

Wisconsin Department of Agriculture, Trade and Consumer Protection

Business Impact Analysis¹

Rule Subject: Local Regulation of Retail Food Establishments
Adm. Code Reference: ATCP 74 and 75, Wis. Adm. Code
Rules Clearinghouse #: 07-093
DATCP Docket #: 07-R-05

Rule Description

The Department of Agriculture, Trade and Consumer Protection (“DATCP”) licenses retail food establishments, such as groceries and convenience stores. DATCP may contract with local health departments to license and regulate retail food establishments as local agents for DATCP. DATCP has adopted rules for these local agent agreements. This rule reorganizes and amends the current rules related to local agent agreements. Most of the changes are technical, not substantive.

This rule does *not* do any of the following:

- Make any substantive changes in retail food establishment rules.
- Increase any fees for retail food establishments.

Businesses Affected

This rule does not affect retail food establishments or other businesses. It only affects local governmental agents that contract with DATCP to license and inspect retail food establishments. In general, this rule will simplify, clarify and streamline the local agent program.

Effects on Business

This rule has no adverse impact on retail food establishments, some of which are considered “small businesses” as defined in s. 227.114(1), Stats. This rule does *not* impose any additional fees, costs, compliance requirements, recordkeeping requirements, or other requirements on retail food establishments.

Conclusion

This rule streamlines and clarifies the contract relationship between DATCP and local health departments that choose to license and inspect retail food establishments in their jurisdictional areas. This rule does not increase costs or fees, and will have no adverse effect on retail food

¹ This analysis includes, but is not limited to, a small business analysis (“regulatory flexibility analysis”) under s. 227.114, Stats.

establishments or other businesses, and will have no adverse effect on small businesses.

Dated this _____ day of _____, 2008

STATE OF WISCONSIN
DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION

By _____
James A. Larson, Acting Administrator
Division of Food Safety