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# Wisconsin Legislative Council

## RULES CLEARINGHOUSE

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**Scott Grosz**  
Clearinghouse Director

**Anne Sappenfield**  
Legislative Council Director

**Margit Kelley**  
Clearinghouse Assistant Director

### CLEARINGHOUSE RULE 21-095

#### 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.]**

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

In its description of statutes interpreted by the proposed rule, the agency should also consider citing s. 115.782 (4), Stats., which prescribes when local educational agencies must re-evaluate children with disabilities, as the proposed rule relates to the same subject matter.

#### **6. Potential Conflicts With, and Comparability to, Related Federal Regulations**

In its summary of, and comparison with, existing or proposed federal regulations, the agency refers to 20 U.S.C. 1401 (3) (A) and (B), which provide definitions of the phrase “child with a disability”. The agency should consider also referring to 20 U.S.C. 1414, which outlines re-evaluation procedures and criteria for eligibility as a child with a disability, both relevant to the proposed rule.