



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Anne Sappenfield
Legislative Council Director

Margit Kelley
Clearinghouse Assistant Director

Jessica Karls-Ruplinger
Legislative Council Deputy Director

CLEARINGHOUSE RULE 19-103

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.]

1. Statutory Authority

In the analysis, consider adding a brief explanation regarding use rights in the ceded territory, including a reference to *State v. Gurnoe*, 53 Wis. 2d 390 (1972), in the explanation of statutory authority.

2. Form, Style and Placement in Administrative Code

a. In SECTIONS 5 and 6, it may be simpler to repeal and recreate all of s. NR 25.06 (1) (a). Otherwise, the repeal of subd. 3. should be treated together with the repeal of subd. 4. in SECTION 6, and the creation of the note following subd. 2. should be treated in a separate section. Also, should s. NR 25.06 (1) (a) 5. also be repealed? If not, consider incorporating it in a separate paragraph, as it may be odd to include it following the new chart.

b. In SECTIONS 13, 17, and 19, stricken-through text should consistently precede underscored text. [s. 1.06 (1), Manual.]

c. In SECTION 17, subdivisions for which the only modification is the creation of a new title should be treated in a separate section. [See s. 1.05 (3) (a), Manual.]

d. In SECTIONS 17, 18, and 20, titles of subdivisions should be enclosed with single quotation marks. [See s. 1.05 (2) (e), Manual.]

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

In SECTION 5, could references to waters located to the west and east of Bark Point instead be replaced with the terms “WI-1” and “WI-2”, which are defined in SECTION 2?