FISCAL ESTIMATE			LRB or Bill No. / Adm.			
DOA-2048 (R 10/94))	Rule No.				
`	CORRECTED		Emergency Ch.			
SUPPLEMENTAL			ATCP 75			
			Amendment No. (If			
			Applicable)			
			11 /			
Subject:						
•	of bases for Mobile retail Establish	ments				
Fiscal Effect						
State: No State Fiscal Effect			☐ Increase Costs –			
Check below only if bill makes a	direct appropriation or affects a	May be possible to absorb within				
sum sufficient appropriation.			agency's budget? X Yes \(\square\) No			
11 1						
☐ Increase Existing Appropriation ☐ Increase Existing			☐ Decrease Costs			
Revenues	_					
☐ Decrease Existing Appropriation	on Decrease Existing					
Revenues	_					
☐ Create New Appropriation						
Local:		5. Types of	f Local Gov. Unit			
No local government costs ■		Affected:				
1. Increase Costs	3. Increase Revenues	☐ Towns ☐ Villages				
☐ Permissive ☐	☐ Permissive ☐ Mandatory	☐ Countie	es Cities			
Mandatory	Other: County Drainage					
2. Decrease Costs	☐ Permissive ☐ Mandatory	Boards				
☐ Permissive ☐	•	School	Districts			
Mandatory		☐ WTCS	Districts			
Fund Source Affected:		Affected				
☐GPR ☐ FED ☐ PRO	☐ PRS ☐ SEG ☐ SEG-S	Emergency	Ch. ATCP 75:			
			of Bases for Mobile			
		Retail Esta				
Assumptions Used in Arriving a	t Fiscal Estimate					
•						
This emergency rule is not expected to have any major economic impact.						
	, J					
• It exists to clarify the existing rules and to prevent unequal requirements being placed on entities						

- It exists to clarify the existing rules and to prevent unequal requirements being placed on entities that operate in a very similar fashion under the same code.
- It has no impact on mobile establishments currently licensed by DHS, since their bases are already licensed.
- It only impacts some mobile establishments currently licensed by DATCP that have bases other than in currently licensed facilities.

By implementing equally-enforced licensing and food safety provisions, the proposed emergency rule will ensure Wisconsin's food regulations uniformly impose provisions for protecting public health. This emergency rule and the permanent rules that will be promulgated to amend the existing rule will be part of the larger initiative to consolidate and streamline Wisconsin's food safety programs. It will result in the removal of confusing inconsistency in regulatory requirements and ensure consistent application of retail food establishment regulations, regardless of whether the business serves meals and is a restaurant.

The emergency rule is not cost-neutral — license fees for some retail food establishment bases may increase if those establishments do not have a currently-licensed base—but the rule will achieve industry-wide equity in the mobile category because it mandates a license for a portion of the mobile retail food establishment operation (the base) that is already required for mobile restaurant bases. An increase in cost for a mobile retail food establishment base will be matched by service from the Department in food safety inspections at the locations where the mobile retail food establishments are cleaned, sanitized, provisioned, and stored. In many cases, the business serving as a mobile retail food establishment base may already be licensed and inspected as a food processing plant or other food business. In this case, no additional fee will be required.

The rule does not have an effect on all retail food establishments.

- Those already licensed as mobile restaurants will not be affected since their bases have the requisite license under the rules of DHS.
- Mobile retail food establishments that operate at special events or temporary events will not need this license
- Mobile restaurants operating at temporary events such as farmers' markets currently do not need it.

Long - Range Fiscal Implications

This emergency rule will expire on November 27, 2016, but the language is expected to be incorporated in a new ATCP 75. There will be a slight cost to those establishments now doing business as DATCP – licensed mobile retail units, but it will establish licensing equality among those establishments and similar establishments now licensed by DHS. The long range impact will likely be negligible as new licensing fee-structures based on the type and complexity of business for all food storage, processing, and sales are adopted over the next several years to accommodate the rapid diversification that is occurring in the food industry. The new few structures will be imposed across the board but will take into account the size, scope and complexity of the operation and the cost will be calculated on the amount of risk posed by the operation and experience/training needed to effectively regulate it.

Agency Prepared by (Name & Phone No.):	Authorized Signature:	Date:
DATCP / Arthur Ness		
(608-224-4715)		June 29, 2016

FISCAL ESTIMATE W	CAL ESTIMATE WORKSHEET			2014 SESSION			
Detailed Estimate of	<u></u>		LRB or Bill No/	Adm. Amendment			
Annual Fiscal Effect	☐ CORRECTED ☐		Rule No.	No.			
DOA-2047 (R10/94) S	UPPLEMENTAL		Emergency ATC	P 75			
SUBJECT				I			
Emergency Rule							
I. One-time Cost or Imp	pacts for State and/o	or Local Gove	rnment (do not include	in annualized fiscal			
effect):	paces for State and	n Local Gove	imient (do not metad	iii diiiddii200 Iigodi			
II. Annualized Cost:			Annualized Fiscal Impact on State funds from:				
A. State Costs by Ca	ategory		Increased Costs	Decreased Costs			
1. State Operations	s - Salaries and Fring	es	\$-0	\$ -0			
2. (FTE Position C		,	(FTE)	(- FTE)			
3. State Operation	<u> </u>		,	,			
4. Local Assistance				- 0			
	als or Organizations		0	- 0			
		h. Coto com					
	TOTAL State Costs	s by Category	\$-0	\$ -0			
B. State Costs by Sou	urce of Funds		Increased Costs	Decreased Costs			
1. GPR			\$	\$ -0			
2. FED			0	- 0			
3. PRO/PRS			0	- 0			
4. SEG/SEG-S			\$-0	- 0			
III. State Revenues -			Increased Revenue	Decreased Revenue			
III. State Revenues -	posal will increase or decrease	stata ravanuas (a. g	Increased Revenue	Decreased Revenue			
Complete this section only when pro		state revenues (e.g.,	Increased Revenue	Decreased Revenue			
Complete this section only when pro tax increase, decrease in license fees		staterevenues (e.g.,					
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