



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 14-007

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 November 2011.]

2. Form, Style and Placement in Administrative Code

a. In the introductory clause, the department should review the enumeration of provisions treated by the proposed rule for consistency with the treatments specified in the rule text. For example, it appears the enumeration should refer to amendment of s. ATCP 34.08 (2) (c) to (e) rather than pars. (b) to (d) 1. and 2., and (e). Additionally, the enumeration should include a reference to s. ATCP 34.16 (4) (a) (intro.).

b. In s. ATCP 34.02 (14g), “Permanent Collection” should be changed to “Permanent collection”.

c. In s. ATCP 34.02 (17r), “can” should be changed to “may”.

d. In s. ATCP 34.06 (2) (a), the notation “, Stats.” should be added after “s. 20.115 (7) (va)”. This problem also occurs in s. ATCP 34.16 (3).

e. In the relating clause of SECTION 18 and the text of the rule, the notation “(n)” should be deleted. [See s. 1.09 (2) (c), Manual.]

f. In the relating clause of SECTION 19, the instances of “(intro.)” should be deleted. This problem also occurs in the relating clause of SECTION 23.

g. In s. ATCP 34.08 (2) (title), “EVALUATING” should be underscored.

h. In SECTION 20, the relating clause should be changed to “ATCP 34.08 (2) (a) is repealed.”.

- i. In s. ATCP 34.08 (2) (d), the notations “(1)” and “(2)” should be changed to “1.” and “2.”.
- j. In the relating clause of SECTION 24, the colon should be replaced with a period.
- k. In s. ATCP 34.16 (3) (title), “EVENT” should be deleted and “COLLECTIONS” should be changed to the singular. The same problem occurs in sub. (4) (title). In addition, in sub. (3), “a” should not be deleted and “collections” should be changed to the singular. [See s. 1.01 (9) (e) Manual.]
- l. In SECTION 27, the treatment clause should include references to s. ATCP 34.16 (3) (intro.) and (4) (a) (intro.).
- m. In s. ATCP 34.18 (2) (b), “collections” should be changed to the singular.

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

- a. In s. ATCP 34.02 (17r), it appears that the phrase “such drugs as” is unnecessary and should be deleted. Also, it would be helpful if the rule included a Note that provided how or where to obtain a list of Schedule II to V controlled substances.
- b. In s. ATCP 34.02 (17g), the meaning of the phrase “in kind costs” should be clarified. Under s. 34.04 (2), a clean sweep grant may reimburse a grant recipient’s direct costs for a project, but the rule is silent regarding reimbursement of in kind costs. In addition, the phrase “; as provided under s. ATCP 34.04 (2)” should be added after “direct, reimbursable costs”.
- c. In s. ATCP 34.04 (3) (h), “and” should be inserted between “perfumes” and “hand lotions”. In addition, the spacing in the rule should be fixed to move the phrase “option is presently available” up to the previous line.
- d. In s. ATCP 34.16 (3), “s. ATCP 3418 (2)” should be changed to “s. ATCP 34.08 (2)”.