



Wisconsin Legislative Council

RULES CLEARINGHOUSE

Scott Grosz
Clearinghouse Director

Anne Sappenfield
Legislative Council Director

Margit Kelley
Clearinghouse Assistant Director

CLEARINGHOUSE RULE 21-105

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 SECTION 7, consider creating the titles of sub. (1e) to read “UNEMPLOYMENT INSURANCE AND WORKER CLASSIFICATION COMPLIANCE PETITIONS; HOW TO FILE.” in order to distinguish this subsection from the other subsections addressing where to file and when a petition is considered filed.

a. In SECTION 7, consider creating the titles of sub. (1m) to read “WORKER’S COMPENSATION PETITIONS; HOW TO FILE.” in order to distinguish this subsection from the other subsections addressing where to file and when a petition is considered filed.

b. In SECTION 8, the first sentence of proposed s. LIRC 1.025 (3) (a) is unnecessary and may be stricken. The acceptability of filing by facsimile has been established in earlier subsections.

c. In SECTION 10, consider creating the two sentences in the NOTE as subs. (4) (a) 1. and 2.

d. Consider dividing SECTION 12 into separate sections: one containing the renumbered rules and one containing the renumbered and amended rules.

e. In SECTION 12, consider renumbering ss. LIRC 1.027 to 1.051 (1) and creating: “LIRC 1.051 (2). The commission may decline to consider an answer received after the commission has reached a decision on the petition even if it has not yet issued a written decision when the answer is filed.”.

f. In SECTION 12, proposed s. LIRC 1.071 (1) and (2), current language uses “in such cases” in one subsection and “in those cases” in the other. Consider making those consistent or striking both and starting each sentence with “Any party may obtain a copy...”.

g. In SECTION 21, consider creating separate paragraphs for each method of filing; in the alternative, consider creating two paragraphs entitled “Milwaukee” and “Madison” and listing each method of filing as subdivisions under those paragraphs.