



Wisconsin Legislative Council

RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Anne Sappenfield
Legislative Council Director

Margit Kelley
Clearinghouse Assistant Director

CLEARINGHOUSE RULE 23-059

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

The proposed rule analysis includes s. 631.20, Stats., regarding filing and approving of forms, as a source of statutory authority for the rule. The explanation of statutory authority states that provision, “requires these policies/risks to be approved by OCI”. Consider further clarifying how s. 631.20, Stats., is a source of statutory authority for the proposed rule. Is it the case that s. 631.20, Stats., operates as a source of authority for the proposed rule through the definition of “form” in s. 600.03 (21), Stats.? If so, it may be useful to highlight that connection, as this definition of “form” differs from the more common definition of the term, referring to a document created and issued by a state agency (e.g., an application form submitted to an agency in order to obtain a credential issued by the agency).

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

a. Throughout the rule analysis, references to statutes and rules should be revised to more consistently conform to the style described in s. 1.15 (2) of the Manual.

b. SECTION 1 of the proposed rule creates an additional item on a list without changing related punctuation. To reconcile the proposed rule with the existing administrative code, remove the period following “resort” and replace it with a comma, and add a period following “Veterans” in the proposed rule. Note, however, that the existing administrative code does not conform to the style described by s. 1.11 (3) of the Manual. Consider more extensive amendment of s. Ins 3.15 (4) (a) to adopt the preferred style.