



State of Wisconsin
Governor Tony Evers

Department of Agriculture, Trade and Consumer Protection

DATE: January 30, 2020

TO: Board of Agriculture, Trade and Consumer Protection

FROM: Randy J. Romanski, Interim Secretary
Steve Ingham, Division of Food and Recreational Safety Administrator

SUBJECT: ATCP 78, Recreational and Educational Camps

PRESENTED BY: Steve Ingham

REQUESTED ACTION:

At the January 30, 2020, Board meeting, the Department will request approval of a Preliminary Public Hearing Notice for a Statement of Scope to consider revision of ch. ATCP 78 (Recreational and Educational Camps).

SUMMARY:

The Department of Agriculture, Trade and Consumer Protection (Department) licenses and inspects 66 recreational and educational camps, and local health department agent programs in 44 jurisdictions license and inspect an additional 174 camps. Across the retail food, lodging, and recreational businesses regulated by the department, recreational and educational camps can pose some of the greatest risks to public health if they are poorly managed. This risk level is a function of many activities that can be found at camps, e.g. archery, swimming, wilderness trips, and the vulnerable populations that attend camps, e.g. special-needs, children.

In order for the Department to appropriately protect public health at recreational and educational camps, it is important that regulatory requirements found in ch. ATCP 78 reflect current camp activities, user groups, and best practices. The Department has written a Statement of Scope for revision of ch. ATCP 78. The Governor approved the Statement of Scope on December 5, 2019.

On December 30, 2019, the Co-Chair of the Joint Committee for Review of Administrative Rules (JCRAR) directed the department to hold a preliminary public hearing and comment period on the Statement of Scope. The Board is statutorily restrained from approving the Statement of Scope until the preliminary hearing and comment period are completed.

Contingent upon Board approval, the Department has planned two public hearings on the Statement of Scope, in Madison on February 14, 2020, and in Wausau on February 17, 2020. The Department also plans to accept written comments through February 24, 2020.

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State of Wisconsin
Department of Agriculture, Trade and Consumer Protection

NOTICE OF PUBLIC HEARING AND COMMENT PERIOD FOR SS 126-19

The Wisconsin Department of Agriculture, Trade and Consumer Protection (Department) announces that, pursuant to Wis. Stat. § 227.16 (1), it has been ordered by the Joint Committee for the Review of Administrative Rules to hold a preliminary public hearing and receive written comments on a scope statement relating to possible revision of Wisconsin Administrative Code ch. ATCP 78, regarding recreational and educational camps. The hearings will be held at the times and places below.

Hearing Dates and Locations:

Friday, February 14, 2020

Department of Agriculture, Trade and Consumer Protection – Hall of Fame Room 172
2811 Agriculture Dr.
Madison, WI 53718

10:00 a.m. – Noon (all commenters present before noon will be allowed to speak)

Monday, February 17, 2020

Wausau Entrepreneurial & Education Center – Room 100
100 N. 72nd Ave.
Wausau, WI 54401

11:00 a.m. – 2:00 p.m. (all commenters present before 2 p.m. will be allowed to speak)

Hearing testimony or comments will be taken on a first-come, first-served basis after the opening statements are read into the record.

Following the public hearing, the hearing record will remain open until February 24, 2020, for additional public comments. Comments may be sent to the Department at the address below, or to Caitlin.Jeidy@wisconsin.gov. The scope statement for the proposed rule is available to review at https://docs.legis.wisconsin.gov/code/scope_statements/all/126_19.

Accommodations

Hearing impaired persons may request an interpreter for this hearing. Please make reservations for a hearing interpreter by contacting Caitlin Jeidy using the information below. The hearing facilities are handicap accessible.

Department Contact:

Caitlin Jeidy

Division of Food and Recreational Safety

Department of Agriculture, Trade, and Consumer Protection

P.O. Box 8911

Madison, WI 53708-8911

(608) 224-4696

Dated this ____ day of January, 2020

STATE OF WISCONSIN,
DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION

By _____

Randy Romanski, Interim Secretary