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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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### CLEARINGHOUSE RULE 19-100

#### Comments

**[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated December 2014.]**

#### 2. Form, Style and Placement in Administrative Code

- a. In s. Chir 12.01 (1) (intro.), the underscored period should be moved to appear after the strike-through of the phrase “by any of the following.”.
- b. In the treatment clause for SECTION 16 of the proposed rule, the listing of “1. to 9.” should be revised to “1., (Note), and 2. to 9.”. The listing should also be revised in the rule caption’s listing of affected provisions.
- c. In s. Chir 12.03 (2) (a) 5., the underscored comma after the word “evidence” should be moved to appear after the strike-through of “to the satisfaction of”.

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

- a. In determining acceptable educational hours, the board could consider explaining the computation of hours required for a qualifying nutritional counseling education program. Section 446.02 (2) (c), Stats., requires 48 hours of postgraduate study in nutrition, as does s. Chir 12.03 (1) (am) in the proposed rule. However, in total, it appears that the rule requires only 40 hours of study, because s. Chir 12.03 (3) treats 50 minutes as an hour of education credit. The statute refers to “study” hours, rather than “credit” hours; if these terms are treated synonymously, that could be explained.
- b. Section 446.02 (2) (c), Stats., also specifies that no fee is required for an individual who is eligible for the veterans fee waiver program. However, in s. Chir 12.02 (2), in both the current and proposed rule, the requirement to pay the fee does not refer to the veterans waiver. It would

be helpful to a reader if the waiver were explicitly referenced. For example, the provision could specify, “unless the person is eligible for the veterans fee waiver program under s. 45.44, Stats.”.