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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 10-143

#### 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.]**

#### 2. Form, Style and Placement in Administrative Code

- a. It is suggested that the modifications to s. PSC 168.13 (2) be drafted as follows:

**SECTION 4.** PSC 168.13 (2) is amended to read:

PSC 168.13 (2) (a) If the commission has determined that grounds for revocation exist, the commission may commence a revocation proceeding by mailing to the affected reseller, at its last known address on file with the commission, a written notice of the reasons for the proposed revocation of certification under this section.

(b) Within 30 days of the mailing date of said ~~the~~ notice under par. (a), a reseller may file a written ~~petition for continued certification.~~ The petition shall contain a statement of any corrective action taken and state whether a hearing is requested or waived. response that may contain one or more of the following:

1. A showing that ...
2. A showing that ...
3. An objection to ...

**SECTION 5.** PSC 168.13 (2) (c) is created to read:

(c) Depending upon the information received, the commission may determine that the grounds for revocation have been remedied, proceed to revoke the reseller's certificate, or take other action as may be appropriate in the circumstances. Failure of a reseller to respond under this subsection shall result in revocation of certification without hearing.

b. The effective date language in SECTION 6 should not be underscored.

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

It appears that the reference to s. 196.01 (1) (d) in the first paragraph of the first section of the analysis to this rule and the reference to s. 196.01 (1d) (c) in the second paragraph should both be to s. 196.01 (1d).