



State of Wisconsin
Governor Tony Evers

Department of Agriculture, Trade and Consumer Protection
Secretary Randy Romanski

DATE: December 12, 2024

TO: Board of Agriculture, Trade and Consumer Protection

FROM: Randy Romanski, Secretary

SUBJECT: Approval of Statement of Scope Hearing for ATCP 93: Flammable, Combustible, and Hazardous liquids

PRESENTED BY: David Woldseth, Program and Policy Analyst, Division of Trade and Consumer Protection
Dr. Joseph Smith, Director, Bureau of Weights and Measures, Division of Trade and Consumer Protection

REQUESTED ACTION:

At the December 12, 2024, Board meeting, the Department will request approval to hold a preliminary public hearing and comment period on the Statement of Scope regarding Wis. Admin. Code ch. ATCP 93 (Flammable, Combustible, and Hazardous Liquids).

SUMMARY:

On November 26, 2024, the Joint Committee for Review of Administrative Rules (JCRAR) requested DATCP to hold a preliminary public hearing and comment period on Scope Statement SS 111-24, which was published in the *Wisconsin Administrative Register* on November 18, 2024. The Department proposes to hold a preliminary public hearing on SS 111-24 on Tuesday, January 7, 2025, commencing at 9:00 AM.

The Department proposes to consider an industry request to amend Wis. Admin. Code ch. ATCP 93 to update the standards for the construction, maintenance, and abandonment of tank systems for the storage, handling, or use of liquids that are flammable, combustible, or federally regulated substances to reflect technical developments and industry changes.

The Governor approved the Statement of Scope (SS 111-24) on November 14, 2024.

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Notice of Preliminary Public Hearing and Comment Period on Statement of Scope

The Department of Agriculture, Trade and Consumer Protection (department) announces that it will hold a public hearing on Statement of Scope [SS 111-24](#), a statement of scope indicating the department's intent to engage in rulemaking to revise ch. ATCP 93, Wis. Admin. Code, relating to flammable, combustible, and hazardous liquids. In accordance with s. 227.136, Stats., the department will hold a public hearing and receive public comments regarding the proposed rulemaking as described in SS 111-24, as follows, at the time and place shown below.

Hearing Information

Date: Tuesday, January 7, 2025

Time: Commencing at 9:00 A.M.

Location: Board Room 106, Prairie Oaks State Office Building
Department of Agriculture, Trade and Consumer Protection
2811 Agriculture Drive
Madison, WI 53718

Zoom Link:

<https://www.zoomgov.com/j/1603695952?pwd=2qYtbfM8YZ8a4bhsA1Us40vQKkD8Lz.1>

Meeting ID: 160 369 5952

Passcode: 243153

Accessibility

Hearing impaired persons may request an interpreter for this hearing. Please make reservations for a hearing interpreter by January 2, 2025, by writing to ATTN: David A. Woldseth, Division of Trade and Consumer Protection, Department of Agriculture, Trade and Consumer Protection, P.O. Box 8911, Madison, WI 53708-8911. Alternatively, you may contact David A. Woldseth TDD at (608) 224-5164.

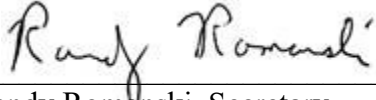
Appearances at the Hearing and Submittal of Written Comments

The department will hold the public hearing at the time and place shown above. The department invites the public to attend the public hearing on the proposed scope statement and to comment on the proposed statement of scope.

Written public comments may be sent to David A. Woldseth at the Division of Trade and Consumer Protection, Department of Agriculture, Trade and Consumer Protection, P.O. Box 8911, Madison, WI 53708-8911 or by e-mail to DavidA.Woldseth@wisconsin.gov. The deadline for submitting written comments is January 10, 2025. In addition, written comments may be submitted as described below.

The statement of scope may be reviewed and comments made at https://docs.legis.wisconsin.gov/code/scope_statements/comment and https://datcp.wi.gov/Pages/About_Us/AdministrativeRules.aspx no later than January 10, 2025.

Approved this __4__ day of December 2024

A handwritten signature in black ink that reads "Randy Romanski". The signature is written in a cursive style with a horizontal line underneath it.

Randy Romanski, Secretary
Wisconsin Department of Agriculture, Trade and Consumer Protection