

RULES CERTIFICATE

Department of Commerce

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Brenda J. Blanchard, Secretary of the Department of Commerce,

and custodian of the official records of said department, do hereby certify that the annexed rule(s) relating to program revenue fees

(Subject)

were duly approved and adopted by this department.

I further certify that said copy has been compared by me with the original on file in the department and that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set
my hand at 201 West Washington Avenue
in the city of Madison, this 12th
day of June A.D. 2000

Brenda J. Blanchard
Secretary



State of Wisconsin \ Department of Commerce

RULES in FINAL DRAFT FORM



Rule No.: Chapters Comm 2 and 5

Relating to: Program Revenue Fees

Clearinghouse Rule No.: 00-009

The Wisconsin Department of Commerce proposes an order to repeal Comm 2.03, Comm Table 2.06, Comm 2.10, Comm Table 2.17, Comm 2.52 (6m), Comm 82.20 (4)(b), Comm 84.10 (2)(a)2.;

to renumber Comm 84.10 (2)(a), Comm 84.11 to 84.14;

to renumber and amend Comm 84.10 (2)(a)1.;

to amend Comm 2.02 (1)(a), Comm 2.04 (1), Comm 2.06 (2), Comm 2.07 (2)(b), Comm 2.11 (3), Table 2.11-1, Table 2.11-2, (4) and (6), Comm 2.12 (1), (2)(a), Table 2.12 and (3), Comm Table 2.13 and (2), Comm 2.15 (1), Table 2.15-1, (2) and Table 2.15-2, Comm 2.15 (3), Comm 2.17, Comm 2.18, Comm 2.19, Comm 2.10 (1)(a) to (k), Comm Table 2.21-1, Table 2.21-2, (3) and (4), Comm 2.33 (2), Comm Table 2.43, Comm 2.51, Comm 2.52 (3)(a) and (c), Comm 2.52 (6), Comm 2.52 (7), and (10)(a) and (b)2., Comm 2.61 (1) and (2), Comm Table 2.64-1, Comm 2.64 (3)(a)3., Comm Table 2.64-2, Comm 2.64 (3)(c)3., Comm 2.66 (title), Comm Table 2.66, Comm 2.66 (1)(e), Comm 2.66 (2)(title), Comm Table 5.02, Comm Table 82.20-1 lines 1. to 3., Comm Table 82.20-2 lines 1. and 8., Comm Table 84.10, Comm 84.10 (5) and (6);

to repeal and recreate Comm 2.02 (4), Comm 2.04 (2), Comm 2.31 (1) and (2);

and to create Comm 2.02 (4m), Comm 2.04 (2m), Comm 2.11 (7), Comm 2.15 (2m), Comm 2.17 (5), Comm Table 2.33 (title), Comm 2.635, Comm 84.11, Appendix A-84.11, relating to program revenue fees.

Analysis of Proposed Rules

Statutory Authority: Sections 101.19 and 145.08, Stats.

Statutes Interpreted: Sections 101.19 and 145.08, Stats.

The Division of Safety and Buildings within the Department of Commerce is responsible for administering and enforcing safety and health rules relating to the construction and inspection of dwellings, public buildings and places of employment. In the administration and enforcement of those rules, the Department provides numerous services such as plan examination, inspection and certification. The Department, by rule promulgated under chapter 227 of the Wisconsin Statutes, is required to fix and collect fees which should, as closely as possible, equal the cost of providing those services.

Most of the fees charged by the Division of Safety and Buildings are contained in chapter Comm 2. Additional fees for licenses, certifications and registrations are contained in chapter Comm 5. The proposed rules consist of increases in most of the fees in chapter Comm 2 and some of the fees in chapter Comm 5.

The majority of the Division's fees in chapter Comm 2 have not been increased since 1992. The proposed changes are necessary in order to bring revenues more in line with the costs of providing the services in each program area. It is estimated that the fee increases will increase total program revenues by 23 percent and provide sufficient revenues for a 4 year period. Under the proposal, each program area will be self-sufficient except for the Public Sector Safety Program which is subsidized 100 percent by the Commercial Building Plan Review and Inspection Program.

The proposed rules contain fee increases ranging from 2 percent to 200 percent. In some program areas the current fee amounts will remain unchanged. Those program area fees that are not being changed include: Manufactured Dwellings, One- and 2-Family Dwellings, Rental Unit Energy Efficiency, Private Sewage System Plan Review, Plumbing Product Review, Sanitary Permits, Swimming Pool Plan Review, Plumbing Licensing, Fire Sprinkler Installer Licensing, HVAC Certification, Refrigerant Handling Certification, Soil Tester Certification, and all Inspector Certifications.

Under the proposed rules, the fees for lighting plan review are combined with the fees for building plan review. Submittal requirements for lighting plans, however, are not being changed.

The proposed rules also contain minor revisions to the requirements for plumbing plan review and plumbing product review. The project threshold for submitting plumbing plans is being raised from 11 to 16 plumbing fixtures. Plumbing product review is being discontinued for cross connection control devices and for water treatment devices listed as complying with the appropriate national standard.

The following is a brief summary by program area of the major fee changes in the proposed rules. The summary is arranged in the same order as chapter Comm 2.

1. Boilers, Pressure Vessels, Anhydrous Ammonia and Mechanical Refrigeration

- Current fee amounts for plan reviews and inspections would generally be increased 35 percent, rounded to \$5 increments.
- Current fee amounts for Permits to Operate would be increased 40 percent.
- Current fee amounts for anhydrous ammonia plan review and initial inspection would be increased 200 percent. This fee is being raised to the same level as the LP gas fee because the piping, pumping and storage systems are very similar for the 2 systems.

2. Elevators and Lifting Devices

- Current fee amounts for plan review and initial inspection in Table 2.15-1 would be increased 100 percent.
- Current fee amounts for periodic inspections in Table 2.15-2 would be increased as follows based on the expected average inspection times shown below and a "billing" rate of \$60 per hour:
 - 0-4 landings - 63 percent increase (1.5 hours)
 - 5-10 landings - 41 percent increase (2.0 hours)
 - 11 or more landings - 30 percent increase (2.5 hours)
 - Escalators - 30 percent increase (2.5 hours)
- The current fee amount for a Permit to Operate would be increased 75 percent.

3. Mines, Pits, Quarries, Explosives and Blasters

- Current annual safety service fee amounts for mine, pit or quarry production in Table 2.17 would be unchanged, and the fee for inspections and monitoring visits would be eliminated.
- A training fee would be created for those persons not paying the safety service fee.
- The remaining current fee amounts in sections Comm 2.17, 2.18 and 2.19 would be increased 45 percent, rounded to \$5 increments.
- Current fee amounts for blaster licenses in Table 5.02 would be increased 50 percent.

4. Amusement Rides

- Current fee amounts for plan examination and inspection would generally be increased 60 percent, rounded to \$5 increments.

5. Tramways, Lifts and Towing Devices

- Current fee amounts for plan review and inspection would be increased 160 percent.
- The current fee amount for a Permit to Operate would be increased 120 percent

6. Buildings, Structures, Heating and Ventilation

- Current fee amounts for separate review of building plans and HVAC plans would be increased 35 percent, generally rounded to \$10 increments. The current "discount" for simultaneous submittal of building plans and HVAC plans would be replaced with a method involving a \$100 plan entry fee to accompany each plan submittal.
- New fees would be created for review of fire alarm system plans and fire suppression system plans. The additional revenue from this new service is projected to be \$100,000 per year, based on an annual workload of 550 plans and average fee of \$182.

7. Mobile Homes

- Current fee amounts for formaldehyde testing and investigation would be increased 20 percent.

8. Liquefied Petroleum Gas, Liquefied Natural Gas and Compressed Natural Gas

- Current fee amounts for plan review and inspection would generally be increased 30 percent.

9. Material Approvals and Petitions for Variance

- Current fee amounts for material reviews would be increased 25 percent.
- Current fee amounts for petitions for variance for public buildings under chapters Comm 50 to 64 and 66 would be increased 2 percent.
- Current fee amounts for petitions for variance for public sector employment under section 101.055, Stats., would be increased 50 percent.
- Current fee amounts for petitions for variance of all other rules not specifically mentioned in section Comm 2.52 would be increased 25 percent.

10. Plat Review and Investigations

- A new fee would be created for lot restriction waivers.

11. Plumbing Systems Plan Review

- Current fee amounts would generally be increased 15 percent, rounded to \$5 increments. Some fee amounts, such as for building storm and clear water drain systems, would be increased 25 percent.

12. Electrician Certification

- Current fee amounts would be increased as follows:
 - Master Electrician Certification - 25 percent increase
 - Journeyman Electrician Certification - 50 percent increase
 - Beginning Electrician Certification - 20 percent increase

SECTION 1. Comm 2.02 (1) (a) is amended to read:

Comm 2.02 (1) (a) The department may charge a handling fee, determined at ~~\$20.00~~ \$25.00 per hour, with a minimum fee of ~~\$20.00~~ \$25.00, in addition to any other fee provided in this chapter, to offset administrative costs.

SECTION 2. Comm 2.02 (4) is repealed and recreated to read:

Comm 2.02 (4) PLAN APPROVAL - ADDITIONAL SETS. A maximum of 5 sets of plans shall be stamped approved without additional fees being charged. Upon request, additional sets of plans identical to previously approved plans shall be stamped approved upon receipt of a \$20.00 fee per plan.

Note: The 5 sets include the one set retained by the department.

SECTION 3. Comm 2.02 (4m) is created to read:

Comm 2.02 (4m) FEE FOR EXTENSION OF PLAN APPROVAL. The examination fee for a plan previously approved by the department for which an approval extension is requested shall be \$100.00 per plan.

SECTION 4. Comm 2.03 is repealed.

SECTION 5. Comm 2.04 (1) is amended to read:

Comm 2.04 (1) MISCELLANEOUS PLAN REVIEWS. Unless specified otherwise in this chapter, the fee for department costs incurred in performing miscellaneous plan reviews shall be ~~\$40.00~~ \$60.00 per hour per plan, with a minimum fee of ~~\$40.00~~ \$60.00 per plan.

SECTION 6. Comm 2.04 (2) is repealed and recreated to read:

Comm 2.04 (2) MISCELLANEOUS INSPECTIONS AND INVESTIGATIONS. Unless specified otherwise in this chapter, fees for department costs incurred in performing miscellaneous inspections or investigations, including special inspections for alterations, fabrication, repairs, testing, electrical construction and quality assurance methods, which are either provided on request or to satisfy administrative code requirements, shall be determined and assessed in accordance with Table 2.04. An additional amount may be charged to cover all expenses, including travel time, mileage, meals and lodging. Travel expenses shall be limited to those allowed under ss. 16.53 and 20.916, Stats., and collective bargaining agreements.

**Table 2.04
Miscellaneous Inspections and Investigations Fees**

Individual Special Inspections	Fee Per Hour Per Inspector
(a) Inspections performed between the hours of 7:45 a.m. and 4:30 p.m. on weekdays, Monday through Friday	\$60.00
(b) Inspections performed on Saturdays, Sundays, holidays and at times other than scheduled in (a)	\$90.00
(c) For supervising the American Society of Mechanical Engineers (ASME) joint review and audit and for conducting shop audits, Monday through Friday	\$90.00

SECTION 7. Comm 2.04 (2m) is created to read:

Comm 2.04 (2m) MINIMUM CHARGE. In reference to Table 2.04 (a) and (b), a minimum charge of 4 hours shall be assessed for all special inspections required during fabrication and testing of ASME code items.

SECTION 8. Comm 2.06 (2) is amended to read:

Comm 2.06 (2) COLLECTION. All fees not paid within 60 calendar days after the first invoice date ~~shall~~ may be assessed a late payment fee ~~determined in accordance with Table 2.06~~ equal to one percent per month of the outstanding balance.

SECTION 9. Comm 2.06 (2) Table 2.06 is repealed.

SECTION 10. Comm 2.07 (2)(b) is amended to read:

Comm 2.07 (2) (b) "Permit" includes an examination of plans, initial ~~certificate of operation~~ permit to operate, registration of a device, approval of a material or product, shaft excavation permit, petition for variance, permission to start construction, rental unit certificate of compliance, priority review and petition, and underground tank registration and use permit, but does not include any inspection services.

SECTION 11. Comm 2.10 is repealed.

SECTION 12. Comm 2.11 (3), Table 2.11-1, Table 2.11-2, (4) and (6) are amended to read:

Comm 2.11 (3) REINSPECTION FEES. A fee of ~~\$40.00~~ \$55.00 per inspection shall be assessed for inspections made by the department to gain compliance with ~~chs. Comm 41 to 42~~ ch. Comm 41, after orders have been issued by the department.

**Table 2.11-1
Boiler Inspection Fees**

Type of Boiler	Heating Surface Area (Square Feet)	Type of Inspection	
		Internal	External
Miniature Power	20 or less	\$15.00 <u>\$20.00</u>	\$15.00 <u>\$20.00</u>
	21 – 250	\$40.00 <u>\$55.00</u>	\$40.00 <u>\$55.00</u>
	251 - 1,000	\$90.00 <u>\$120.00</u>	\$60.00 <u>\$80.00</u>
	1,001 - 10,000	\$120.00 <u>\$160.00</u>	\$85.00 <u>\$115.00</u>
	Over 10,000	\$315.00 <u>\$420.00</u>	\$145.00 <u>\$195.00</u>
Heating	N/A		
-- With manhole		\$70.00 <u>\$95.00</u>	\$30.00 <u>\$40.00</u>
-- Without manhole		\$65.00 <u>\$85.00</u>	\$30.00 <u>\$40.00</u>
-- Multiple boilers at one location		Not more than \$150.00 <u>\$200.00</u>	

**Table 2.11-2
Pressure Vessel Inspection Fees**

Volume of Pressure Vessels (Cubic Feet)	Operating Pressure (psig)	Type of Inspection
		Internal or External
All sizes	Less than 15	No Fee
11 or less	15 or more	No Fee
12 – 200	15 or more	\$25.00 <u>\$35.00</u>
201 – 500	15 or more	\$60.00 <u>\$80.00</u>
Over 500	15 or more	\$70.00 <u>\$95.00</u>
Multiple pressure vessels at one location	-----	Not more than \$150.00 <u>\$200.00</u>

(4) ALTERATION AND REPAIR FEES. An owner, ~~manufacturer or contractor~~ or user reporting an alteration or repair to a boiler or pressure vessel, as required by ch. Comm 42 41, shall pay a fee of ~~\$25.00~~ \$35.00 with each alteration or repair report.

(6) CERTIFICATES OF OPERATION PERMIT TO OPERATE. ~~The department shall issue a certificate of operation for each boiler or pressure vessel upon receipt of the inspection report indicating the boiler or pressure vessel satisfies the minimum operating standards specified in chs. Comm 41 to 42. The fee per certificate for the issuance of a permit to operate for each boiler or pressure vessel shall be determined in accordance with s. Comm 2.10 (2) \$35.00.~~

SECTION 13. Comm 2.11 (7) is created to read:

Comm 2.11 (7) PIPING INVESTIGATION. Fees related to piping investigations performed by the department shall be determined in accordance with s. Comm 2.04 (2).

SECTION 14. Comm 2.12 (1), (2)(a), Table 2.12 and (3) are amended to read:

Comm 2.12 (1) PLAN EXAMINATION AND INSPECTION FEES. The owner or user shall submit a fee of ~~\$150.00~~ \$450.00 for plan examination and external inspection of each new anhydrous ammonia handling or storage facility. ~~Anhydrous ammonia systems shall not be put into operation until an initial inspection has been conducted by the department.~~

(2) (a) Storage facilities. Fees for the required periodic inspection of storage facilities shall be ~~\$75.00~~ \$100.00 per facility.

Table 2.12
Nurse Tank Inspection Fees

<u>Nurse Tanks Per Site</u>	<u>Fee</u>	
10 or less	\$30.00	<u>\$40.00</u>
11 - 30	\$65.00	<u>\$85.00</u>
31 - 50	\$100.00	<u>\$135.00</u>
Over 50	\$140.00	<u>\$190.00</u>

(3) CERTIFICATES OF OPERATION PERMIT TO OPERATE. ~~The department shall issue a certificate of operation for each anhydrous ammonia system upon receipt of the inspection report indicating the anhydrous ammonia system satisfies the minimum operating standards specified in ch. Comm 43. The fee per certificate for the issuance of a permit to operate for each anhydrous ammonia system shall be determined in accordance with s. Comm 2.10 (2) \$35.00.~~

SECTION 15. Comm 2.13 (1) Table 2.13 and (2) are amended to read:

Table 2.13
Mechanical Refrigeration Inspection Fees

<u>Capacity in Tons*</u>	<u>Inspection Fee</u>	
Less than 3	No fee	
3 - 25	\$30.00	<u>\$40.00</u>
26 - 100	\$50.00	<u>\$65.00</u>
101 - 250	\$65.00	<u>\$85.00</u>
251 - 500	\$105.00	<u>\$140.00</u>
501 - 750	\$140.00	<u>\$190.00</u>
751 - 1,000	\$170.00	<u>\$230.00</u>
Over 1,000	\$200.00	<u>\$270.00</u>

(2) CERTIFICATES OF OPERATION PERMIT TO OPERATE. ~~The department shall issue a certificate of operation for each mechanical refrigeration system upon receipt of the inspection report indicating the mechanical refrigeration system satisfies the minimum operating standards specified in ch. Comm 45. The fee per certificate for the issuance of a permit to operate~~

for each mechanical refrigeration system shall be ~~determined in accordance with s. Comm 2.10 (2)~~ \$35.00.

SECTION 16. Comm 2.15 (1), Table 2.15-1, (2) and Table 2.15-2 are amended to read:

Comm 2.15 (1) PLAN EXAMINATION, APPLICATION AND INITIAL INSPECTION FEES. Fees for the initial inspection and for the examination of plans or for an application for installation or alteration, or both, submitted in accordance with the requirements of s. Comm 18.09, shall be determined in accordance with Table 2.15-1. A reinspection fee as specified in Table 2.15-1 shall be charged for each inspection conducted until the ~~elevator can be certified~~ installation or alteration qualifies for a permit to operate.

Table 2.15-1
Plan Examination and Inspection Fees
for Elevators and Lifting Devices

Type of Unit or Number of Landings	Plan Examination and Initial Inspection Fee	Reinspection Fee
0 - 4 landings	\$275 <u>\$550.00</u>	\$150 <u>\$300.00</u>
5 - 10 landings	\$300 <u>\$600.00</u>	\$200 <u>\$400.00</u>
11 or more landings	\$350 <u>\$700.00</u>	\$250 <u>\$500.00</u>
Remodeled elevators or escalators	\$200 <u>\$400.00</u>	\$150 <u>\$300.00</u>
Escalators	\$250 <u>\$500.00</u>	\$150 <u>\$300.00</u>

(2) PERIODIC INSPECTION AND REINSPECTION FEES. Fees for periodic inspections and reinspections of all classes of elevators and lifting devices within the scope of ch. Comm 18 shall be determined in accordance with Table 2.15-2. An inspection fee shall also be charged for each reinspection of an elevator in accordance with Table 2.15-2 until the ~~elevator can be certified~~ installation or alteration qualifies for a permit to operate.

Table 2.15-2
Periodic Inspection and Reinspection Fees
for Elevators and Lifting Devices

Type of Unit or Number of Landings	Inspection Fee
0 - 4 landings	\$55 <u>\$90.00</u>
5 - 10 landings	\$85 <u>\$120.00</u>
11 or more landings	\$115 <u>\$150.00</u>
Escalators	\$115 <u>\$150.00</u>

SECTION 17. Comm 2.15 (2m) is created to read:

Comm 2.15 (2m) FEE FOR FAILURE TO HAVE EQUIPMENT READY FOR INSPECTION. The owner shall pay a fee equal to 50% of the applicable inspection fee for failure

to have the elevator or lifting device ready for inspection on the date specified, unless the owner notifies the department, in writing, 7 business days prior to the specified inspection date.

SECTION 18. Comm 2.15 (3) is amended to read:

Comm 2.15 (3) PERMIT TO OPERATE. ~~The department shall issue a permit to operate for each elevator upon receipt of fees and the inspection report indicating the elevator satisfies the minimum operating standards specified in ch. Comm 18.~~ The fee per for the issuance of a permit to operate for each elevator shall be ~~\$20.00~~ \$35.00.

SECTION 19. Comm 2.17 is amended to read:

Comm 2.17 Mines, pits and quarries. (1) SUBMITTAL REQUIREMENTS. The ~~operator, meaning a person or firm operating the crushing, screening or washing equipment,~~ shall submit, with the fee specified in sub. (2), the name of the mine, pit or quarry; the name of the ~~operator or company;~~ the mailing address; the telephone number; and the type of product to be mined, such as ore, stone, clay, lime or aggregate.

(2) (title) ANNUAL SAFETY INSPECTION SERVICE. The annual safety ~~inspection~~ service fee for each metal or nonmetal mine, pit or quarry shall be based on the size of the respective operation for the calendar year. Production records shall be made available upon request. The fee shall be determined in accordance with Table 2.17. This fee does not apply to mines, pits or quarries used for private domestic use.

Note: The department intends to review the fees in Table 2.17 with the Mines, Pits and Quarries Advisory Council by June 1, 2001, and annually thereafter.

Table 2.17
Annual Production Safety Service Fee

Annual Production (Tons Per Year)	Annual Safety Inspection Service Fee
Less than 50,000	\$95.00
50,000 - 100,000	\$185.00
100,001 - 200,000	\$370.00
200,001 - 300,000	\$560.00
300,001 - 400,000	\$740.00
400,001 - 500,000	\$930.00
Over 500,000	\$1,485.00

(3) (title) SHAFT ~~MINE DEVELOPMENT~~ EXCAVATION PERMIT. ~~(a)~~ The fee for obtaining a shaft excavation permit shall be ~~\$275.00~~ \$400.00 per permit.

~~(b) The fee per inspector for inspections or monitoring visits or both required by s. 101.15 (2) (f), Stats., shall be determined in accordance with s. Comm 2.04 (2).~~

~~(e) (4) MISCELLANEOUS INSPECTIONS.~~ The fee for ~~special~~ miscellaneous consultation inspections provided on request shall be in accordance with s. Comm ~~2.03~~ 2.04 (2).

~~(4) DRILL RIG INSPECTIONS.~~ The fee for conducting a safety inspection of a drill rig and associated equipment for exploration drilling shall be \$55.00 per inspection.

SECTION 20. Comm 2.17 (5) is created to read:

Comm 2.17 (5) TRAINING. The fee for persons who receive department training that is required by the federal Mine Safety and Health Administration and who are not required to pay a safety service fee shall be \$20.00 per person per half day of training and \$30.00 per person per day of training.

SECTION 21. Comm 2.18 is amended to read:

Comm 2.18 ~~Blasters and explosives~~ Explosive materials. (2) INSPECTIONS OF EXPLOSIVES. ~~(a) Use of explosives.~~ **(1) USE.** Fees for conducting a safety inspection of the use of ~~explosives~~ explosive materials shall be assessed at ~~\$55.00 per inspection~~ in accordance with s. Comm 2.04 (2). Use of ~~explosives~~ explosive materials shall include the storage of daily supplies.

~~(b) Permanent storage.~~ **(2) PERMANENT STORAGE.** Fees for conducting a safety inspection of a permanent explosive materials storage facility shall be determined in accordance with ~~Table 2.18-2~~ 2.18. The fees are based on the combined volume of one or more magazines at any given site. This inspection fee ~~is intended for~~ applies to blasters and explosive materials contractors working independently of mine, pit or quarry operations.

Table ~~2.18-2~~ 2.18
Explosive Materials Storage Facility Inspection Fees

<u>Quantity of Explosives</u>	<u>Fee</u>	
<u>Storage Per Site:</u>		
Less than 100 cubic feet	\$55.00	<u>\$80.00</u>
100 - 500 cubic feet	\$80.00	<u>\$120.00</u>
Over 500 cubic feet	\$110.00	<u>\$160.00</u>

~~(c) Storage of explosives in a community.~~ **(3) TEMPORARY STORAGE IN A COMMUNITY.** Fees for department costs incurred in the performance of safety inspections of temporary explosive materials storage magazines in a community shall be ~~\$55.00~~ \$80.00 per magazine.

SECTION 22. Comm 2.19 is amended to read:

Comm 2.19 Fireworks manufacturing plants. (1) INSPECTION FEES. Fees for department costs incurred in the performance of inspection of fireworks manufacturing plants shall

be \$40.00 per hour per manufacturing plant, with a minimum fee of \$40.00 per manufacturing plant. An additional amount may be charged to cover all expenses, including travel time, mileage, meals and lodging. Travel expenses, however, shall be limited to those allowed under department employe travel regulations determined in accordance with s. Comm 2.04 (2).

Note: Sections 16.53 and 20.916, Stats., and collective bargaining agreements control travel expenses.

SECTION 23. Comm 2.20 (1)(a) to (k) are amended to read:

Comm 2.20 (1) (a) Plan examination for new amusement ride tramways ~~\$135.00~~ \$220.00 per plan submittal

Note: See ch. Comm 33 for definitions of tramways.

(b) Review of engineering analysis and test data associated with the acceptance of amusement rides and bungee jumping sites ~~\$135.00~~ \$220.00 per review

(c) Annual registration for all amusement rides: \$50.00 per ride

1. Coin operated kiddie rides with a maximum capacity of 3 children \$20.00 per ride

2. All other rides \$40.00 per ride

(d) Inspection of coin operated kiddie rides with a maximum capacity of 3 children ~~\$35.00~~ \$60.00 per ride

(e) Inspection of Class 1 amusement rides ~~\$75.00~~ \$120.00 per ride

(f) Inspection of Class 2 amusement rides, except amusement rides that the manufacturer estimates require more than 40 work hours for erection ~~\$140.00~~ \$225.00 per ride

(g) Inspection of Class 3 amusement rides and amusement rides that the manufacturer estimates require more than 40 work hours for erection ~~\$200.00~~ \$325.00 per ride

(h) Inspection of amusement ride tramways ~~\$250.00~~ \$400.00 per tramway

(i) Inspection of bungee jumping site ~~\$500.00~~ \$800.00 per site or tower

(j) Late registration fee for failure to register amusement ride before opening it to the public ~~\$100.00~~ \$160.00 per ride

(k) Reinspection fee to gain compliance with department orders if compliance is not met ~~\$150.00~~ \$225.00 per visit

Note: See ch. Comm 34 for definitions of ride classes.

SECTION 24. Comm 2.21 (1) Table 2.21-1, (2) Table 2.21-2, (3) and (4) are amended to read:

Table 2.21-1
Plan Examination Fees for
Tramways, Lifts and Towing Devices

Type of Lift or Device	Fee Per Plan	
Gondola lifts and rides	\$300.00	<u>\$780.00</u>
Chair lifts and rides	\$225.00	<u>\$580.00</u>
Surface tows, except fiber and wire rope tows	\$150.00	<u>\$390.00</u>
Fiber and wire rope tows	\$100.00	<u>\$260.00</u>

Table 2.21-2
Inspection Fees for
Tramways, Lifts and Towing Devices

Type of Lift or Device	Inspection Fee Per Installation	
Gondola lifts and rides	\$205.00	<u>\$530.00</u>
Chair lifts and rides	\$205.00	<u>\$530.00</u>
Surface tows, except fiber and wire rope tows	\$135.00	<u>\$350.00</u>
Fiber and wire rope tows	\$81.00	<u>\$210.00</u>

(3) **LOAD TEST FEE.** The fee for certifying a load test shall be ~~\$135.00~~ \$350.00 per load test.

~~(4) **CERTIFICATES OF OPERATION PERMIT TO OPERATE.** The department shall issue a certificate of operation for each device upon receipt of the inspection report indicating the device satisfies the minimum operating standards specified in ch. Comm 33. The fee per certificate for the issuance of a permit to operate for each tramway, lift or towing device shall be \$16.00~~
\$35.00.

SECTION 25. Comm 2.31 (1) and (2) are repealed and recreated to read:

Comm 2.31 Buildings, structures, heating, ventilation and fire protection systems. (1) PLAN SUBMITTAL. (a) *General.* Fees relating to the submittal of all plans, submitted in accordance with the requirements of chs. Comm 50 to 64 and 66, shall be determined in accordance with this section.

(b) *Plan review fees.* Fees relating to the submittal of all building plans, heating, ventilating and air conditioning (HVAC) plans, and fire protection system plans shall be computed on the basis of the total gross square footage of each building or affected area. The fees shall be determined in accordance with Table 2.31-1 for buildings not located in municipalities that have assumed building inspection responsibilities. The fees shall be determined in accordance with Table 2.31-2 for buildings located in agent municipalities and counties that have assumed the building inspection responsibilities specified under s. 101.12 (3) (g), Stats., and ch. Comm 50.

Note: See ch. Comm 50 for the types of buildings and components that must be submitted for review. Fees for component plans that are an integral part of the building project are included in the "Building Plans" or "HVAC Plans" fees provided they are submitted prior to final inspection. Also, see the Plan Submittal Kit (SBD-8927) for detailed information on all submittal processes relating to component plans such as lighting and pre-engineered structural components.

**Table 2.31-1
Plan Review Fees for
Buildings Not Located in Municipalities That Perform Inspections**

Area (Square Feet)	Fees			
	Building Plans	HVAC Plans	Fire Alarm System Plans	Fire Suppression System Plans
Less than 2,500	\$260	\$160	\$30	\$30
2,501 - 5,000	330	220	60	60
5,001 - 10,000	550	260	80	80
10,001 - 20,000	750	400	150	150
20,001 - 30,000	1,100	540	220	220
30,001 - 40,000	1,500	830	360	360
40,001 - 50,000	2,000	1,100	500	500
50,001 - 75,000	2,700	1,500	720	720
75,001 - 100,000	3,400	2,100	1,000	1,000
100,001 - 200,000	5,600	2,700	1,300	1,300
200,001 - 300,000	9,900	6,300	3,100	3,100
300,001 - 400,000	15,000	9,200	4,500	4,500
400,001 - 500,000	18,500	12,000	5,900	5,900
Over 500,000	20,000	13,500	6,700	6,700

**Table 2.31-2
Plan Review Fees for
Buildings Located in Municipalities That Perform Inspections**

Area (Square Feet)	Fees			
	Building Plans	HVAC Plans	Fire Alarm System Plans	Fire Suppression System Plans
Less than 2,500	\$220	\$130	\$15	\$15
2,501 - 5,000	290	200	50	50
5,001 - 10,000	480	220	60	60
10,001 - 20,000	670	340	120	120
20,001 - 30,000	990	480	190	190
30,001 - 40,000	1,300	750	320	320
40,001 - 50,000	1,800	1,000	450	450
50,001 - 75,000	2,400	1,300	600	600
75,001 - 100,000	3,000	1,900	900	900
100,001 - 200,000	5,000	2,400	1,150	1,150
200,001 - 300,000	8,900	5,700	2,800	2,800
300,001 - 400,000	13,400	8,300	4,100	4,100
400,001 - 500,000	16,700	10,800	5,300	5,300
Over 500,000	18,000	12,100	6,000	6,000

(c) *Multiple identical buildings.* The fees set forth in this paragraph may be applied to a project which contains multiple identical buildings. In order to qualify for the multiple identical building fee, plans for all buildings shall be submitted at the same time. The fees for the submittal of plans for the first building shall be determined in accordance with Table 2.31-1 or 2.31-2 on the basis of the total gross area of one building. The fee for each of the remaining identical buildings shall be computed on the basis of an area of less than 2,500 square feet.

(d) *Miscellaneous plans.* The fee for miscellaneous plans shall be \$200 per plan. Miscellaneous plans are plans which have no building, HVAC or fire protection system plan submissions and those plans for which no area may be associated. Miscellaneous plans include, but are not limited to, all of the following:

1. Footing and foundation plans submitted prior to the submission of the building plans.
2. Industrial exhaust systems for dust, fumes, vapors and gases, for government-owned buildings only.
3. Spray booth plans, for government-owned buildings only.
4. Stadium, grandstand and bleacher plans, and interior bleacher plans submitted as independent projects.
5. Structural plans submitted as independent projects, such as docks, piers, antennae, outdoor movie screens and observation towers.
6. Any building component, other than building, HVAC and fire protection systems, submitted following the final inspection by a deputy of the department or, in the case of an agent municipality or county, the inspector having jurisdiction.
7. Building, HVAC and fire protection system plans submitted following denial of plan approval, if the submission is within 8 months of the denial.

(e) *Permission to start construction.* The fee for a permission to start construction shall be \$50.00.

(f) *Revisions.* The fee for revisions to previously approved plans and plans that have been previously reviewed but not denied shall be \$50.00.

(g) *Second class city.* A second class city that is certified to perform the expanded plan examinations specified in s. Comm 50.21 (5)(b) or 66.24 (5)(b) shall submit to the department the fee specified in Table 2.31-3 for each building or structure reviewed which exceeds the limits specified in s. Comm 50.21 (5)(c) or 66.24 (5)(c).

(h) *Appointed agent.* An agent that is appointed by the department under s. Comm 50.22 or 66.24 (8) to perform plan examinations shall submit to the department the fees specified in Table 2.31-3 for each building or structure reviewed under s. Comm 50.22 or 66.24 (8).

(i) *Notice fee.* The fee for notifying the department of electing to use a registered individual for building design and supervision in lieu of departmental plan approval, under s. Comm 50.12 (1t) or 66.14 (1t), shall be \$20.00 for the building plans and related components, \$20.00 for the heating, ventilating and air conditioning plans and related components, \$20.00 for the fire alarm system plans and \$20.00 for the fire suppression system plans.

**Table 2.31-3
Fees to be Forwarded to the Department for
Reviews Performed by Second Class Cities and Appointed Agents**

Area (Square Feet)	Fees			
	Building Plans	HVAC Plans	Fire Alarm System Plans	Fire Suppression System Plans
Less than 2,500	\$35	\$20	\$5	\$5
2,501 - 5,000	45	30	8	8
5,001 - 10,000	75	35	10	10
10,001 - 20,000	100	55	20	20
20,001 - 30,000	150	75	30	30
30,001 - 40,000	195	115	50	50
40,001 - 50,000	270	150	70	70
50,001 - 75,000	360	195	90	90
75,001 - 100,000	450	285	135	135
100,001 - 200,000	750	360	175	175
200,001 - 300,000	1335	855	420	420
300,001 - 400,000	2010	1245	615	615
400,001 - 500,000	2505	1620	795	795
Over 500,000	2700	1815	900	900

(2) **FEE FOR PLAN ENTRY.** A plan entry fee of \$100.00 shall be submitted with each submittal of plans to the department in addition to the plan review and inspection fees.

Note: For example, the total fee to be submitted under Table 2.31-1 for a 15,000 square foot building that includes building plans, HVAC plans, fire alarm plans and fire suppression plans would be \$750 + \$400 + \$150 + \$150 + \$100 = \$1,550.

SECTION 26. Comm 2.33 (1) Table 2.33 (title) is created to read:

**Table 2.33 (title)
Certification and Inspection Fees for Manufactured Homes**

SECTION 27. Comm 2.33 (2) is amended to read:

Comm 2.33 (2) FORMALDEHYDE INVESTIGATION AND TESTING. To offset the department cost of conducting formaldehyde testing and complaint investigation related to formaldehyde in accordance with ch. Comm 27, a fee shall be assessed in accordance with s. Comm 2.04 (2), or ~~\$100~~ \$120.00 per test, whichever is greater.

SECTION 28. Comm 2.43 (1) Table 2.43 is amended to read:

Table 2.43
Plan Examination and Inspection Fees for Storage Tanks
(Partial table)

Type of Registration, Renewal, Examination or Inspection	Fee
Liquefied petroleum gas and liquefied natural gas systems	
125 to 1,999 gallon water capacity tank	(No state examination or inspection fee required.)
2000 Gallon Water Capacity and Above	
Plan Examination Fee	\$150.00 <u>\$200.00</u> per site
Site Inspection Fee	\$200.00 <u>\$250.00</u> per site
Compressed Natural Gas Systems	
Vehicle Fueling Sites	
Plan Examination Fee	\$150.00 <u>\$200.00</u> per site
Site Inspection Fee	\$200.00 <u>\$250.00</u> per site
Plan revisions	
Plan Revision Examination Fee	\$75.00 <u>\$100.00</u> per revised plan

SECTION 29. Comm 2.51, as affected by Clearinghouse Rule No. 99-143, is amended to read:

Comm 2.51 Material approvals. (1) The fee for ~~an approval number issued by the~~ department review of an application for the approval of a material, equipment or product, other than a plumbing product, or for approval of an alternate standard, shall be determined in accordance with Table 2.51.

(2) The fee for a special inspection of an installation of a material, equipment or product for which an experimental approval has been issued in accordance with s. Comm 20.18, 50.19 or 66.25 shall be determined in accordance with s. Comm ~~2.03~~ 2.04 (2).

Table 2.51
Material Review Fees

Action	Fee per Approval Review			
	Type of Approval Review			
	Chapter Comm 10 and Voluntary	Alternate Product	Experimental	Alternate Standard
New approval	\$800 <u>\$1,000</u>	\$1,200	\$2,000	\$1,200
Renewal of approval with no changes	\$600 <u>\$750</u>	\$900	\$1,500	NA*
Renewal of <u>approval</u> with changes	\$800 <u>\$1,000</u>	\$1,200	\$2,000	NA

Manufacturer's request for minor revision (no extension of approval period)	\$200	\$200	\$200	NA
Manufacturer's request for major revision (new 5-year period)	\$800 <u>\$1,000</u>	\$1,200	\$2,000	NA

*NA means not applicable

SECTION 30. Comm 2.52 (3)(a) and (c) are amended to read:

Comm 2.52 (3) (a) The fee for reviewing petitions for variance on rules under chs. Comm 50 to 64 and 66 shall be ~~\$490.00~~ \$500.00 per petition.

(c) Where identical petitions are submitted for identical buildings with a common owner on a single piece of property, the fee for the first building shall be ~~\$490.00~~ \$500.00 and the fee for each subsequent building shall be submitted in accordance with sub. (10) (b) for precedent petitions.

SECTION 31. Comm 2.52 (6) is amended to read:

Comm 2.52 (6) PETITIONS FOR VARIANCE UNDER S. 101.055 (4), STATS. The fee for reviewing petitions for temporary, experimental and permanent variances under s. 101.055 (4), Stats., shall be ~~\$200.00~~ \$300.00 per petition.

SECTION 32. Comm 2.52 (6m) is repealed.

SECTION 33. Comm 2.52 (7), and (10)(a) and (b)2. are amended to read:

Comm 2.52 (7) PETITIONS FOR VARIANCE, OTHER RULES. The fee for reviewing petitions for variance on rules of the department, administered by the division of safety and buildings and not specifically mentioned under this section, shall be ~~\$200.00~~ \$250.00 per petition.

(10) (a) For complex petitions for variance which require more than ~~10~~ 8 hours to review and process, an additional fee may be charged at the rate of ~~\$40.00~~ \$60.00 per hour for each hour in excess of ~~10~~ 8 hours. For precedent petitions for variance which require more than 3 hours to review and process, an additional fee may be charged at the rate of ~~\$40.00~~ \$60.00 per hour for each hour in excess of 3 hours.

(b) 2. The minimum fee for a petition for variance that is returned without decision after staff review shall be 25% of the required fee plus ~~\$40.00~~ \$60.00 per hour of review and processing time.

SECTION 34. Comm 2.61 (1) and (2) are amended to read:

Comm 2.61 (1) SPECIAL PLUMBING INSPECTIONS. (a) Plumbing inspections for sanitary districts or other special purpose districts shall be determined in accordance with s. Comm ~~2.03~~ 2.04 (2).

(b) The department may assess a fee determined in accordance with s. Comm ~~2.03~~ 2.04 (2) for a field inspection for a department ~~soil scientist~~ representative to conduct a soil evaluation.

(2) REVISIONS. The fee for revisions to previously approved plumbing and private sewage plans shall be ~~\$60.00~~ \$75.00 per plan. This fee shall apply when plans are revised for reasons other than those which were requested by the department.

SECTION 35. Comm 2.635 is created to read:

Comm 2.635 Lot restriction waivers. The fee for any lot restriction waiver issued by the department shall be \$80.00 per lot.

SECTION 36. Comm 2.64.(2) Table 2.64-1 is amended to read:

Table 2.64-1
Plan Examination Fees for Plumbing Systems

1. Sanitary drain and vent system.	\$35.00 <u>\$40.00</u> per inch diameter of each bldg. sewer, or <u>for multiple sewer connections serving a single building the fee may be calculated per sub. (3)(a)</u>
2. Sanitary building sewer only, no drain and vent.	\$20.00 <u>\$25.00</u> per inch diameter of each bldg. sewer
3. Building water distribution system.	\$35.00 <u>\$40.00</u> per inch diameter of each water service, or <u>for multiple water service connections serving a single building the fee may be calculated per sub. (3)(b)</u>
4. Building water service only, no water distribution system.	\$20.00 <u>\$25.00</u> per inch diameter of each water service
5. Building storm and clear water drain system.	\$8.00 <u>\$10.00</u> per inch diameter of each bldg. storm sewer, or <u>for multiple sewer discharge points for a single site the fee may be calculated per sub. (3)(c)</u>
*6. Car wash interceptor.	\$60.00 <u>\$70.00</u> per interceptor
*7. Garage catch basin.	\$60.00 <u>\$70.00</u> per basin
*8. Grease interceptor.	\$60.00 <u>\$70.00</u> per interceptor
*9. Oil interceptor.	\$60.00 <u>\$70.00</u> per interceptor
*10. Sanitary dump station.	\$60.00 <u>\$70.00</u> per station
*11. Chemical waste system.	\$60.00 <u>\$70.00</u> per system
12. Controlled roof drainage system; does not include conventional building storm piping.	\$60.00 per system
13. Engineered <u>Alternate</u> plumbing system.	minimum \$225.00 or as determined in sub. (3) <u>\$400.00</u> per system

14. Mobile home parks and campground/ recreational vehicle parks:		
1- 25 sites.	\$250.00	\$300.00
26- 50 sites.	\$300.00	\$350.00
51- 125 sites.	\$350.00	\$400.00
Over 125 sites.	\$400.00	\$500.00
15. Private water main.	\$20.00	\$25.00 per inch diameter
16. Cross connection control devices:		
Reduced pressure principle backflow preventer.	\$110.00	\$125.00 per device
Reduced pressure detector backflow preventer.	\$110.00	\$125.00 per device
Pressure vacuum breaker assembly.	\$110.00	\$125.00 per device
Back siphonage backflow vacuum breaker.	\$110.00	\$125.00 per device
17. Sanitary private interceptor main sewers, determined on the largest diameter of each interceptor main sewer.	\$20.00	\$25.00 per inch diameter
18. Storm private interceptor main sewers, determined on the largest diameter of each interceptor main sewer.	\$8.00	\$10.00 per inch diameter
19. Experimental plumbing system.	\$500.00	per system

* Note: For table entries 6 to 11, no additional fee would be required if submitted with the sanitary drain and vent system.

SECTION 37. Comm 2.64 (3)(a) 3. is amended to read:

Comm 2.64 (3) (a) 3. Determine the fee based on pipe diameter in Table 2.64-1, entry 1.

SECTION 38. Comm 2.64 (3)(b) Table 2.64-2 is amended to read:

Table 2.64-2
Plan Examination Fees for Building Water Distribution Systems

GPM	Fee	
1 - 6	\$17.00	\$20.00
7 - 12	\$26.00	\$30.00
13 - 21	\$35.00	\$40.00
22 - 31	\$43.00	\$50.00
32 - 46	\$52.00	\$60.00
47 - 77	\$70.00	\$80.00
78 - 119	\$87.00	\$100.00
120 - 170	\$105.00	\$120.00
171 - 298	\$122.00	\$140.00

SECTION 39. Comm 2.64 (3)(c) 3. is amended to read:

Comm 2.64 (3) (c) 3. Determine the fee based on pipe diameter in Table 2.64-1, entry 5.

SECTION 40. Comm 2.66 (title) is amended to read:

Comm 2.66 (title) Product approvals and listings.

SECTION 41. Comm 2.66 (1) Table 2.66, as affected by Clearinghouse Rule No. 98-083, is amended to read:

Table 2.66
Plumbing Product Approval Fees

Product	Fee	
	Type of Review	
	New Review	Revision or Renewal
1. Chemical or biochemical treatment for private sewage systems	\$200	\$100
2. Cross-connection control device	\$100	\$50
3 2. Health care plumbing appliance	\$200	\$100
4 3. Laboratory plumbing appliance	\$200	\$100
5 4. Prefabricated holding or treatment components for private onsite wastewater treatment systems	\$200	\$100
6 5. Prefabricated plumbing	\$200	\$100
7 6. Water treatment device	\$200	\$100

SECTION 42. Comm 2.66 (1) (e) is amended to read:

Comm 2.66 (1) (e) The fee for a special inspection of an installation of a product, for which an experimental approval has been issued in accordance with s. Comm 84.50, shall be determined in accordance with s. Comm ~~2.03~~ 2.04 (2).

SECTION 43. Comm 2.66 (2) (title) is amended to read:

Comm 2.66 (2) (title) LISTINGS POWTS APPROVALS AND MANUFACTURER CHANGES.

SECTION 44. Comm 5.02 Table 5.02 is amended to read:

**Table 5.02
Fees
(partial table)**

	License, Certification or Registration Category	Type	Application Fee	Examination Fee	License, Certification or Registration Fee
	Subchapter II				
1.	Class 1 Blaster	License	none	\$20 \$30	\$30 \$45
2.	Class 2 Blaster	License	none	\$20 \$30	\$30 \$45
3.	Class 3 Blaster	License	none	\$20 \$30	\$30 \$45
4.	Class 4 Blaster	License	none	\$20 \$30	\$30 \$45
5.	Class 5 Blaster	License	none	\$20 \$30	\$30 \$45
6.	Class 6 Blaster	License	none	\$20 \$30	\$30 \$45
7.	Class 7 Blaster	License	none	\$20 \$30	\$30 \$45
8.	Fireworks Manufacturer	License	none	NA	\$25 \$50
	Subchapter IV				
17.	Electrical Contractor	Certification	\$35	NA	\$150
18.	Electrical Contractor-Restricted	Certification	\$35	NA	\$150
19.	Master Electrician	Certification	\$35	\$30	\$120 \$150
20.	Journeyman Electrician	Certification	\$35	\$30	\$50 \$75
21.	Beginner Electrician	Certification	\$35	NA	\$50 \$60

SECTION 45. Comm 82.20 (1) Table 82.20-1 lines 1. to 3. are amended to read:

**Table 82.20-1
Submittals to Department
(partial table)**

Type of <u>Plumbing</u> Installation	
1.	All plumbing, new installations, additions and alterations, regardless of the number of plumbing fixtures involved, to be installed in health care <u>and related</u> facilities.
2.	Plumbing, new installations, additions and alterations involving 11 <u>16</u> or more plumbing fixtures, to be installed in buildings owned by a metropolitan or sanitary sewer district. ^a
3.	Plumbing, new installations, additions and alterations involving 11 <u>16</u> or more plumbing fixtures, to be installed in buildings owned by the state. ^a

SECTION 46. Comm 82.20 (1) Table 82.20-2 lines 1. and 8. are amended to read:

**Table 82.20-2
Submittals to Department or Agent Municipality
(partial table)**

Type of Plumbing Installation
1. New installations, additions and alterations to drain systems, vent systems, water service systems, and water distribution systems involving 11 <u>16</u> or more plumbing fixtures to be installed in public buildings. ^{a,b}
8. Private interceptor main sewers <u>greater than 4 inches in diameter</u> .

SECTION 47. Comm 82.20 (4)(b) is repealed.

SECTION 48. Comm 84.10 (2)(a) is renumbered (2)(a) 1.

SECTION 49. Comm 84.10 (2)(a) 1. is renumbered (2)(a) 2. and amended to read:

Comm 84.10 (2) (a) 2. ~~Except as provided in subd. 2., specifications~~ Specifications and plans or drawings for each type of product shall be submitted to the department for review. The submittal shall be accompanied by sufficient data and information to determine if the product and its performance ~~complies~~ comply with the provisions of chs. Comm 82, 83 and this chapter and ch. 145, Stats.

SECTION 50. Comm 84.10 (2)(a) 2. is repealed.

SECTION 51. Comm 84.10 (2) Table 84.10, as affected by Clearinghouse Rule No. 98-083, is amended to read:

**Table 84.10
Submittals to Department**

Product Categories
1. Chemical or biochemical treatments for private sewage systems
2. Cross-connection control devices
3 <u>2.</u> Health care plumbing appliances
4 <u>3.</u> Laboratory plumbing appliances
5 <u>4.</u> Prefabricated holding or treatment components for POWTS
6 <u>5.</u> Prefabricated plumbing
7 <u>6.</u> Water treatment devices <u>not listed by a nationally recognized listing agency as complying with NSF Standard 44</u>

SECTION 52. Comm 84.10 (5) and (6) are amended to read:

Comm 84.10 (5) LIMITATIONS. An approval ~~or listing~~ of a plumbing product by the department may not be construed as an assumption of any responsibility for defects in design, construction or performance of any product nor for any damages that may result.

(6) FEES. Fees for product approval review ~~and product listing~~ shall be submitted in accordance with s. Comm 2.66.

SECTION 53. Comm 84.11 to 84.14 are renumbered 84.12 to 84.15.

SECTION 54. Comm 84.11 is created to read:

Comm 84.11 Device listing. Cross connection control devices and water treatment devices complying with the referenced standard in Table 84.11 shall be listed by a nationally recognized listing agency acceptable to the department.

Note: See appendix for acceptable listing agencies.

**Table 84.11
Device Listings**

Device	Referenced Standard
Atmospheric Type Vacuum Breakers	CAN/CSA B64.1.1
Back Siphonage Vacuum Breakers	ASSE 1056
Backflow Preventers for Carbonated Beverage Machine	ASSE 1022
Backflow Preventers with Intermediate Atmospheric Vent	ASSE 1012
Double Check Backflow Prevention Assemblies	ASSE 1015
Double Check Detector Assembly Preventers	ASSE 1048
Double Check Valve Type Backflow Preventers	CAN/CSA B64.5
Dual Check Valve Type with Atmospheric Port Backflow Preventers	CAN/CSA B64.3
Hand Held Showers	ASSE 1014
Hose Connection Backflow Preventers	ASSE 1052
Hose Connection Type Vacuum Breakers	CAN/CSA B64.2
Hose Connection Vacuum Breakers	ASSE 1011
Laboratory Faucet Backflow Preventers	ASSE 1035
Laboratory Faucet Type Vacuum Breakers	CAN/CSA B64.7
Pipe Applied Atmospheric Type Vacuum Breakers	ASSE 1001
Pressure Type Vacuum Breakers	CAN/CSA B64.1.2
Pressure Vacuum Breakers	ASSE 1020
Pressurized Flushing Devices (Flushometers) for Plumbing Fixtures	ASSE 1037
Reduced Pressure Detector Assembly Backflow Preventers	ASSE 1047
Reduced Pressure Principle Backflow Preventers	ASSE 1013

Reduced Pressure Principle Type Backflow Preventers	CAN/CSA B64.4
Water Closet Flush Tank Ballcocks	ASSE 1002
Wall Hydrants, Freeze Resistant, Automatic Draining Type	ASSE 1019
Residential Cation Exchange Water Softeners	NSF 44

SECTION 55. Appendix Comm A-84.11 is created to read:

Comm A-84.11 **NATIONALLY RECOGNIZED LISTING AGENCIES ACCEPTABLE TO THE DEPARTMENT.**

American Society of Sanitary Engineering (ASSE)
 901 Canterbury, Suite A
 Westlake, OH 44145-1166

IAPMO Research and Testing, Inc. (IAPMO)
 20001 Walnut Dr., South
 Walnut, CA 91789-2825

Intertek Testing Services NA Inc. (ITS)
 24 Groton Ave
 Cortland, NY 13045-2014

NSF International (NSF)
 PO Box 130140
 Ann Arbor, MI 48113-0140

Underwriters Laboratories Inc (UL)
 333 Pfingsten Rd
 Northbrook, IL 60062-2096

END

EFFECTIVE DATE

Pursuant to s. 227.22 (2)(intro.) and (2)(b), Stats., these rules shall take effect on the first day of the month following publication in the Wisconsin Administrative Register or on September 1, 2000, whichever is later.

June 12, 2000

Gary Poulson
Assistant Revisor of Statutes
Suite 800
131 West Wilson Street
Madison, Wisconsin 53703-3233

Douglas LaFollette
Secretary of State
10th Floor
30 West Mifflin Street
Madison, Wisconsin 53703

Dear Messrs. Poulson and LaFollette:

TRANSMITTAL OF RULE ADOPTION

CLEARINGHOUSE RULE NO.: 00-009

RULE NO.: Chapters Comm 2 and 5

RELATING TO: Program Revenue Fees

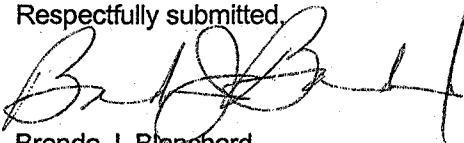
Pursuant to section 227.20, Stats., agencies are required to file a certified copy of every rule adopted by the agency with the offices of the Secretary of State and the Revisor of Statutes.

At this time, the following material is being submitted to you:

1. Order of Adoption.
2. Rules Certificate Form.
3. Rules in Final Draft Form.

Pursuant to section 227.114, Stats., a summary of the final regulatory flexibility analysis is also included.

Respectfully submitted,



Brenda J. Blanchard
Secretary

