



State of Wisconsin
Department of Health Services

Scott Walker, Governor
Dennis G. Smith, Secretary

November 16, 2012

The Honorable Fred Risser, President
Wisconsin State Senate
State Capitol, Room 220 South
Madison, WI 53707

The Honorable Jeff Fitzgerald, Speaker
Wisconsin State Assembly
State Capitol, Room 211 West
Madison, WI 53708

Re: Clearinghouse Rule 12-038
DHS 196, relating to restaurants and the Wisconsin Food Code

Dear President Risser and Speaker Fitzgerald:

In accordance with the provisions of s. 227.19 (2), Stats., you are hereby notified that the above-mentioned rule is in final draft form. This notice and accompanying report are hereby submitted for legislative review.

Because the proposed revision of the Wisconsin Food Code is a joint effort between DHS and the Department of Agriculture, Trade and Consumer Protection (DATCP) which administers the Wisconsin Food Code (appendix to ATCP 75) with respect to licensing and inspection of retail food establishments such as grocery stores, I respectfully request that you direct that the DHS Clearinghouse Rule 12-038 and the DATCP Clearinghouse Rule 12-033 be referred to the same respective committees for review, at the same time.

Neither Clearinghouse Rule 12-038 nor Clearinghouse Rule 12-033 is subject to s. 227.185, Stats., which requires the Governor's written approval before submitting a final proposed rule to the Legislature. The statement of scope for Clearinghouse Rule 12-038, published in Register 644, on August 14, 2009, was sent to LRB prior to June 8, 2011. The statement of scope for Clearinghouse Rule 12-033, published in Register 637, on February 1, 2009, was sent to LRB prior to June 8, 2011.

If you have any questions about the rule, please contact Rosie Greer at 608-266-1279.

Sincerely,

Dennis G. Smith
Secretary

cc Senator Chris Larson, JCRAR Co-Chair
Representative Jim Ott, JCRAR Co-Chair
Bruce Hoesly, LRB