



State of Wisconsin
Governor Tony Evers

Department of Agriculture, Trade and Consumer Protection
Secretary Randy Romanski

ATCP 72 RULE REVISION ADVISORY COMMITTEE MINUTES

June 25, 2024

The ATCP 72 Rule Revision Advisory Committee met via Teams on June 25, 2024. The meeting was preceded by public notice as required by Wis. Stat. §19.84.

Call to Order

Ted Tuchalski began the meeting at 1:00 p.m.

Members Present

David, Bond, Andy Dietz, Bill Elliott, Trista Groth, Jim Kaplanek, Jason Kjeseth, Craig Kratcha, Brandon McConnell, Melissa O'Neill, Krissy Sigmund, Amy Springer, Greg Stillman, Ted Tuchalski

Guests Present

Brian Becker, Adam Brock, Mary Ellen Bruesch, Matt McKay, Reed McRoberts, Desi Niewinski, Troy Sprecker, Linda Zillmer

Minutes

Public Appearances

No public appearances.

ATCP 72.08 Department fees.

Jim Kaplanek presented three different fee structure models for the three fee tables. All three models generated nearly the same targeted revenue. Model 1 had higher fees for pre-inspections compared to the other models. Model 2 had higher fees for annual license compared to the other models. Model 3 was a blend between the other models. All fees will incur a 5% increase 2027. The fee tables currently used for ATCP 72 were last modified in 2008.

The following comments were made:

- Greg Stillman requested more information on the rate of increase per year from current fees to the proposed fees.

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- Bill Elliott asked how the proposed fees will compare to areas that are not inspected by state staff. Jim Kaplanek responded that the agent health departments have the ability to set their own fees in order to meet the costs to run their program locally.

Subchapter V General Provisions

Ted Tuchalski revisited draft language for the following: ATCP 79.19(2) Pest control and ATCP 72.25 Death, injury, illness reports.

The following comments were made:

- Bill Elliott and Brandon McConnell had met to discuss the language for the pest control section. Bill was having computer issues at the time and was going to send the language suggestions to Ted Tuchalski.
- Bill Elliott and Brandon McConnell had met to discuss the language for the death, injury, and illness reporting section. They had struggled to develop language that struck a balance between the department's intent and defining exactly what industry is to provide to state or agent health departments. Jim Kaplanek and Ted Tuchalski will reword the section to narrow the scope and present the proposed language at the next meeting.

Subchapter VI Specialty Lodging

Ted Tuchalski presented draft language for the following sections: ATCP 72.27 Exemptions, ATCP 72.28 Prohibitions, ATCP 79.29 General Provisions.

The following comments were made:

- Jason Kjeseth had a concern of ensuring that generated wastewater is being captured in appropriate sanitary systems. Matt McKay echoed the same concerns. Ted Tuchalski confirmed that if sinks are provided then a sanitary system would be required. If sinks are not provided, then reusable kitchen ware and cooking equipment would be prohibited.
- Matt McKay had a concern on the potential number of additional licenses this category would generate.

Upcoming Meeting Dates

The next meeting will be held on July 30, 2024.

Adjournment

Ted Tuchalski concluded the meeting at 2:00 p.m.