



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 23-064

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

Section 440.09 (5), Stats., relating to reciprocal credentials for service members, former service members, and their spouses, is listed in the statutory authority section of the rulemaking analysis, but no material in the proposed rule appears to relate to that rulemaking authority.

2. Form, Style and Placement in Administrative Code

a. In the agency’s analysis for the proposed rule, the deadline to submit comments should either identify a date or describe how a reader may determine the date, rather than stating “TBD”.

b. The definitions created in the proposed rule that cross-reference definitions in the statutes should be modified to change the phrase “is defined under” to “has the meaning given in”. Consider also modifying s. Psy 1.02 (10m) and (11) in the current rule for consistency with that phrasing. [s. 1.07 (4) (a), Manual.]

c. The definition created for “IPC” should be modified to match the statutory term that is cross-referenced. That material should instead say ““Interjurisdictional practice certificate” or “IPC” has the meaning given in s. 455.50 (2) (im), Stats.”. Also, in the proposed rule, the definition is numbered as par. (6e). However, this would place the definition before “interim psychologist”, in par. (6g), which is not in alphabetical order. Consider, instead, numbering the term as par. (6L), to make the placement follow “interim psychologist”. [s. 1.07 (2) (b) 3., Manual.]

d. The rule caption’s enumeration of treated provisions should be updated to reflect any changes made in response to these comments.