



Wisconsin Legislative Council

RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Anne Sappenfield
Legislative Council Director

Margit Kelley
Clearinghouse Assistant Director

CLEARINGHOUSE RULE 21-023

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. The proposed rule should begin with an introductory clause that is comprised of an enumeration of the rule provisions treated by the proposed order and the nature of the treatment, followed by a relating clause. [s. 1.01, Manual.]

b. In SECTION 2 of the proposed rule, the agency strikes the phrase “one of”. Is the intent to change the meaning of this provision to mean “all of”? Additional revision could clarify the intended effect of the amendment of s. PSC 160.02 (21) (intro.).

c. In SECTION 28 of the proposed rule, the order of stricken and underscored text should be reversed.

4. Adequacy of References to Related Statutes, Rules and Forms

In SECTION 24 of the proposed rule, which modifies s. PSC 160.062 (4), there are two references to 47 CFR 54.405 (e). It appears that the second reference is unnecessary and should be deleted.

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

a. In SECTION 2 of the proposed rule, which modifies s. PSC 160.02 (21) (b), it appears that the language “as of February 8, 2021” is intended to modify the reference to 47 CFR 54.400 (f). However, it could also be understood as modifying the reference to the customer’s income. The agency should consider revising the provision to avoid confusion.

b. In SECTION 8 of the proposed rule, the treatment of the word “Deaf” should be indicated as “~~deaf~~ Deaf”. Additionally, given the use of title case in that provision, did the agency intentionally avoid use of title case in SECTION 27?