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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 08-019

#### 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. In the rule summary, the first use of an acronym should include the phrase that the acronym represents, followed by the acronym in parentheses (e.g., “unemployment insurance (UI)” or “unemployment compensation (UC)”). All subsequent references to the phrase in the rule summary should refer to the acronym only. [s. 1.01 (8), Manual.]
- b. The misnumbering of sections should be corrected; the proposed rule uses SECTION 15 twice.
- c. Section DWD 149.001 (2) should contain a title. [s. 1.05 (1), Manual.]
- d. In s. DWD 149.01, “and intent” should be removed from the title; that language is not in current s. DWD 149.01. Or, the phrase should be added to the title by an amendment.
- e. In s. DWD 149.02 (1), “subs. (2) and (3)” should replace “sub. (2) and (3).” [s. 1.07 (2), Manual.]
- f. Section DWD 149.03 (3) (a) should contain a title. [s. 1.05 (1), Manual.]
- g. In SECTION 12, “are” should be inserted between “(1)” and “amended” in the SECTION title.
- h. In s. DWD 149.06 (3), the notation “ss.” should be replaced by the notation “s.” [s. 1.07 (2), Manual.]

i. In s. DWD 149.07 (1), “ss. DWD 149.03 (3), 149.04 (2) (e) to (m) and (3), and 149.05 (1) (d)” should replace “ss. DWD 149.03 (3), DWD 149.04 (2) (e) to (m) and (3), and s. DWD 149.05 (1) (d).” [s. 1.07 (2), Manual.]

j. The misnumbering of subsections in s. DWD 149.07 caused by two subsections numbered “(4)” should be corrected.

k. In s. DWD 149.07 (4) (b) (intro.), the phrase “all of” should be inserted before the phrase “the following.”

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

In ss. DWD 149.06 (4) and 149.07 (5), the references to 42 U.S.C. 303 (a) (1) appear to be incorrect.

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

a. In the explanation of agency authority, “the” should be inserted after “of” on line 4 of paragraph 1.

b. In the summary of the proposed rule, “a record concerning” on line 4 of paragraph 5 on page 2 should be removed.

c. In the summary of the proposed rule, “of” should be inserted after “request,” on line 1 of the second full paragraph on page 3.

d. In the summary of the proposed rule, a comma should be inserted after “employer” in bulletpoint 6 on page 3.

e. Throughout the rule, “employing unit” and “employer” are used interchangeably and “claimant,” “individual,” and “worker” are used interchangeably. The agency should select one word and use it consistently.

f. In ss. DWD 149.04 (2) (b) and 149.06 (5) (d), “citizenship” should replace “citizen.”

g. In s. DWD 149.04 (2) (m), commas should be inserted after “Old-Age” and “Survivors.”

h. In s. DWD 149.04 (2) (m), “Insurance and Supplemental Security Income for the Aged, Blind, and Disabled” should replace “Insurance; Supplemental Security Income; Assistance for the Aged; Aid for the Blind; Aid For the Permanently and Totally Disabled; or Aid for the Aged, Blind or Disabled” to be consistent with federal regulations.

i. In s. DWD 149.05 (1) (a), a comma should be inserted after “Act.”

j. Section DWD 149.05 (1) (e) does not follow grammatically from the introduction. Is par. (e) necessary? If so, it should be placed in a separate subsection.

k. In s. DWD 149.06 (1) (h), “was” should be inserted after “information” on line 1.

l. In s. DWD 149.06 (3), “is” should replace “will.”

m. In s. DWD 149.06 (5) (c) and (f), “Disclosures” should replace “Disclosure.”

n. In s. DWD 149.07 (2), should the phrase “not listed in sub. (1)” be moved so that it is inserted following the phrase “unemployment insurance records?”

o. In s. DWD 149.07 (4) (a), “sought, description” should replace “sought and a description.”

p. In s. DWD 149.07 (4) (b) 6., “being” should be removed.