



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 08-021

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 treatment clause for SECTION 4, the word “through” should be replaced by the word “to.”

b. It is recommended that s. NR 8.02 be further modified to simply require “all license agents to issue all department approvals or federal approvals designated by the department to be issued through the automated licensing system, except for approvals designated by the department to be issued only by the department or by specified license agents” if this is the department’s intent.

c. In s. NR 8.06 (1) (intro.), after the word “another,” the underscored material should follow the stricken material. Also, in sub. (1) (a), the last sentence should read: “A parent or guardian shall sign a purchase receipt under s. NR 8.04 (1) (a) on behalf of the child before the parent or guardian receives the approval.”

d. It is recommended that s. NR 8.06 (3) be modified to only apply to a person purchasing an approval for another person “as provided in this section.”

e. In s. NR 12.36 (1), if the only exception the department intends to make to the open access requirements for enrollees issued a shooting permit under s. 29.885, Stats., is the exception that is created in (1m), then (1) should remain mandatory “except as provided in (1m)” so that enrollees issued a shooting permit and receiving other abatement measures or payments do not have an argument that they should not be required to have open access.

- f. In s. NR 12.36 (1m) 1., “, and” should be replaced by a period.
- g. In s. NR 19.12 (1) (d), the title should be shown in italics.
- h. It appears that the effective date clause of the rule should read: “This rule shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22 (2) (intro.), Stats.” [See s. 1.02 (4), Manual.]

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

- a. Section 29.506, Stats., should be added to the lists of statutory authority and statutes interpreted (see s. NR 19.001 (13m)).
- b. In the statements of statutory authority and statutes interpreted, it appears that the reference to s. 169.20 (6), Stats., is incorrect.

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

- a. Do “license issuance manual” (s. NR 8.05) and “license issuance handbook” (s. NR 8.04 and elsewhere) refer to the same document? If so, the same term should be used for each reference.
- b. It is not clear from the map created under s. NR 16.19 (8) what areas are included in pheasant management zones.