

RULES CERTIFICATE

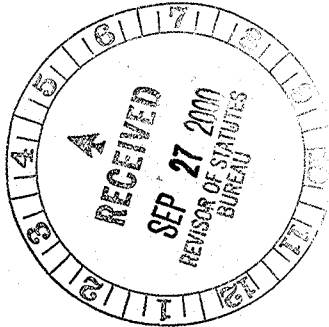
Department of Commerce

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
Chapter Comm 90, relating to Design and Installation of Public Swimming Pools
(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.



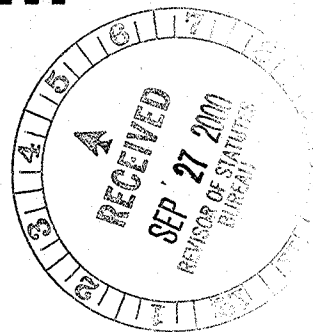
IN TESTIMONY WHEREOF, I have hereunto set
my hand at 201 West Washington Avenue
in the city of Madison, this 19th
day of Sept A.D. 2000

B. J. Blanchard
Secretary



State of Wisconsin \ Department of Commerce

RULES in FINAL DRAFT FORM



Rule No.: Chapter Comm 90

Relating to: Design and Installation of Public Swimming Pools

Clearinghouse Rule No.: 99-122

The Wisconsin Department of Commerce proposes an order to renumber Comm 90.19 (8)(c) 3. as Comm 90.19 (8)(c) 4.a. and Comm 90.19 (8)(c) 4.a. as Comm 90.19 (8)(c) 3.; renumber and amend Comm 90.06(2) as 90.06(2)(a) and 90.08 (8)(a) as 90.08 (8)(a) 1.; amend Comm 90.01, 90.03(19) Note, 90.08(8)(b) 2. and 4., 90.08(14), 90.09(1)(a), 90.10(1), 90.12(1) Note, 90.19(2); repeal and recreate Comm 2.68, Comm 90.02(2), 90.04(1) to (4), 90.08(10)(d), 90.19(6)(a); and to create Comm 2.68 Table 2.68-1, Comm 90.03(15) Note, 90.03 (18w), 90.06(2)(b), 90.08(8)(a) 2., 90.08(12) Note, 90.09 (1)(a) 2., 90.19(6)(d) Note, Chapter Comm 90 Appendix, Appendix A-90.03(15), and Appendix A-90.19(6), relating to the design and construction of public swimming pools.

ANALYSIS OF RULES

Statutory authority: ss. 145.26, Stats.
Statutes interpreted: ss. 145.26, Stats.

This rule revision was created in response to issues brought to the attention of the department by members of the advisory council, the public and inspection and/or licensing staff. This chapter, Comm 90, has had only minor revisions since 1989 when the chapter was moved from the then Department of Health and Social Services to the then Department of Industry, Labor and Human Relations.

The proposed changes to the fee code, chapter Comm 2, clarify current fee schedule and review types which are standard for the plan review service within Commerce. The introduction of alternate and experimental system reviews not only provides a means for the review and approval of creative designs, but also provides the opportunity and the use of new technology on a site-by-site or statewide basis, as now specified in s. Comm 90.04 and ch. Comm 2, respective fees. New fees for pool plan review reflect an increase of 100 percent and the "discount" for simultaneous submittal of pool plans would be discontinued. [These fee amounts differ from the amounts proposed at the public hearing for this rule revision; the fees now listed were included in public hearing on 2/11/00 for Clearinghouse Rule No. 00-09.]

Section Comm 90.02 (2) provides standard language for the submittal of a petition for variance.

Sections Comm 90.08, 90.09 and 90.19 recognize that in some cases pools and pool decks are installed on existing sites and that existing structural supports may be present and considered an obstruction. The proposed text allows such 'obstructions' when they do not impact on patron safety and pool operations, such as lifeguard access and visibility. Other revisions relate to clarification of bench and coping widths.

Section 90.10 (1) is revised to reflect the safe distances between gate and fence openings, as per the U.S. Consumer Product Safety Commission, established to prevent head entrapment by young children and limiting their access to an unsupervised pool area.

Section Comm 90.19 clarifies head room for rooms where whirlpools are installed, corner location of whirlpools with respect to providing accessible access, as well as use of waterproof materials around pool walls.

Some minor revisions occur throughout the rule draft which are made to recognize titles of specific chapters contained in the Wisconsin Administrative Code-- Commerce (Comm) and Department of Health and Family Services (HFS); clarification of waiver for plan submittal and fees; and the deletion of metric units.

The proposed rule revisions were developed by the department with advice from the Pool Advisory Code Council. The Council consists of: Dave Baker, pool operators; Bill Branson, plumbing inspectors; Bob Holling, City of Sun Prairie - Parks; Duane Jackson, City of Madison - Environmental Health; Hal Maier, pool contractors; Tim Mirkes, City of Appleton - Health; Chuck Neuman, Water World Park Assoc.; Doug Voegeli, Wisconsin DHFS; and Jack Waterman, Wisconsin Innkeepers Assoc.

SECTION 1. Comm 2.68 is repealed and recreated to read:

Comm 2.68 Swimming pool and whirlpool plan review fees. (1) Plan examination fees for public swimming pools and water attractions shall accompany plans and specifications when submitted to the department for review. If the department determines, upon review of the plans, that inadequate fees were received, the necessary additional fees shall be received by the department prior to approval.

(2) Except as provided in sub. (3), plan examination fees for the construction or modification of public swimming pools and water attractions shall be as listed in Table 2.68-1.

(3) (a) *Priority review.* An appointment may be made with the department to facilitate the examination of plans in less than the normal processing time. Complete plans along with fees equal to twice that as specified in Table 2.68-1 shall be submitted to the department. The plans shall comply with all of the provisions of this section.

(b) *Alternate and experimental system design review.* Fees for the review and approval of alternate and experimental system designs shall be as specified in Table 2.68-1. A fee for the minor revision to a previously approved alternate or experimental system design may be assessed. The expiration date of the original approval may not be extended if a minor revision is approved.

(c) *Projects without approval.* The fees specified in this section shall be doubled for a project subject to the scope of ch. Comm 90 for which the installation has started without department approval.

Note: Fees and submittal requirements for water slides are as specified in ss. Comm 2.20 and 34.50.

SECTION 2. Comm 2.68 Table 2.68-1 is created to read:

**Table 2.68-1
Plan Review Fees for Public Swimming Pools and Water Attractions
by Type of Review**

Pool Type or Water Attraction	Fee		
	Type of Review		
	Initial Construction	Modification	Revision to Previously Approved Plans
Public Swimming Pool, gutter type	\$600.00	\$200.00	\$120.00
Public Swimming Pool, skimmer type	\$450.00	\$200.00	\$120.00
Water Attraction	\$600.00	\$200.00	\$120.00
Public Whirlpool	\$450.00	\$200.00	\$120.00
Alternate and Experimental Design	\$750.00	\$375.00	\$150.00

SECTION 3. Comm 90.01 is amended to read:

Comm 90.01 Authority and purpose. This chapter is promulgated under the authority of s. 145.26, Stats., to regulate the design and construction, alteration, or reconstruction of public swimming pools, including whirlpools and water recreation attractions, and the alteration of public swimming pool equipment in order to protect the health and safety of the public.

SECTION 4. Comm 90.02 (2) is repealed and recreated to read:

Comm 90.02 (2) PETITION FOR VARIANCE. The department shall consider and may grant a variance to a provision of this chapter in accordance with ch. Comm 3.

Note: Chapter Comm 3 requires the submittal of a petition for variance form (SBD-9890) and a fee, and that an equivalency is established in the petition for variance that meets the intent of the rule being petitioned. Chapter Comm 3 also requires the department to process regular petitions within 30 business days and priority petitions within 10 business days.

Note: Form SBD-9890 is available at no charge from the department at the Safety and Buildings Division, P.O. Box 2509, Madison WI 53701, telephone 608/266-1818.

SECTION 5. Comm 90.03 (15) Note is created to read:

Note: See listing in Appendix A-90.03 (15).

SECTION 6. Comm 90.03 (18w) is created to read:

Comm 90.03 (18w) "Toxic" has the meaning specified under s. Comm 82.11 (159t).

Note: Section Comm 82.11 (159t) reads: "Toxic" means a probable human oral lethal dose of 15 or less grams of solution per kilogram of body weight.

SECTION 7. Comm 90.03 (19) Note is amended to read:

Comm 90.03 (19) Note: Examples of water recreation attractions are waterslide plunge pools, ~~lazy~~ leisure river or tubing pools and wave pools.

SECTION 8. Comm 90.04 (1) to (4) is repealed and recreated to read:

Comm 90.04 Plan review and approval. The design for the construction, alteration, or reconstruction of a public swimming pool or public whirlpool shall be submitted to the department for review in accordance with this section.

(1) PUBLIC POOL AND PUBLIC WHIRLPOOL REVIEW. A public swimming pool or public whirlpool design shall be submitted to the department for review prior to the start of construction or installation.

(a) Plans and specifications. 1. At least 4 sets of plans and one copy of specifications shall be submitted for review. These sets of plans and copies shall be clear, legible and permanently marked.

2. Plans submitted for review shall be accompanied by sufficient information for the department to determine if the installation and its performance will meet the requirements of this chapter.

3. Plans and specifications for all public swimming pools and their equipment, including adequate supporting design data, shall be prepared by a Wisconsin registered architect or professional engineer and bear that person's seal and signature.

4. The department shall review and make a determination on an application for a public swimming pool or whirlpool submittal within 15 days of receipt of all information and fees required for completion of the review.

(b) *Revised submittals.* All changes or modifications, involving the provisions of this chapter, shall be approved in writing by the department prior to installation.

(c) *Revocation of approval.* The department may revoke any approval, issued under the provisions of this chapter, for any false statements or misrepresentation of facts on which the approval was based.

(d) *Expiration of approval.* Plans approved by the department shall expire 2 years after the date indicated on the approval letter, if construction has not commenced within that 2-year period.

(e) *Limitations.* A conditional approval of a plan by the department shall not be construed as an assumption by the department of any responsibility for the design. The department does not hold itself liable for any defects in construction or for any damages that may result from the specific installation.

(f) *Fees.* Fees for plan review submittals shall be as specified in Ch. Comm 2.

(2) ALTERNATE SWIMMING PUBLIC POOL OR PUBLIC WHIRLPOOL DESIGN REVIEW. The provisions of this chapter are not intended to prevent innovative designs for public swimming pools or whirlpools. The department may issue an approval of an alternate public swimming pool or whirlpool design if the design complies with the intent of this chapter.

(a) *Alternate public swimming pool or whirlpool designs.* For an alternate public pool or whirlpool design, an approval shall be required before statewide installation and use.

1. Alternate public pool or whirlpool designs submitted for review shall be accompanied by sufficient information for the department to determine if the design and its performance will meet the requirements of this chapter.

2. The department shall review and make a determination on an application for an alternate public swimming pool or whirlpool submittal within 90 days of receipt of all information and fees required for completion of the review.

3. The department may include specific conditions in issuing an approval for an alternate public swimming pool or whirlpool design, including an expiration date for the approval. Violations of the conditions under which an approval is issued shall constitute a violation of this chapter.

4. If, upon review, the department determines that an alternate public swimming pool or whirlpool design does not comply with the intent of this chapter, the request for approval shall be denied in writing.

5. If a public pool or whirlpool design receives alternate approval, a plan for the site-specific public swimming pool or whirlpool complying with the alternate design approval shall be submitted in accordance with sub. (1).

(b) *Revisions.* If an approved alternate public swimming pool or whirlpool design is modified or additional assertions of function or performance are made, the approval shall be considered null and void, unless the design is resubmitted to the department for review and approval is granted.

(c) *Revocation of approval.* The department may revoke an approval issued under this section for any false statements or misrepresentation of facts or data on which the approval was based, or as a result of design failure.

(d) *Limitations.* An approval issued by the department for an alternate public swimming pool or whirlpool design may not be construed as an assumption of any responsibility for defects in design, construction or performance of any installation or for any damages that may result.

(e) *Fees.* Fees for the review of an alternate public swimming pool design under this section and any onsite inspections shall be submitted in accordance with ch. Comm 2. Fees for any miscellaneous inspections shall be as specified in s. Comm 2.04 (2).

(3) EXPERIMENTAL PUBLIC SWIMMING POOL OR PUBLIC WHIRLPOOL DESIGN REVIEW. The provisions of this chapter are not intended to prevent innovative designs for public pools or whirlpools. The department may issue an approval of an experimental public swimming pool or whirlpool design for the purpose of proving compliance with the intent of this chapter.

(a) *Experimental public swimming pool or whirlpool designs.* 1. Experimental public swimming pool or whirlpool designs submitted for review shall be accompanied by sufficient information as requested by the department.

2. The department shall review and make a determination on an application for an experimental public swimming pool or whirlpool submittal within 90 days of receipt of all information and fees required for completion of the review.

3. The department may include specific conditions in issuing an approval for an experimental public swimming pool or whirlpool design, including an expiration date for the approval. Violations of the conditions under which an approval is issued shall constitute a violation of this chapter.

4. If, upon review, the department determines that an experimental public swimming pool or whirlpool design is not acceptable, the request for approval shall be denied in writing

5. If a public swimming pool or whirlpool design receives experimental approval, a plan for the site-specific public swimming pool or whirlpool complying with the experimental design approval shall be submitted in accordance with sub. (1).

6. The department may limit the number of applications for review of experimental systems.

(b) *Revisions.* If an approved experimental public swimming pool or whirlpool design is modified or additional assertions of function or performance are made, the approval shall be considered null and void, unless the design is resubmitted to the department for review and approval is granted.

(c) *Revocation of approval.* The department may revoke an approval issued under this section for any false statements or misrepresentation of facts or data on which the approval was based, or as a result of design failure.

(d) *Limitations.* An approval issued by the department for an experimental public swimming pool or whirlpool design may not be construed as an assumption of any responsibility for defects in design, construction or performance of any installation or for any damages that may result.

(e) *Fees.* Fees for the review of an experimental public swimming pool design under this section and any onsite inspections shall be submitted in accordance with ch. Comm 2. Fees for any miscellaneous inspections shall be as specified in s. Comm 2.04 (2).

Note: Plans and specifications shall be submitted to Commerce, Safety & Buildings Division, 201 W. Washington Avenue, P.O. Box 7162, Madison, Wisconsin 53707-7162.

SECTION 9. Comm 90.06 (2) is amended and renumbered 90.06 (2) (a) to read:

Comm 90.06 (2) CROSS-CONNECTION CONTROL. (a) As specified in s. Comm 82.41, All-all portions of the water distribution system serving the pool and all auxiliary facilities shall be protected against backflow ~~and backsiphonage~~. Water introduced into the pool, either directly or to the recirculation system, shall be supplied through a minimum air-gap equal to 2 pipe diameters or 6 inches (~~15.3 cm~~), whichever is less, or by another method approved by the department.

SECTION 9a. Comm 90.06 (2) (b) is created to read:

Comm 90.06 (2) (b) The use of a toxic solution, such as but not limited to heat transfer fluid in a single-wall heat exchanger for pool water, is prohibited.

SECTION 10. Comm 90.08 (8) (a) is amended and renumbered 90.08 (8)(a) 1. to read:

Comm 90.08 (8) POOL SHAPE. (a) *Contour and obstructions.* 1. A swimming pool shall have a shape that does not impair the circulation of pool water and swimmers' safety. Except for a safety ledge, a safety rope, a ladder or access side rails, and those obstructions listed in subd. 2., there shall be no underwater or overhead projections or obstructions that might endanger patron safety or interfere with proper pool operation.

SECTION 10a. Comm 90.08 (8) (a) 2. is created to read:

Comm 90.08 (8) (a) 2. Pool basin obstructions, including roof support columns, shall be no more than 2 feet in diameter, of a contrasting color, protrude at least 5 feet above the pool bottom and no less than 3 feet above the water level.

SECTION 10b. Comm 90.08 (8) (b) 2. and 4. are amended to read:

Comm 90.08 (8) (b) 2. The length of the bench may not exceed 10 feet; the height of the bench may not exceed 18 inches (~~46 cm~~); the depth width of the bench seat may not exceed 16 18 inches (~~40.6 cm~~); the depth of the water above the bench seat may not exceed 2 feet (~~0.61 m~~).

4. The words "bench area below" shall be placed on the deck at the edge of the pool at the bench area in ~~minimum 6-inch letters~~ of a color in distinct contrast to the deck background.

SECTION 11. Comm 90.08 (10) (d) is repealed and recreated to read:

Comm 90.08 (10) (d) Recessed stairs. 1. Recessed stairs may be substituted for ladders only at or near the shallow end wall. Recessed stairs shall not extend into the pool basin except that the department may permit stairs to be located in a corner.

2. Cantilevered coping of one inch or less at the top of the stair at deck level shall not be considered an obstruction or hazard to patrons.

3. Stairs shall have a uniform rise of not more than 10 inches and uniform treads of not less than 10 inches. Treads shall have a minimum unobstructed surface area of 240 square inches. All corners shall be rounded to a radius of 1/2 inch. Treads may not project beyond the face of the riser and shall have a slip-resistant surface.

SECTION 12. Comm 90.08 (12) Note is created to read:

Comm 90.08 (12) **Note:** Guidelines for pool designers are available from the National Center for Accessibility, Guidelines on Swimming Pool Accessibility, September 1996 (publication number QA95007001). Phone 1-800-424-1877.

SECTION 13. Comm 90.08 (14) is amended to read:

Comm 90.08 (14) DEPTH MARKINGS. Depth markers shall be located along the pool perimeter on the edge of the deck and on the vertical pool wall at or above the water surface at all pools, except at wading pools or on the vertical walls of whirlpools and pools where no vertical wall is exposed above the waterline. The depth of water shall be plainly marked at maximum and minimum points, at points of change in slope and at equal intermediate intervals of 25 feet (~~7.6 m~~) or less. Depth marker numerals on the edge of the deck shall be at least 6 inches (~~15.24 cm~~) high. Markers on the vertical wall shall be at least 3 inches (~~7.62 cm~~) high. All markers shall be of a color contrasting with the background.

SECTION 14. Comm 90.09 (1) (a) is amended to read:

Comm 90.09 Pool deck and deck equipment. (1) AREA. (a) General. 1. Except for subd. 2., ~~There~~ there shall be an unobstructed deck at the same level as the top of the pool wall. The deck shall extend completely around the pool. There shall be at least 6 feet (1.8 m) of unobstructed deck between any 2 adjacent pools except that the minimum deck width between a wading pool and any other pool shall be 12 feet (3.7 m). Deck equipment permitted under this chapter is not considered an obstruction.

SECTION 14a. Comm 90.09 (1) (a) 2. is created to read:

Comm 90.09 (1) (a) 2. Deck obstructions, including roof support columns, shall be no greater than 2 feet in diameter and of a contrasting color so as to provide adequate clearance, safety, visibility and access.

SECTION 15. Comm 90.10 (1) is amended to read:

Comm 90.10 Outdoor pool enclosure. (1) Except as provided in par. (b), an enclosure at least 5 feet (~~1.5 m~~) high constructed to make access difficult shall completely surround every outdoor pool and its adjacent deck area. Access shall be through self-closing and latching gates at the shallow end of the pool. Any opening except a controlled access may not exceed 5 3 1/2 inches (~~12.7 cm~~) in width or diameter. The enclosure shall be designed, where a bathhouse is provided, so that patron access to the pool shall be through the bathhouse. Controlled openings for maintenance purposes are permitted if they can be locked.

SECTION 16. Comm 90.12 (1) Note is amended to read:

Comm 90.12 (1) Note 1: See s. ~~HSS~~ HFS 172.09 (1) for disinfectant approval and usage.

SECTION 17. Comm 90.19 (2) is amended to read:

Comm 90.19 (2) PERIPHERAL STRUCTURE. (a) *Roofs and ventilation.* The ceiling or canopy over a whirlpool shall be constructed so that moisture or condensation from the ceiling or canopy does not drain into the whirlpool. The whirlpool room shall be adequately ventilated to prevent excessive condensation, as required under s. ~~ILHR~~ Comm 64.05

(b) *Obstructions and ceiling height.* 1. Pursuant to s. Comm 90.09 (1) (e), there shall be no obstacle or protrusion within a whirlpool or extending from a whirlpool room walls or ceiling which would interfere with the use of the whirlpool or make access difficult.

2. The minimum headroom measured as the height between the top of the whirlpool rim and the ceiling shall be ~~6'8"~~ 6 feet 8 inches (~~2.0 m~~), as required under s. Comm 51.164.

(c) *Cleanable walls and ceiling.* The walls and ceiling enclosing a whirlpool shall be constructed of ~~nonabsorbent~~ waterproof material that can be easily cleaned. ~~The area of any~~ Any wall receiving splashed water from the whirlpool shall be waterproof to a height of no less than 3 feet above the deck.

SECTION 18. Comm 90.19 (6) (a) is repealed and recreated to read:

Comm 90.19 (6) DECKS. (a) *Dimensions and whirlpool location.* Except for subds. 1. and 2., a continuous, unobstructed deck at least 5 feet wide and at the same level as the top of the pool wall shall be provided around at least 50% of a whirlpool. The deck width at any point of egress for a whirlpool shall be a minimum of 5 feet as measured parallel to the direction of travel from the stairs.

1. A rim no greater than 3 inches in height and at least one inch in width may be provided around the perimeter of a whirlpool.

2. When a whirlpool is located in a corner of a room, deck width shall be calculated by using the following:

a. The angle between the two room walls must be at least 90 degrees.

b. A deck width of at least 2 feet on both sides measured along the center line of the pool perpendicular to the bisector of the angle of the two room walls.

c. No other wall or obstruction shall be located within 5 feet of the whirlpool rim.

Note: For further clarification, see Appendix A-90.19 (6).

SECTION 19. Comm 90.19 (6) (d) Note is created:

Note: For location of indoor and outdoor pools near walls see Appendix A-90.19 (6).

SECTION 20. Comm 90.19 (8) (c) 3. is renumbered to read as Comm 90.19 (8) (c) 4.a.

SECTION 21. Comm 90.19 (8) (c) 4. a. is renumbered to read as Comm 90.19 (8) (c) 3.

SECTION 21a. Appendix for Chapter Comm 90 is created:

Chapter Comm 90 APPENDIX

The material contained in this appendix is for clarification purposes only. The notes, illustrations, etc., are numbered to correspond to the number of rule as it appears in the text of the code.

SECTION 22. Appendix A-90.03 (15) is created to read:

A-90.03 (15) Plan submittal and fees.

The following is a listing of when the department may waive submittal of pool plans and fees for the reconstruction and alteration of existing pools. This listing is based upon SPGL-7, Guidelines for Pool Designers, June 22, 1992, issued by Department of Health and Family Services.

1. A disinfection system equipped with a positive displacement pump is replaced by an approved pass-through (erosion) type system or visa versa, the replacement of a gas chlorine system with a positive displacement pump or approved pass-through feeder.

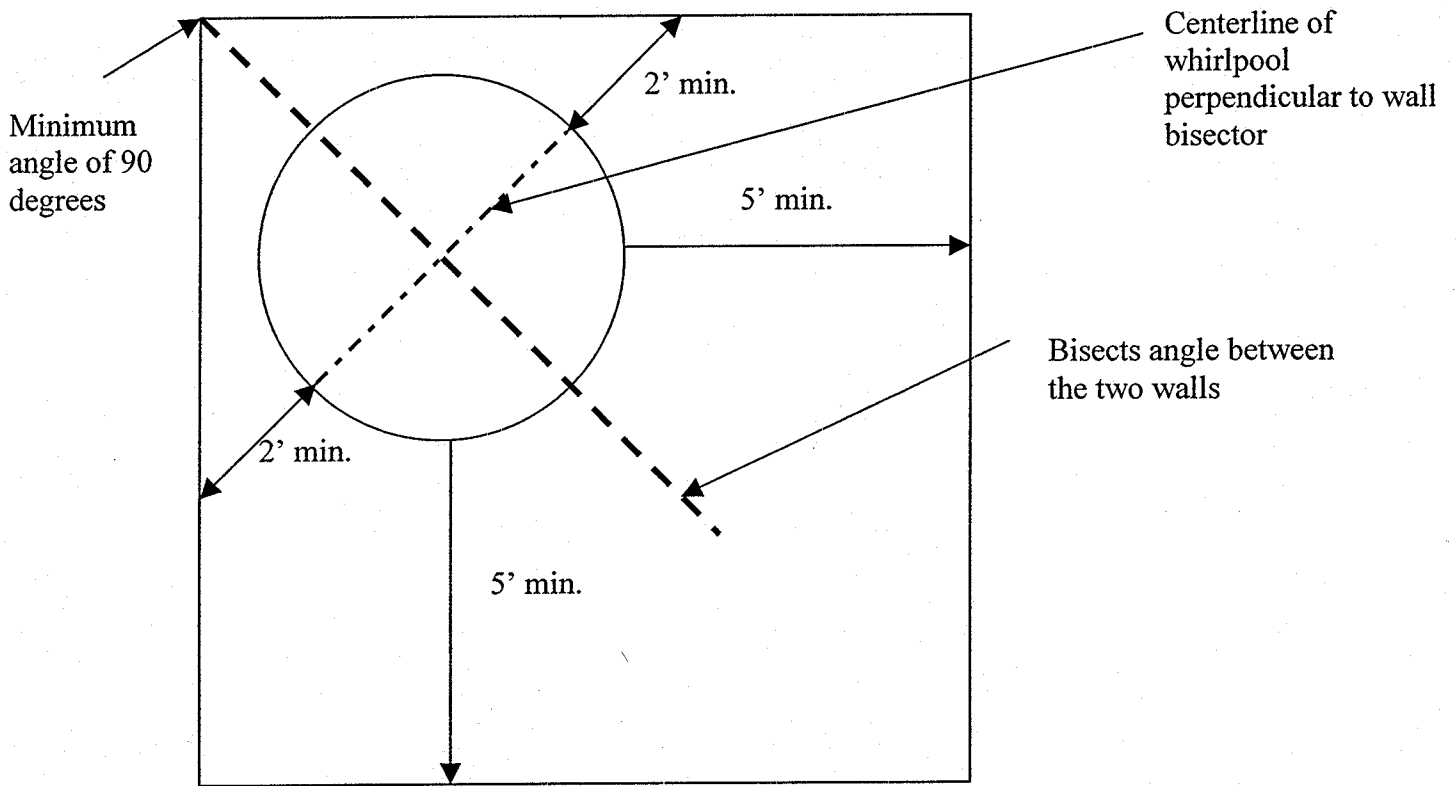
Note: The installation of a gas chlorine system will require plan review and a fee.

2. A recirculation pump is replaced by another pump from a different manufacturer provided that the capacity of the new pump is at least equal to the pump which is replaced.

3. A filter is replaced with an approved filter of the same type but with greater filter media surface.
4. The replacement of metal piping and fittings with the same size PVC piping and fittings.
5. A supplemental disinfecting system is installed (e.g., Tarn Pure, Ozone, etc.) provided that the halogen residual is maintained as stated in ch. HFS 172 and that there is no decrease in the required water recirculation flow rate.

SECTION 23. Appendix A-90.19 (6) is created to read:

A-90.19 (6) Sample sketch depicting whirlpool location and measurements for access, as specified in s. Comm 90.19 (6) (a) 2.



(end)

EFFECTIVE DATE

Pursuant to s. 227.22 (2) (intro.), Stats., these rules shall take effect on the first day of the first month following publication in the Wisconsin Administrative Register.

ADMINISTRATIVE RULE CORRESPONDENCE

Department of Commerce

Date: 9/1/00

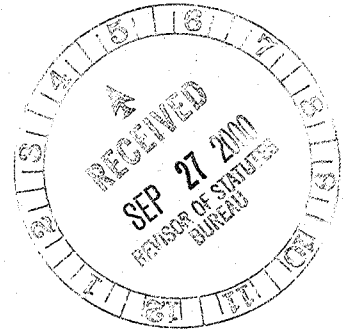
To: Martha Kerner

From: Mike Corry *MC*

Rule No.: Ch. Comm 90

Relating To: Design and Installation of Public Swimming Pools

Subject: Adoption of Rules [Clearinghouse Rule No. 99-122]



Attached are the required materials for the adoption of proposed rules for chapter Comm 90 relating to design and installation of public swimming pools.

In July the proposed rules were assigned to the Assembly Committee on Tourism and Recreation and the Senate Committee on Economic Development, Housing and Government Operations. No action was taken by either committee.

If you agree that the proposed rules are ready for adoption, please sign and date the required forms and return this package to Jean MacCubbin (266-0955; 4th floor) for copying and distribution.

Cc: Bob DuPont
Richard Meyer
Chris Spooner
Lynita Docken
Jean MacCubbin

Handwritten notes:
- The proposed rules are ready for adoption.
- The package is being returned to Jean MacCubbin.
- The package is being returned to Jean MacCubbin.

Handwritten signature and date:
9/15/00
[Signature]

9/19/00

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.: 99-122

RULE NO.: Chapter Comm 90

RELATING TO: Design and Installation of Public Swimming Pools

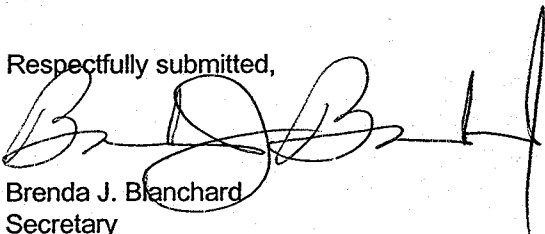
Pursuant to section 227.20, Stats., agencies are required to file a certified copy of every rule adopted by the agency with the offices of the Secretary of State and the Revisor of Statutes.

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

