



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 14-035

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 portion of the Plain Language Analysis describing SECTIONS 1 and 2 of the rule, both occurrences of “identifies” should be capitalized. In addition, in the description of SECTION 2, the phrase “the amount of time in which” should be replaced with “how long”, and the description should identify who is responsible for keeping the certificates of completion.

b. An applicant for renewal of the podiatrist credential must complete at least 50 hours of continuing education programs every two years. Under both the current and proposed rules, an applicant must report on his or her compliance with this requirement at the time they apply for renewal of their credential. The analysis incorrectly states that SECTION 1 of the rule “identifies when compliance with the continuing education requirement must be reported”. The proposed rule does not identify when compliance must be reported, but rather adjusts the two-year period for which an applicant must report at the time of credential renewal. The analysis should more accurately describe this change.

c. The text of current s. Pod 3.01 is not accurately shown in the first sentence of SECTION 1 of the rule-making order. Specifically, the phrase “in the each second year” should be changed to “in each second year”.

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

In s. Pod 3.01, the citation to the statutory provision that establishes the renewal date for podiatrist credentials should be changed to “s. 440.08 (2) (a) 60., Stats.”.

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

a. Proposed s. Pod 3.04 states, in part, that “The board may conduct a random audit of all licensees”. Should “all” be changed to “any”? If all licensees were audited, the audit would not be random. In addition, as written, the rule could be interpreted to require that, if an audit is performed, all licensees must be audited.

b. In the first sentence of proposed s. Pod 3.04, “for compliance” should be replaced with “to determine compliance”.