



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Anne Sappenfield
Legislative Council Director

Margit Kelley
Clearinghouse Assistant Director

CLEARINGHOUSE RULE 20-060

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 rule analysis, the agency should identify the adjacent states’ code provisions that address this subject matter, and identify or link to documentation of the states’ updates.

b. In s. UWS 7.05 (1) (a), the stricken period before the underscored text should be removed, and the final period should be shown without underscoring.

c. In the treatment clause for SECTION 4 of the proposed rule, the designation “(intro.)” should be inserted after “(3)”. The treatment of sub. (3) and its subunits should also be reviewed, as the text for pars. (a) and (b) is shown without any amendments. If those subunits are not affected, their text should not be shown, and the treatment clause should be revised to specifically identify “(3) (intro.) and (c)”. Alternatively, if amendments are intended, the amendments should be shown with strike-throughs and underscoring.

d. In s. UWS 7.05 (3) (intro.), an introductory statement, ending in a colon, should be inserted. [s. 1.03 (3), Manual.]

e. In s. UWS 7.05 (3) (c), the abbreviation “ch.” from the current text of the rule should be inserted and shown with a strike-through before the underscored “chs.”.

f. In s. UWS 7.05 (5) (c), the underscored material should be shown all together, following the stricken material that should be shown all together (ending with the phrase “shall receive”). For example, “~~In cases involving ... the complainant shall receive~~ The faculty member shall receive ... provide the affected party”. [s. 1.06 (1) (a), Manual.]

g. In s. UWS 7.05 (8), the period after “7.02” should be removed, and the final period should be shown without a strike-through.

h. In SECTION 5 of the proposed rule, the effective date provision should be revised to specify that the rule takes effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22 (2) (intro.), Stats., or some other specified date. [s. 1.02 (4), Manual.]

i. The relating clause for the proposed rule should be updated to reflect any changes in designation or treatment made in response to these comments.

3. Conflict With or Duplication of Existing Rules

Generally, Clearinghouse Rules 20-059, 20-060, 20-061, and 20-062, and chs. UWS 4, 7, 11, and 17 should be reviewed for consistency with one another.

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

In three instances, the proposed rule amends the phrase “his or her” to instead refer to the subject. The agency could consider likewise amending the instance of that phrase that appears in s. UWS 7.06 (1) (intro.).