

Chapter H 95

HOTELS AND TOURIST ROOMING HOUSES

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DEFINITIONS

H 95.01 Definitions. (1) **HOTEL.** "Hotel" means all places wherein sleeping accommodations are offered for pay to transients, in 5 or more rooms, and all places used in connection therewith. "Hotel-keeper" and "innkeeper" are synonymous and "inn" and "hotel" are synonymous.

(2) **TOURIST ROOMING HOUSE.** "Tourist rooming house" means and includes all lodging places and tourist cabins and cottages, other than hotels, wherein sleeping accommodations are offered for pay to tourists or transients. It does not include private boarding or rooming houses, ordinarily conducted as such, not accommodating tourists or transients.

(3) **PERMITS.** Before opening for business, every hotel or tourist rooming house owner or manager shall obtain a permit from the State Board of Health through application made upon a blank furnished by the board. This permit must be conspicuously displayed at all times.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

CONSTRUCTION

H 95.11 Plumbing. All plumbing shall meet the requirements of the Wisconsin plumbing code.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.12 Water supply and sewage disposal. The requirements covering the water supply and the sewage disposal facilities for all hotels and tourist rooming houses shall be based upon the availability of public utilities as well as the practicability of connection to the public utilities or the construction and operation of private utilities as indicated in table H 95.12. The exceptions referred to

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in table H 95.12 must be approved by the board or its designated representative.

TABLE H 95.12
WATER SUPPLY AND SEWAGE DISPOSAL REQUIREMENTS

| | (1) | (2) | (3) | (4) |
|-----------------------------------|--|---|---|--|
| Public Utilities Available | No Public Water Supply or Sewage Disposal Available | Both Public Water Supply and Sewage Disposal Available | Public Water Supply only Available. No Public Sewage Disposal | Public Sewage Disposal only Available. No Public Water Supply |
| Requirements | (a) A well is required on the premises. (b) A privy is permitted. | (a) Connection to the public water supply is required. (b) Connection to the public sewage disposal system is required. (c) A privy is not permitted. | (a) A private sewage disposal system is required. (b) Connection to the public water supply is required. (c) A privy is not permitted. | (a) A well is required on the premises. (b) A water pressure system is required. (c) Connection to the public sewage disposal system is required. (d) A privy is not permitted. |
| Exceptions | (e) Water may be transported from an approved source if a well on the premises is not practical. | (d) If connections to both the public sewage disposal system and water supply are not practical, then column (1) applies. (e) If connection with only the public sewer or water supply is not practical, then requirements of column (3) or (4) apply. | (d) If a private sewage disposal system is not practical then (a) and (c) in column (3) do not apply, however connection to the public water supply is required. (e) If a private sewage disposal system is not practical and connection to the public water supply is not practical, then column (1) applies. | (e) If a well on the premises is not practical or connection to the public sewer is not practical, then column (1) applies. |

(5) **PRIVATE WELLS.** Whenever private wells are permitted as a source of water the well shall be located and constructed and the pump installed in accordance with the regulations of the board governing well drilling and pump installation. Whenever geological conditions are such that safe water cannot be obtained consistently from a well constructed in apparent compliance with the well code regulations, as evidenced by unsafe laboratory reports:

(a) The well shall be reconstructed in accordance with plans and specifications approved by the board or its designated representative; or,

(b) If such reconstruction is determined to be impractical by the board or its designated representative or is found to be ineffective:

1. The safety of the water shall be assured through continuous chlorination or other approved disinfection process, using equipment approved by the board or its designated representative; or,

2. The use of the well shall be discontinued and water transported from a source and in a manner approved as safe by the board or its designated representative.

(6) **DISINFECTANT.** When well water is disinfected with chlorine the rate of application shall be such as to provide a residual content at the discharge side of a pressure tank or other storage unit of not less than 0.2 parts per million or as may be required by the board or its designated representative.

(7) **PRIVIES.** Whenever privies are permitted they shall be constructed and located in accordance with the established specifications of the Bureau of Sanitary Engineering of the board.

(8) **DRINKING WATER.** All hotels and tourist rooming houses which do not provide drinking water in the guest rooms shall be equipped with at least one drinking fountain or water cooler of a sanitary type so placed that it is available to the patrons.

(9) **TOILET AND WASH BASIN FACILITIES.** All hotels and tourist rooming houses with 5 or more sleeping rooms without toilets in the rooms shall maintain at least one toilet and wash basin in separate rooms available to the public for each sex, and in addition shall provide at least one public toilet for every additional 15 sleeping rooms or fraction thereof that are without toilets. Tourist rooming houses with less than 5 sleeping rooms without toilet and wash basin facilities in the rooms shall maintain at least one toilet and wash basin available to the public.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.13 Fire safety. (1) The furnace, boiler, fuel tanks and breaching shall be properly enclosed and separated from the rest of the building by fire resistive construction which will meet the requirements of the Wisconsin industrial commission regulations and orders.

(2) Fire escapes, fire exits, fire extinguishers, fire alarm systems, exit lights and directions for escape shall be provided which will meet the requirements of the Wisconsin industrial commission regulations and orders.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.14 Space heaters. All hotels and tourist rooming houses using space heaters shall comply with the following regulations:

(1) All space heaters shall be vented to the outside atmosphere by connecting them to a masonry chimney, or its equivalent, constructed in accordance with the requirements of the Wisconsin industrial commission regulations and orders.

(2) When space heaters are used in rooms equipped for sleeping, one of the two following conditions must be met:

(a) The room must have access to a constant supply of fresh air through a permanent opening which cannot be closed, with a minimum of one square inch of opening for each 1,000 Btu per hour of the rated heating capacity of the space heater. In no case shall the opening be less than 10 square inches.

(b) The space heater must be so constructed that the air used in the combustion of the fuel is taken directly from the outside rather than from the air in the room itself.

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(3) No space heaters shall have an output of more than 15 Btu per hour per cubic foot of room air space unless equipped with a thermostatic control.

(4) All gas-fired space heaters shall be of a type which meets the requirements of the Wisconsin industrial commission regulations and orders.*

(5) All gas-fired space heaters shall be equipped with an automatic control which will automatically shut off the gas supply to the burner in case the pilot light is not in operation.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.15 Space. Every sleeping room shall provide a minimum of 50 square feet or 400 cubic feet of space for each occupant.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.16 Ventilation. No room shall be used as a sleeping room which does not have, other than a door transom to the hallway, an outside window or a window opening on a well-ventilated light well, air shaft or court which can be opened for ventilation.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.17 Locks on doors. Doors to all sleeping rooms or cabins or cottages shall be provided with facilities for locking.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.18 Prohibited sleeping area. No basement sleeping rooms shall be permitted unless they conform to the requirements of the Wisconsin industrial commission.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

MAINTENANCE

H 95.21 General requirement. Every hotel and tourist rooming house shall be maintained and equipped in a manner conducive to the health, comfort, and safety of its guests.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.22 Cleanliness of rooms. The floors, walls, windows, and ceiling shall be kept free from dirt.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.23 Cleanliness of linens. Bed linen, including pillowslips and sheets and towels, shall be washed as frequently as they are assigned to a different guest. Blankets, spreads, mattresses and pillows shall be thoroughly aired, kept clean, and kept free of insect infestation. The use of quilts and comforters shall not be permitted. Sheets shall have a minimum length of 96 inches. Soiled linens should be kept in containers used for such purpose exclusively.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.24 Condition of bed furnishings. All bed furnishings shall be replaced whenever they become worn out and unfit for further use.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

***Footnote:** Space heaters which bear the seal of approval of the Underwriters' Laboratories, Inc. or of the American Gas Association meet the requirements of the Wisconsin industrial commission.

H 95.25 Cleanliness of room furnishings. All rugs, carpets, drapes, curtains, and upholstered furniture and other equipment shall be kept clean and free from odor and in good repair.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.26 Screens required. When flies, mosquitoes, or other insects are present, windows and the outside doors of sleeping rooms shall be screened, using 16 mesh or finer material.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

COMMUNICABLE DISEASE CONTROL

H 95.61 Communicable disease; employe. No person suffering from a communicable disease shall be employed in any capacity in a hotel or tourist rooming house and when the presence of such disease is suspected, the employe may be required by the local health officer or representative of the state board of health to present a certificate from a physician certifying that he is free from communicable disease.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.62 Communicable disease; guest. No person who has a communicable disease shall be granted lodging at a hotel or tourist rooming house, however this regulation does not authorize compulsory removal or refusal of shelter to any such person who is receiving accommodations at the hotel or tourist rooming house at the time illness is discovered if removal would endanger his life or health.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.63 Disinfection, when required. Whenever a room in any hotel or tourist rooming house has been occupied by a guest ill with a communicable disease, the room and furnishings shall be thoroughly cleaned with soap and water before being occupied by another guest.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

MISCELLANEOUS

H 95.71 Preparation and serving of food. Any hotel or tourist rooming house which prepares or serves food shall be required to meet the regulations of the State Board of Health pertaining to restaurants and obtain a restaurant permit.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.72 Ice for cooling drinks or food. All ice used in a hotel or tourist rooming house for cooling drinks or food by direct contact shall be made from water which has been approved as safe and free from contamination.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.73 Garbage disposal, when required. Any hotel or tourist rooming house which provides facilities for guests for the preparation or cooking of food shall provide a convenient and sanitary method for disposal of garbage and shall thoroughly sanitize all utensils after the occupant or occupants have departed and before accepting any new occupants.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

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H 95.74 Posting of rates. The manager of all hotels and tourist rooming houses shall post in a conspicuous place in each sleeping room in his establishment, in 12 point type or larger, the rates per day for each occupant. Special rates may be made for the use of sleeping rooms, either by the week, month or for longer periods, or for use by families or other collective groups.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.75 Registration. Each hotel and tourist rooming house shall provide a register and require all guests to register their true names and addresses before being assigned sleeping quarters, and this register shall be kept intact and available for inspection by proper authorities.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

ENFORCEMENT

H 95.91 Enforcement of rules and regulations. Whenever upon inspection of a hotel or tourist rooming house by an authorized employe or agent of the state board of health it shall be found that such hotel or tourist rooming house is not conducted or equipped as required in the rules, the authorized employe or agent of the state board of health shall notify the owner in writing and shall specify the requirements prescribed by the law and rules of the board to make such place of business conform with the standards established and the time limit within which compliance must be effected. If the order is not fulfilled at the expiration of the time stipulated in said order, or any extension of time granted for compliance, then the permit to operate the hotel or tourist rooming house may be summarily suspended or revoked by the state board of health.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.92 Enforcement policy. (1) The hotel and tourist rooming house regulations which the board designates as of the greatest significance to the public health are as follows:

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| H 95.12 | Water supply and sewage disposal |
| H 95.13 | Fire safety |
| H 95.14 | Space heaters |
| H 95.61-95.63 | Communicable disease control |

(2) Failure to comply with these rules shall be sufficient cause for summary revocation or suspension of the permit to operate the establishment. Nothing in this rule shall preclude revocation or suspension of a permit for violation of other rules not itemized in this section, should the circumstances warrant.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.93 Appeal by the operator. Any person aggrieved by an order of the board may appeal to the board within 30 days after issuance of the order in the manner prescribed by sections H 1.21 and 1.22. The board shall at its next regular meeting either reaffirm, summarily set aside or modify the order, or set a date for hearing on the matter as provided in sections H 1.21 and 1.22. The action taken by the board may either suspend the order or continue it in force pending deter-

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mination of the issues. If the board has summarily modified the order, the person aggrieved may appeal from the modified order as herein provided.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.

H 95.94 State health officer empowered to act. The state health officer is empowered to act for the board in the administration and enforcement of all provisions of chapter 160, Wis. Stats., and the rules and regulations of the board pertaining to hotels and tourist rooming houses and in the execution of sections H 95.91, 95.92 and 95.93.

History: 1-2-56; Am. Register, June, 1956, No. 6; Eff. July 1, 1956.