



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 17-096

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 December 2014.]

2. Form, Style and Placement in Administrative Code

a. In the introductory clause for the proposed rule, under the listing of provisions that are created, the following comments apply:

- (1) The reference to “(3m)” in “N 1.04 (1) (dm), and (3m)” should be corrected to “(em)”.
- (2) The reference to “1.08 (3) (d)” should be corrected to include “1m.”, as follows: “1.08 (3) (d) 1m.”.

b. In s. N 1.02 (1), the rule text should list the defined term to accurately reflect the current rule text, as “Annual NCLEX pass rate”, and the acronym “NCLEX” within the term should be shown with a strikethrough. [s. 1.06 (1) (a), Manual.]

c. In s. N 1.08 (3) (b) 3., the abbreviation “subdiv.” should be revised to “subd.”. [s. 1.03 (1) (Example), Manual.]

d. In s. N 1.10 (3) (d), the final period should be shown without a strikethrough.

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

a. In s. N 1.04 (1) (f) 1., the first sentence refers to “contracts” while the second sentence refers to “contracts or memoranda of understanding”. If the term “memoranda of understanding” is intended in a manner that is redundant to the term “contract”, it could be removed. Alternatively, if the term “contracts” is not broad enough by itself, consider using the more generic term “written agreements” in both sentences for consistency. If not redundant, consider revising this provision

to clarify whether, and how, the scope of the second sentence is intended to be broader than the first sentence.

b. In s. N 1.04 (1) (f) 3., for grammatical consistency with the other subdivisions, the requirement should refer to “Documentation that clinical experiences are representative of all areas ...”.

c. The reference to “documentation” in s. N 1.08 (1) (d) is not clear. Consider requiring the school to “maintain written agreements between” the school of nursing and the parties listed in the rule. Also, consider specifying not only that the agreements must be maintained, but also what they should contain. For a comparison, see par. (a), which does not just require provision of resources, but requires provision of resources “adequate to support school processes, security, and outcomes”.

d. In s. N 1.08 (3) (b) 2., it appears that the second sentence should start with “A doctoral” rather than “Doctoral”.

e. In s. N 1.08 (3) (d) 1m., it appears that the phrase “is a master’s degree” should be revised to “a graduate level course with a master’s degree”.

f. In s. N 1.08 (3) (d) 2. and 2m., consider revising each provision to provide a clearer distinction between the statements in each that the emergency exception cannot be renewed, versus the final statements in each regarding the board’s approval of “another” emergency exception. Specifically, if an emergency exception in each situation cannot be renewed, what authority does the board have to approve “another” emergency exception?

g. In s. N 1.09 (1), should the first reference to “NCLEX” be removed? Should other references to the NCLEX be revised to include any other types of examinations, similar to the revised definition in s. N 1.02 (1)? Consider dividing sub. (1) into further subunits to provide a clearer distinction for which circumstances use which sources to determine the pass rates.