



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 19-028

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and Legislative Council Staff, updated December 2016.]

2. Form, Style and Placement in Administrative Code

- a. In the rule summary’s listing of statutory authority, the citation to s. 961.39, Stats., could be removed. The proposed rule interprets that section for administration by the department, but the section does not itself confer rulemaking authority. [s. 1.02 (2m), Manual.]
- b. An entry should be inserted for the rule summary’s description of the analysis and supporting documents used to determine the effect on small business.
- c. The rule summary’s listing of the deadline to submit comments should specify the date of the public hearing or how a reader could determine that date, rather than referring only generally to the “date of the public hearing”.
- d. In ss. SPS 10.02 and 10.03, the paragraph titles should be shown in italics. [s. 1.05 (2) (d), Manual.]
- e. In s. SPS 10.03 (2) (d) 1. (intro.), the period at the end of the sentence should be revised to a colon. [s. 1.03 (3), Manual.]
- f. In s. SPS 10.03 (2) (i), should subds. 3. and 4. be moved to a new paragraph for antiviral agents, rather than being subunits of antibiotics?

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

In the rule summary's explanation of agency authority, to be more complete, the description of s. 961.39, Stats., should state that optometrists may prescribe certain Schedule II controlled substances, as permitted under sub. (2m) of that section.