



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 23-004

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Council Staff and the Legislative Reference Bureau, dated November 2020.]

1. Statutory Authority

In the rule summary’s listing of statutory authority, the citations could be revised to more precisely cite the specific statute sections that authorize the department to promulgate rules governing well construction and equipment. For example, the citation to ch. 280, Stats., could more precisely cite to ss. 280.11 (1) and 280.13 (1), Stats. The department could also consider whether the citation to s. 227.11 (2) (a) (intro.), Stats., could be removed, as other provisions grant more specific rulemaking authority.

2. Form, Style and Placement in Administrative Code

The proposed rule incorporates a new ASTM standard that is not identified under the current rule. A rule may, in certain circumstances, incorporate or update standards from technical societies and organizations, with the consent of the Attorney General. The rule summary should be revised to include a comment on compliance with that requirement. [s. 227.21 (2) (a), Stats.; and s. 1.14, Manual.]