



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 10-056

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

Section DCF 201.04 (2g) (c) 1. uses the term “weekly authorized hours.” Subdivision par. 1. a. refers to “weekly usage.” However, s. 49.155 (6g) (am) and (am) 1., Stats., use the terms “authorized hours” and “hourly usage,” respectively. The department should explain its statutory authority to redefine these terms.

2. Form, Style and Placement in Administrative Code

The effective date in SECTION 13 of the proposed rule appears to be the date that the emergency rule takes effect. Effective dates for permanent rules, however, should follow the format in s. 1.02 (4), Manual. The department should rewrite the effective date to be consistent with this section of the Manual.

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

Section DCF 201.04 (2g) (c) 1. a. refers to child care “authorizations.” What are authorizations? It appears that this word should be replaced with the phrase “authorized hours” to be consistent with s. 49.155 (6g) (am) 2., Stats. The department should consider clarifying this term or replacing it with the statutory phrase for consistency.