



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 23-066

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 and explanation of agency authority, it appears the citation to s. 447.02 (2) (e), Stats., could be removed. That provision relates to educational requirements for administration of local anesthesia, and the proposed rule does not address those educational requirements.

2. Form, Style and Placement in Administrative Code

a. In SECTION 2 of the proposed rule, the definitions created in s. DE 3.05 should be restructured to provide an introductory statement that explains the applicability of the definitions. The definitions should also be placed in alphabetical order. [s. 1.07 (2) (b), Manual.] For example, if the definitions apply only in s. DE 3.05, the section could instead be structured as follows:

(1) In this section:

(a) “Subgingival anesthetics” means....

(b) “Topical anesthetics” means....

(2) Pursuant to s. 447.06 (2) (c), Stats., a dental hygienist may....

b. In SECTION 2 of the proposed rule, the first word of each subunit should begin with a capital letter.

c. In SECTION 2 of the proposed rule, the introduction and subunits in s. DE 3.05 (3) (b) should be revised to conform to current conventions for list formatting. In particular, the introductory statement in par. (b) should end with the phrase “all of the following:” to specify that “all” of the subunits must apply, and subd. 1. should end in a period. [s. 1.11, Manual.]