

B. Revisit ATCP 72.08 Department Fees

ATCP 72.08 Department fees. (1) FEE SCHEDULE. Pursuant to s. 97.605 (1) (c), Stats., no license may be issued until all applicable fees have been paid. Fee amounts listed in s. ATCP 72.08 Table A or B apply to lodging facility licenses issued by the department under this chapter.

Note: Local health departments that are agents for the department have authority pursuant to s. 97.615 (2) (d), Stats., to establish and collect fees for licenses issued by the local health department. If your establishment is under the jurisdiction of a local health department, contact the local health department for its license fee schedule.

(2) TYPES OF FEES. (a) *Preinspection fee.* 1. For a new license, the operator shall, pay the applicable preinspection fee listed in s. ATCP 72.08 Table A or B to the department before the license is issued pursuant to s. ATCP 72.07 (3).

2. If an individually keyed unit is added to a premises of a lodging facility after the initial issuance of a license, an additional preinspection fee that corresponds to the number of units added shall be paid to the department or its agent pursuant to s. ATCP 72.08 Table A or B.

D. Revisit ATCP 72.19(2) Pest Control

(2) PEST CONTROL. Every lodging facility shall be maintained to prevent the entrance, harborage, or infestation of pests, vermin, or wildlife.

(a) *Effective measures.* 1. Effective measures to minimize the presence of pests shall be utilized. The department or its agent may order the operator to hire a licensed pest control operator to exterminate the pests under the following conditions:

a. The infestation is so extensive that it is unlikely that a nonprofessional can eradicate the pests effectively.

b. Upon a reinspection from the department or its agent pursuant to s. ATCP 72.09 (1) (b), the establishment continues to be in noncompliance with a prior order to rid the establishment of pests.

2. a. Openings to the outside shall be protected from the entrance of pests.

b. All windows that can be opened in each individually keyed unit shall be screened, using 16 mesh or finer material.

3. Pest control measures shall be used in a safe manner.

4. Pest control measures shall be applied according to label instructions. ^P

(b) *Restricted use pesticides.* A restricted use pesticide shall be applied only by an applicator certified and licensed in accordance with ss. 94.704 and 94.705, Stats., and ss. ATCP 29.25, 29.26 and 29.40. ^{Pf}

Note: For bed bugs, when the presence of live or dead bed bugs, eggs, skin casts, or fecal spotting are identified in an individually keyed unit, it is recommended to perform an investigation in the rooms adjacent to the identified room and the rooms above and below the identified room.

E. Revisit ATCP 72.25 Death, injury, illness reports

ATCP 72.25 Death, injury or illness reports. The licensee or their designee shall report an incident that results in death, injury, or illness where an emergency medical service response is required that involves the building environment, premises, or operation. The report shall be filed with the department or its agent by the end of the next business day following the incident by phone or email.

Note: Report deaths, injuries, or illnesses to the bureau of food and recreational businesses by calling (608) 224-4682 or email datcpdfsrec@wisconsin.gov. or if licensed by an agent, by contacting your agent health department.

F. Subchapter VI. Specialty Lodging

(87) “Specialty lodging” means a unique type of structure, greater than 400 square feet in area but

less than 1,500 square feet, typically located in rural or natural settings, and provides an unconventional lodging experience.

Note: Yurts greater than 400 square feet, eco-lodges and primitive cabins are some examples of specialty lodging.

ATCP 72.27. Exemptions. In addition to the requirements under this subchapter, all the requirements under ch. ATCP 72 apply to specialty lodging except as follows: (a) *Water systems.* A specialty lodging facility with an outside water supply system approved pursuant to s. ACTP 72.16 (1) with no plumbing fixtures provided within the structure is exempt from s. ATCP 72.16 (2) (c) and (4).

(b) *Sewage disposal system.* 1. A specialty lodging facility with no plumbing fixtures within the structure is exempt from s. ATCP 72.17 (1) and (2).

2. A specialty lodging facility with an outside toilet shall be approved pursuant to s. ATCP 72.17 (4) (c).

3. Outside toilet facilities are exempt from s. ATCP 72.17 (4) (a) (b), (d), and (e).

ATCP 72.28 Prohibitions. (a) *Food equipment and sinks.* Specialty lodging facilities that are exempt under s. ATCP 72.27 (a) and (b) shall not be provided with, food contact utensils, sinks for handwashing, utensil washing, and sanitization, or cooking equipment, except for a microwave oven.

(b) *Size.* Specialty lodging facilities shall not exceed 1,500 square feet by measuring the exterior footprint formed by the exterior walls. The exterior footprint does not include porches or decks not used for overnight sleeping accommodations.

ATCP 72.29. General provisions. (a) *Water supply.* An outdoor potable water supply shall be available within 400 walking distance feet.

(b) *Toilet facilities.* If the toilet facility is located outside the specialty lodging unit the toilet shall be available within 400 walking distance feet.

(c) *Communication to guests.* Guests shall be clearly informed during the reservation process:

1. What elements are provided in the specialty lodging unit, including information regarding, water supply and location, toilet location, lack cooking equipment, except for microwave, no utensil or handwashing sink and will electricity, heating or air conditioning be provided.

2. What are guests required to provide, such as linens, outdoor cooking utensils and disposable eating utensils.