



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 09-040

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated September 2008.]

1. Statutory Authority

In s. GAB 6.05 (2), why does the current rule apply to a registrant who makes disbursements in a total amount or value of \$20,000? The statute upon which the agency bases its statutory authority [s. 11.21 (16), Stats.] does not appear to apply to registrants who make disbursements in that amount, but, rather, applies to registrants who or which accept contributions in that amount.

2. Form, Style and Placement in Administrative Code

a. In the introductory clause, “proposes” should replace “proposed” and “Wis. Adm. Code,” should be removed. [s. 1.02 (1), Manual.]

b. The rule preface should include a statement concerning the deadline for submission of comments about the rule. [s. 1.02 (2) (a) 12., Manual.]

c. In s. GAB 6.05 (1) (c), “~~data~~” should be inserted between “~~computer~~” and “~~file~~.” Also, “~~text~~” should be inserted between “~~delimited~~” and “~~file~~.”

d. The agency might consider including an initial applicability clause in the proposed rule. [s. 1.02 (3m), Stats.]

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

a. In bullet point #2 of the analysis, the reference to s. 227.24, Stats., should be removed because the proposed rule is not an emergency rule. In addition, the statutory sections should be placed in numerical order.

b. In bullet points #3 and #5, “s. GAB 6.05” should replace “GAB 6.05.” [s. 1.07, Manual.]

c. In bullet point #4 of the analysis, “ch. 11, Stats.” should replace “Wisconsin Statutes ch. 11.” [s. 1.07, Manual.]

d. In s. GAB 6.05 (1) (intro.), (2), (3), and (5), “this rule” should be replaced with a more specific reference. [s. 1.07 (1) (a), Manual.]

e. In s. GAB 6.05 (2), the period at the end of the subsection should not be underlined. [s. 1.06 (4), Manual.]

f. In s. GAB 6.05 (5), the underlined period in the third line should be removed and the period in the fourth line should not be stricken-through. [s. 1.06 (4), Manual.]

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

a. In the title of the proposed rule, “PROPOSED” should replace “PROPOSED” on page 1.

b. In bullet point #3 of the analysis, a comma should be inserted after “GAB 6.05.”