



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 10-075

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

2009 Wisconsin Act 215, SECTION 8, specifies that in promulgating the rules required under s. 118.42 (4), Stats., the State Superintendent of Public Instruction must consult with the school district or school board president, the school district administrator, and labor organizations representing employees of each school district that the state superintendent determines is immediately affected by s. 118.42, Stats., and legislators whose legislative district include any portion of each such school district. Did the state superintendent consult with the specified groups regarding this rule? If so, it should be mentioned in the rule analysis prepared by the department.

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

a. In the second sentence of the plain language analysis, “they are” and “are” should be replaced by “it is” and “is,” respectively.

b. In the summary of, and comparison with, existing or proposed federal regulations section of the rule analysis prepared by the department, the acronym “(AYP)” should be inserted after the phrase “adequate yearly progress.”

c. In s. PI 43.01 (1) (a), “school” should be inserted after “consecutive.” Also, the word “must” should be replaced by the word “shall.”

d. In s. PI 43.01 (1) (c), “one or more of” should be inserted after “implement.” The comma in between “(3)” and “(a)” should be placed after “(a).” In addition, after “the state superintendent may direct,” the rest of material from s. 118.42 (3) (a), Stats., which lists the specified groups the state superintendent must consult with, should be added.

e. In s. PI 43.01 (1) (d), “school” should be inserted after “consecutive.” Also, “one or more of” should be inserted after “implement.” The second instance of “if” should be changed to “that.”