

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

a. The deadline for submission of comments in the rule analysis is missing (only the year “2007” is shown).

b. The sentence “The department decision as to correct vehicle domicile shall be final” in SECTION 1 may mislead the reader into believing that general appeal rights would not apply to this decision by the department.

c. It is suggested that the requirements of Trans 131.03 (1) (c) and (2) (a) be re-worded to refer to four model years in a consistent way. For example, sub. (1) (c) could read something to the effect of, “A vehicle is first subject to the requirements of this chapter when the vehicle is four model years old” and sub. (2) (a) could read, “No more than 180 days prior to renewal of

annual registration when the vehicle is four model years old and every two years thereafter.” (Note that the period after “registration” is needed regardless.) This fits with the explanation contained in the notes following these sections. It is also suggested that these notes contain a “four model year old” example, since that is what is relevant to these paragraphs.