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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 08-075

#### 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 preface statement of statutes interpreted and statutory authority, the last statutory references are incorrect.

b. In the rule preface, a deadline for the submission of comments should be included.

c. There are several instances in which the rule-making order does not accurately reflect the existing wording of the rule provision which it amends. Specifically, the rule should be revised as follows:

- In the note following s. ATCP 12.05 (1) (b), “also” should be inserted after “See”.
- “Copies are available at cost from the department.” should be inserted at the end of the note following s. ATCP 21.13 (2) (c) 1.
- In the first sentence of the note following s. ATCP 50.01 (27), “the” should be inserted between “of” and “NRCS”.
- In s. ATCP 50.70 (4) (b) 5., “2003” should be changed to “2002”.
- In the note following s. ATCP 51.20 (2) (a) 2., “Engineering” should be changed to “engineering”.

- In the note following s. ATCP 92.22 (1) (b), “Sales” should be inserted after “Document”.
- d. In s. ATCP 3.10 (2), the note should conclude with the notation “, Stats.”
- e. SECTION 6 of the rule-making order, which amends an appendix to chapter ATCP 21, is out of sequence. Since the appendix appears at the end of a chapter, the SECTION of the rulemaking order affecting the appendix should appear after the sections that affect the text of the chapter. See s. 1.04 (1) of the Manual. [See also SECTIONS 16 and 17 of the rule-making order.]
- f. It appears that the “attached” maps referred to in SECTIONS 16 and 17 of the rule-making order are not actually attached to the order.
- g. It would be helpful if the note following s. ATCP 50.79 (3) (a) would specify a specific department or office within the University of Wisconsin-Madison where the copies referred to may be purchased.
- h. The notation “Chapter ATCP 50” should be added to Appendix G, which is attached to the rule-making order.
- i. SECTION 110 of the rule-making order should specify the location at which the newly created material is to be inserted in the existing rules.