



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 20-066

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 2020.]

1. Statutory Authority

In the analysis for the proposed rule, the department could consider removing the statutory authority citation to s. 29.041, Stats. That statute provides authority for the department to regulate fishing on and in all interstate boundary waters and outlying waters. The proposed rule does not appear to apply to any interstate boundary waters or any outlying waters.

2. Form, Style and Placement in Administrative Code

a. In the analysis for the proposed rule, the 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 a date “to be determined”.

b. A heading could be inserted at the beginning of the text of the rule to better separate that material from the analysis for the proposed rule. Compare, for example, the heading “Rule Text” that is given in CHR 20-067.

c. In s. NR 20.20 (44) (g) 3., in the sixth column of the table, the department could consider whether the phrase “and only one fish may be longer than 28” is redundant. In the fifth column of the table, the proposed rule establishes a daily bag limit of one in total for walleye, sauger, and hybrids. Therefore, an angler would be limited to one such fish per day, whether it was longer than 28 inches or between 18 and 22 inches.

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

a. In the listing of treated provisions in the caption for the proposed rule, insert a period and a comma after “3”. The listing would appear as follows: “to amend NR 20.20 (44) (g) 3., relating to ...”.

b. In the analysis for the proposed rule, the listing of the related rules should be revised to identify the official emergency rule numbers that are assigned when published in the Administrative Register, rather than the internal, departmental identification of the emergency rules.