



State of Wisconsin
Governor Tony Evers

Department of Agriculture, Trade and Consumer Protection
Secretary Randy Romanski

DATE: May 8, 2025

TO: Board of Agriculture, Trade and Consumer Protection

FROM: Randy Romanski, Secretary

SUBJECT: **Approval of Hearing Draft Rule for ATCP 92: Weights and Measures**

PRESENTED BY: David A. Woldseth, Policy Analyst, Division of Trade and Consumer Protection

REQUESTED ACTION:

At the Board meeting on May 8, 2025, the Department will request approval to hold four public hearings on the attached proposed Rule, regarding Wis. Admin. Code ch. ATCP 92 relating to weights and measures, specifically the inclusion of devices measuring electricity provided at electric vehicle charging stations as a weights and measures device.

SUMMARY:

This rule incorporates standards for devices measuring electricity provided at electric vehicle charging stations as a weights and measures device.

The Department published the statement of scope in the June 17, 2024 *Wisconsin Administrative Register* and filed a copy with the Department of Administration. At its July 11, 2024 meeting, the DATCP Board approved a preliminary public hearing on the scope, which was held on July 31, 2024. At the September 19, 2024 DATCP Board meeting, the Board then approved the statement of scope, after which staff prepared the attached hearing draft rule.

If the Board approves these public hearings on this rule, the Department will refer a copy of the rule to the Legislative Council Rules Clearinghouse and publish hearing notices in the *Wisconsin Administrative Register*. The Department will then host four public hearings around the state. These include Madison, in-person at the Prairie Oaks state office building and virtually on June 24, 2025; Waukesha on June 30, 2025 at 141 N. W. Barstow Street, Waukesha; Green Bay on June 26, 2025 at 2984 Shawano Avenue, Green Bay, WI; and Eau Claire on July 2, 2025 at the Eau Claire State Office Building, 1300 W Clairemont, Eau Claire. The Department will also provide a comment period from June 24, 2025 through July 10, 2025.

At the conclusion of the public hearings and the comment period, the Department will prepare the final draft rule which will be presented for the Board's consideration. If the Board approves, the Department will transmit the rule to the Governor for his written approval.

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THE DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION'S
PROPOSED ORDER TO ADOPT PERMANENT RULES

PROPOSED ORDER

The Wisconsin Department of Agriculture, Trade and Consumer Protection proposes an order *to amend* ATCP 92.01 (10h) and (Note); and *to create* ATCP 92.01 (5m) *relating to* weights and measures and affecting small business.

Analysis Prepared by the Department of Agriculture, Trade and Consumer Protection

Statutes Interpreted:

Wis. Stat. ch. 98 and s. 196.01 (5) (b) 8.

Statutory Authority:

Wis. Stats. ss. 93.07 (1); 98.01 (7); 98.03 (1) and (2); 98.04; 98.06 (1); 98.07 (4); 98.18 (1) (a) and (bm), (1h), and (2); and 196.01 (5) (b) 8.

Explanation of Agency Authority

Wisconsin Stat. s. 98.03 (2) states, "The department may issue rules governing the construction, installation, and use of commercial weights and measures and prescribing tolerances therefor. The specifications, tolerances, and regulations for commercial weighing and measuring devices issued by the national institute of standards and technology shall apply in this state except as modified by such rules or by statute."

Wisconsin Stat. s. 98.07 (4) provides, "In order to prevent consumer deception, the department shall prescribe, by rule, standards for determining and declaring weight, measure or count, including the conspicuousness of quantity declarations."

The Wisconsin Department of Agriculture, Trade and Consumer Protection (department) currently regulates electric vehicle (EV) charging stations as timing devices per Wis. Admin. Code ch. ATCP 92 and adopted standards in *NIST Handbook 44*. A change to the statutory definition of the term "public utility" means the department must expand its regulation of such devices to include the sale of electricity by kilowatt-hours.

Related Statutes and Rules

Wisconsin Stat. ch. 77, Subchapter XIII: Electric Vehicle Charging Tax

The Wisconsin Department of Revenue collects an excise tax of 3 cents per kilowatt-hour (kWh), imposed on electricity delivered from an electric vehicle charging station into the battery or other energy storage device of an electric vehicle. This tax excludes chargers in residential homes.

Wisconsin law on weights and measures is set forth in Wis. Stat. ch. 98 and in Wis. Admin. Code chs. ATP 90, 91, and 92.

Plain Language Analysis

The department proposes to amend Wis. Admin. Code ch. ATP 92 to include regulatory standards for commercial electric vehicle charging stations as weights and measures devices. Until recently, Wisconsin statutes did not permit the department to adopt and enforce commercial weights and measures device regulations on the sale of electricity by kWh due to the devices being considered a public utility under state law. 2023 Wisconsin Act 121, s. 9 created Wis. Stat. s. 196.01 (5) (b) 8. effective March 22, 2024. Under Wis. Stat. s. 196.01 (5) (b) 8., the term "public utility" does not include a person who supplies electricity through electric vehicle charging stations to charge electric vehicles and charges a fee based on the amount of kWh of electricity consumed, provided that is the only electricity the person sells to the public and the person only sells electricity received as a retail customer of a public utility or retail electric cooperative. As a result, meters for measuring the amount of electricity consumed at such devices now fall within the Wis. Stat. s. 98.01 (7) definition of "weights and measures" and are subject to Wis. Stat. ch. 98 and the rules promulgated thereunder.

The department's Bureau of Weights and Measures is responsible for monitoring the accuracy of gas pumps, price scanners, scales, package weights, and other commercial weights and measures devices statewide to ensure a fair and balanced marketplace, as well as ensuring that consumers receive what they pay for. Wisconsin Admin. Code ch. ATP 92 helps to achieve that by adopting the National Institute of Standards and Technology (NIST) Handbook 44, *Specifications, Tolerances and Other Technical Requirements for Weighing and Measuring Devices*.

Wisconsin Stat. s. 98.03 (2) states, "The department may issue rules governing the construction, installation, and use of commercial weights and measures and prescribing tolerances therefor. The specifications, tolerances, and regulations for commercial weighing and measuring devices issued by the national institute of standards and technology shall apply in this state except as modified by such rules or by statute."

Wisconsin Stat. s. 98.07 (4) provides, "In order to prevent consumer deception, the department shall prescribe, by rule, standards for determining and declaring weight, measure or count, including the conspicuousness of quantity declarations."

This rule makes two meaningful revisions to Wis. Admin. Code ch. 92:

- incorporates section 3.40. Electric Vehicle Fueling Systems of the *NIST Handbook 44* (2024 edition) into rule, repealing previous language that specifically excluded section 3.40; and
- includes definitions related to the inclusion of electric vehicle charging stations as a weights and measures device.

Section 3.40

Incorporating section 3.40. Electric Vehicle Fueling Systems of the *NIST Handbook 44* (2024 edition) provides a nationally recognized framework for electric vehicle supply equipment (EVSE) maintenance, operation, and regulation within the state of Wisconsin.

Presently, Wis. Admin. Code ch. ATP 92 adopts *NIST Handbook 44* (2024 edition) except for Section 3.40. Electric Vehicle Fueling Systems. This rulemaking effort focuses on adoption of standards and

regulatory framework for electric vehicle charging infrastructure and looks to adopt *NIST Handbook 44* (2024 edition) in whole.

Definitions

The addition of EVSE as a weights and measures device requires an additional definition within Wis. Admin. Code s. ATCP 92.01 for Electric Vehicle Supply Equipment (EVSE). The inclusion of this definition provides greater clarity to Wis. Admin. Code ch. ATCP 92 while not affecting the non-EVSE aspects of the chapter.

- **Electric Vehicle Supply Equipment** or EVSE means a device or system designed and used specifically to transfer electrical energy to an electric vehicle, either as charge transferred via physical or wireless connection, by loading a fully charged battery, or by other means. That definition mirrors the definition in Appendix D. Definitions in *NIST Handbook 44* (2024 edition).

Additionally, a change to existing definition of NIST Handbook 44 in 92.01 (10h) to:

- **“NIST Handbook 44”** means *NIST Handbook 44* (2024 edition) published by the National Institute of Standards and Technology, United States department of commerce.

Summary of, and Comparison with, Existing or Proposed Federal Statutes and Regulations

2023 Wisconsin Act 121, s. 9 created Wis. Stat. s. 196.01 (5) (b) 8. effective March 22, 2024. Under the newly created Wis. Stat. s. 196.01 (5) (b) 8., the term "public utility" does not include a person who supplies electricity through the person's EVSE to fuel electric vehicles and imposes a fee that is based on the amount of kilowatt-hours of electricity consumed, provided that is the only electricity the person sells to the public and the person only sells electricity received as a retail customer of a public utility or retail electric cooperative. Because a person who operates any such EVSE is not a "public utility" per Wis. Stat. s. 196.01 (5) (b) 8., the meter for measuring the amount of kilowatt-hours consumed by a purchaser at such a charging station now falls within the Wis. Stat. s. 98.01 (7) definition of "weights and measures" devices subject to Wis. Stat. ch. 98. Therefore, under Wis. Stat. s. 98.07 (4), to prevent consumer deception, the department must prescribe, by rule, standards for determining and declaring the measure of kWh of electricity consumed at such EVSE, including the conspicuousness of quantity declarations.

Summary of Comments Received during Preliminary Comment Period and at Public Hearing on Statement of Scope

The department received one comment during the preliminary comment period on the Statement of Scope. The comment pertained to the rule itself and not to the Statement of Scope.

Comparison with Rules in Adjacent States

Illinois

Illinois adopts the most recent version of *NIST Handbook 44* in Title 8, Chapter 1, Subchapter p, Part 600, Section 600.330 National Institute of Standards and Technology Handbook 44.

Iowa

Iowa's Administrative Code Chapter 85: Weights and Measures, 21.85.50 Electric vehicle charging stations was effective January 17, 2024, and prescribes EVSE testing procedures for the state. In this administrative code, Iowa adopts an older version of *NIST Handbook 44* but still adheres to the EVSE testing procedures within the Handbook. This is also upheld in Iowa Administrative Code, s. 452A.41.

Michigan

Michigan incorporates, by reference, *NIST Handbook 44* (2023 edition) which includes similar EVSE requirements to the 2025 edition in the Weights and Measures Act, Public Act 283.

Minnesota

Minnesota Administrative Rule s. 7601.1000 incorporates *NIST Handbook 44* (2019 edition). This edition includes EVSE requirements as tentative and not as a required part of the handbook.

Summary of Factual Data and Analytical Methodologies

To develop this rule, the department reviewed the most current editions of *NIST Handbook* standards and verified accuracy. This rule incorporates section 3.40. Electric Vehicle Fueling Systems of the *NIST Handbook 44* (2024 edition) and includes definitions related to the inclusion of electric vehicle charging stations as a weights and measures device. If the department does not update Wis. Admin Code ch. 92 to incorporate the relevant provisions of *NIST Handbook 44*, the Weights and measures program will not have standards specified to regulate fully and fairly commercial EV fueling systems.

Analysis and Supporting Documents used to Determine Effect on Small Business or in Preparation of an Economic Impact Analysis

The rule will have minimal impact on owners, operators, manufacturers, installers, testers, and those who service commercial electric vehicle charging stations as they would be subject to regulations that incorporate the new standard. Individuals who do not currently have a license related to weights and measures may be required to obtain such a license. If national standards are adopted to regulate commercial electric vehicle charging stations in Wisconsin, drivers of electric vehicles could experience greater confidence when using commercial electric vehicle charging stations.

Fiscal Estimate and Economic Impact Analysis

The Fiscal Estimate and Economic Impact Analysis is attached.

Effect on Small Business

The Department's Regulatory Review Coordinator may be contacted by:
Email at Bradford.Steinel@wisconsin.gov
Telephone at (608) 224-5024

The Regulatory Flexibility Analysis is attached.

Department Contact Person

David A. Woldseth
Department of Agriculture, Trade and Consumer Protection
P.O. Box 8911
Madison, WI 53708-8911
Telephone (608) 224-5164
E-Mail: DavidA.Woldseth@wisconsin.gov

Place Where Comments are to Be Submitted and Deadline for Submission:

Comments must be received on or before July 18, 2025, three weeks after the last hearing, to be included in the record of rulemaking proceedings. Submit comments:

By mail to:

David A. Woldseth
Department of Agriculture, Trade and Consumer Protection
P.O. Box 8911
Madison, WI 53708-8911
Telephone (608) 224-5164
E-Mail: DavidA.Woldseth@wisconsin.gov

RULE TEXT

1 SECTION 1. ATPC 92.01 (5m) will be created to read:

2 **(5m)** “Electric Vehicle Supply Equipment” or “EVSE” means a device or system designed and
3 used to transfer electrical energy to an electric vehicle, either as a charge transferred via physical or
4 wireless connection, by loading a fully charged battery, or by other means.

5 SECTION 2. ATPC 92.01 (10h) and (Note) are amended to read:

6 **(10h)** “*NIST Handbook 44*” means *NIST Handbook 44* (2024 edition) published by the National
7 Institute of Standards and Technology, United States department of commerce, ~~except for Section 3.40,~~
8 ~~Electric Vehicle Fueling Systems.~~

9 SECTION 3. EFFECTIVE DATE: This rule takes effect on the first day of the month following publication.

(END OF RULE TEXT)

Dated this 2 day of May, 2025

WISCONSIN DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION


By: Randy Romanski, Secretary

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected	2. Date 02/17/2025								
3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) ATCP 92									
4. Subject Weights and Measures RE: Commercial Electric Vehicle Supply Equipment									
5. Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S	6. Chapter 20, Stats. Appropriations Affected								
7. Fiscal Effect of Implementing the Rule <table style="width: 100%;"><tr><td><input type="checkbox"/> No Fiscal Effect</td><td><input type="checkbox"/> Increase Existing Revenues</td><td><input type="checkbox"/> Increase Costs</td><td><input type="checkbox"/> Decrease Costs</td></tr><tr><td><input type="checkbox"/> Indeterminate</td><td><input type="checkbox"/> Decrease Existing Revenues</td><td colspan="2"><input checked="" type="checkbox"/> Could Absorb Within Agency's Budget</td></tr></table>		<input type="checkbox"/> No Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Costs	<input type="checkbox"/> Decrease Costs	<input type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	<input checked="" type="checkbox"/> Could Absorb Within Agency's Budget	
<input type="checkbox"/> No Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input type="checkbox"/> Increase Costs	<input type="checkbox"/> Decrease Costs						
<input type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	<input checked="" type="checkbox"/> Could Absorb Within Agency's Budget							
8. The Rule Will Impact the Following (Check All That Apply) <table style="width: 100%;"><tr><td><input type="checkbox"/> State's Economy</td><td><input checked="" type="checkbox"/> Specific Businesses/Sectors</td></tr><tr><td><input type="checkbox"/> Local Government Units</td><td><input type="checkbox"/> Public Utility Rate Payers</td></tr><tr><td colspan="2"><input type="checkbox"/> Small Businesses (if checked, complete Attachment A)</td></tr></table>		<input type="checkbox"/> State's Economy	<input checked="" type="checkbox"/> Specific Businesses/Sectors	<input type="checkbox"/> Local Government Units	<input type="checkbox"/> Public Utility Rate Payers	<input type="checkbox"/> Small Businesses (if checked, complete Attachment A)			
<input type="checkbox"/> State's Economy	<input checked="" type="checkbox"/> Specific Businesses/Sectors								
<input type="checkbox"/> Local Government Units	<input type="checkbox"/> Public Utility Rate Payers								
<input type="checkbox"/> Small Businesses (if checked, complete Attachment A)									
9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1). \$0.00									
10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No									
11. Policy Problem Addressed by the Rule Regulation of Electric Vehicle Supply Equipment (EVSE)									

Section 9 of 2023 Wisconsin Act 121 created Wis. Stat. s. 196.01 (5) (b) 8. effective March 22, 2024. Under the newly created Wis. Stat. s. 196.01 (5) (b) 8., the term "public utility" does not include a person who supplies electricity through the person's EVSE to fuel electric vehicles and imposes a fee that is based on the amount of kilowatt-hours of electricity consumed, provided that it is the only electricity the person sells to the public and the person only sells electricity received as a retail customer of a public utility or retail electric cooperative. Because a person who operates any such EVSE is not a "public utility" per Wis. Stat. s. 196.01 (5) (b) 8., the meter for measuring the amount of kilowatt-hours consumed by a purchaser at such a charging station now falls within the Wis. Stat. s. 98.01 (7) definition of "weights and measures" devices subject to Wis. Stat. ch. 98. Therefore, under Wis. Stat. s. 98.07 (4), in order to prevent consumer deception, the Wisconsin department of agriculture, trade and consumer protection (department) must prescribe, by rule, standards for determining and declaring the measure of kilowatt-hours (kWh) of electricity consumed at such EVSE, including the conspicuousness of quantity declarations.

12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments.

The rule would impact owners, operators, manufacturers, installers, testers, and those who service commercial electric vehicle charging stations as they would be subject to regulations that incorporate the new standard. Individuals who do not currently have a license related to weights and measures may be required to obtain such a license. Weights and Measures installers, service companies, and their employees who engage in activities governed by rules adopted under Wis. Stat. s. 98.18 (2) may be affected.

The department maintains a list of interested stakeholders in updates to Wis. Admin. Code ch. ATCP 92 as it relates to commercial EVSE. These stakeholders are notified at steps throughout the process to date. The list includes stakeholders from industries such as utilities, EVSE supply companies, currently regulated communities, and local governments

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

including at the state, city, and county level.

13. Identify the Local Governmental Units that Participated in the Development of this EIA.

NA

14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)

NIST Handbook 44 is available at no cost on the NIST website. Businesses subject to the law will need to comply with nationally recognized standards in NIST Handbook 44, Section 3.40. Current fees applicable under Wis. Stat. ch. 98 would also be imposed upon commercial EVSE and would be parallel to those seen by gasoline dispensers. As with other regulated weights and measures devices, EVSE that violate Wis. Stat. ch. 98 and Wis. Admin. Code ch. ATCP 92 may incur a re-inspection fee to the violating business.

15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

Benefits of implementing the rule include utilizing nationally recognized standards to regulate commercial EVSE infrastructure in Wisconsin. The alternative would be to have no standards in place to regulate commercial EVSE.

16. Long Range Implications of Implementing the Rule

Regulated commercial electric vehicle charging infrastructure in Wisconsin consistent with nationally recognized standards. This may positively impact consumer confidence similar to other regulated fuels.

17. Compare With Approaches Being Used by Federal Government

The standard being proposed is the National Institute of Standards and Technology (NIST) which is a section of the U.S. Department of Commerce.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois

Illinois adopts the most recent version of NIST Handbook 44 in Title 8, Chapter 1, Subchapter p, Part 600, Section 600.330 National Institute of Standards and Technology Handbook 44.

Iowa

Iowa's Administrative Code Chapter 85: Weights and Measures, 21.85.50 Electric vehicle charging stations was effective January 17, 2024, and prescribes EVSE testing procedures for the state. In this administrative code, Iowa adopts an older version of NIST Handbook 44 but still adheres to the EVSE testing procedures within the handbook. This is also upheld in Iowa Administrative Code, s. 452A.41.

Michigan

Michigan incorporates, by reference, NIST Handbook 44 (2023 edition) which includes similar EVSE requirements to the 2025 edition in the Weights and Measures Act, Public Act 283.

Minnesota

Minnesota Administrative Rule s.7601.1000 incorporates NIST Handbook 44 (2019 edition). This edition includes EVSE requirements as optional and not as a required part of the handbook.

19. Contact Name

David A. Woldseth

20. Contact Phone Number

(608) 224-5164

This document can be made available in alternate formats to individuals with disabilities upon request.

ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- ☐ Less Stringent Compliance or Reporting Requirements
☐ Less Stringent Schedules or Deadlines for Compliance or Reporting
☐ Consolidation or Simplification of Reporting Requirements
☐ Establishment of performance standards in lieu of Design or Operational Standards
☐ Exemption of Small Businesses from some or all requirements
☐ Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

☐ Yes ☐ No

Wisconsin Department of Agriculture, Trade and Consumer Protection
Initial Regulatory Flexibility Analysis

Rule Subject: Petroleum and Other Liquid Fuel Products
Adm. Code Reference: ATCP 92
Rules Clearinghouse #:
DATCP Docket #: 24-R-05

Rule Summary

The department proposes to amend Wis. Admin. Code ch. ATCP 92 to include regulatory standards for electric vehicle charging stations that charge a fee based on the amount of kilowatt-hours (kWh) of electricity consumed as a weights and measures device.

Small Business Affected

The rule would impact owners, operators, manufacturers, installers, testers, and those who service commercial electric vehicle charging stations as they would be subject to regulations that incorporate the new standard. Individuals who do not currently have a license related to weights and measures may be required to obtain such a license. Weights and Measures installers, service companies, and their employees who engage in activities governed by rules adopted under Wis. Stat. s. 98.18 (2) may be affected.

If national standards are adopted to regulate commercial electric vehicle charging stations in Wisconsin, drivers of electric vehicles could experience greater confidence when using commercial electric vehicle charging stations.

Recordkeeping requirements

There are no changes to recordkeeping requirements in the rule itself, and the standards do not change recordkeeping requirements.

Accommodation for Small Business


Some of the businesses affected by this rule may be small businesses, including owners/operators of commercial electric vehicle charging stations or service or technician companies. However, given the subject matter, there are little to no accommodations or special exceptions that can be made for small businesses.

Conclusion

This rule will have minimal impact on affected businesses, including “small businesses.” Negative effects, if any, will be few and limited. Because this rule will not have a significant adverse effect on “small business,” it is not subject to the delayed “small business” effective date provided in Wis. Stat. s. 227.22 (2) (e).

Dated this 1st day of May, 2025.

STATE OF WISCONSIN DEPARTMENT OF
AGRICULTURE, TRADE AND CONSUMER PROTECTION

By 
Michelle Reinen, Administrator
Division of Trade and Consumer Protection

**State of Wisconsin
Department of Agriculture, Trade and Consumer Protection**

NOTICE OF PUBLIC HEARINGS AND COMMENT PERIOD

The Department of Agriculture, Trade and Consumer Protection announces that it will hold public hearings on Wis. Admin. Code ch. ATCP 92, a permanent rule relating to weights and measures, specifically the inclusion of devices measuring electricity provided at electric vehicle charging stations as a weights and measures device.

Hearing Information:

Date: June 24, 2025

Time: Commencing at 1:00 PM

Location: Prairie Oaks State Office Building, 2811 Agriculture Drive, Madison, WI 53718

Online:

[Join the meeting](#)

Meeting ID: 271 248 461 663 4

Passcode: ET7NZ7eS

By Phone:

Phone Number: (608) 571-2209

Phone Conference ID: 269 261 219#

Date: June 26, 2025

Time: Commencing at 1:00 PM

Location: 2984 Shawano Ave, Green Bay, WI

Date: July 2, 2025

Time: Commencing at 1:00

Location: Eau Claire State Office Building, 1300 W. Clairemont, Eau Claire, WI

Date: June 30, 2025

Time: Commencing at 9:30 AM

Location: 141 N.W. Barstow Street, Waukesha, WI

Accessibility

Pursuant to the Americans with Disabilities Act, reasonable accommodations, including the provision of information material in an alternative format, will be provided for qualified individuals with disabilities upon request. Please call David Woldseth at (608) 224-5164 with specific information on your request at least 10 days before the date of the scheduled hearing.

Appearances at the Hearings and Submittal of Written Comments

The rule may be reviewed, and comments made at
<https://docs.legis.wisconsin.gov/code/chr/comment>

Or by writing to:

David A. Woldseth, Program and Policy Analyst
Division of Trade and Consumer Protection
Department of Agriculture, Trade and Consumer Protection
P.O. Box 8911
Madison, WI 53708-8911
DavidA.Woldseth@wisconsin.gov
Telephone: (608) 224-5164

Comments should be submitted no later than July 10, 2025.

Initial Regulatory Flexibility Analysis

This rule will have minimal impact on affected businesses, including “small businesses.” Negative effects, if any, will be few and limited. Because this rule will not have a significant adverse effect on “small business,” it is not subject to the delayed “small business” effective date provided in Wis. Stat. § 227.22 (2) (e).

Agency Small Business Regulatory Coordinator

Bradford Steine, Bradford.Steine1@wisconsin.gov, (608) 224-5024