



Wisconsin Legislative Council

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 24-037

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.]

2. Form, Style and Placement in Administrative Code

a. In the analysis to the proposed rule, with respect to the agency’s explanation of statutory authority, see Clearinghouse comment 2. a. to Clearinghouse Rule 24-035.

b. In SECTION 86, is the limited application noted in s. NR 666.905 (3) (c) (Note 2) addressed by another provision of state or federal law? If not, that limited application should be created in a provision that is not a note. [See s. 1.12 (1), Manual.]

c. In SECTION 92, “NR 668.42 (1)” and the note do not need to appear in the rule text before and after the amended table. A similar comment applies to “NR 668.45 (4)” before the table that is amended in SECTION 93.

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

a. In SECTION 40, the two instances of the term “nonsudden” in the certification of valid claim could be amended as “non-sudden” to match the amendment of that term in the introductory language for an irrevocable letter of credit.

b. In SECTION 85, “which” should be deleted from the phrase “which that will” in s. NR 666.905 (1) (f) 1. In addition, in s. NR 666.905 (1) (f) 3., “the” could be added before the second instance of the phrase “facility owner or operator”, and “4.” should be deleted.

c. In SECTION 103, the phrase “emulsion when used as lubricants” could be revised in s. NR 679.01 (12) (Note) to make the terms “emulsion” and “lubricants” either both singular or both plural.