



ENVIRONMENTAL PUBLIC HEALTH CONSORTIUM

This document will assist in the determination of when a reinspection or administrative follow-up is warranted. Reinspections or administrative follow-ups are to be conducted as soon as possible, based on the scheduled date for the correction(s).

If a return visit is required to verify compliance, a reinspection or administrative follow-up and corresponding fee will be required if applicable. If documentation or other evidence is provided to show satisfactory compliance, an administrative follow-up may be used instead of a physical visit to the establishment:

Category 1 – Imminent Hazards

Whenever an inspection or complaint investigation reveals the existence of a violation that is potentially hazardous to the health and safety of patrons or employees and the violation cannot be corrected during the inspection or investigation, the inspector must return to the establishment to verify or verify through administrative follow-up, that the violation has been corrected.

**Note- Category 1 violations apply specifically to items 1-26 as identified below.*

Category 2 – Priority Violations

Whenever an inspection reveals that 6 or more priority violations have been observed and noted, a reinspection or administrative follow-up will occur to determine whether the violations were corrected or to verify active managerial control has been established.

Category 3 – Repeat Violations

Whether corrected on-site or not, repeat violations that are documented over 3 inspections (routine, complaint or onsite) will result in a reinspection or administrative follow-up.

Category 4 – Excessive Violations

An excessive number of violations may result in a reinspection or administrative follow-up. The inspector and their supervisor will determine if there is a lack of active managerial control based on the quantity and criticality of the observed violations.

**Note – Category 2, 3 and 4 violations apply to all the violations as identified in the “Water Recreation Marking Instructions” document.*

The following violation(s) will result in a reinspection or administrative follow-up and applicable reinspection or administrative follow-up fee under category 1

1. The presence of a hazardous substance, object, material, chemical or condition in the pool or pool area that creates an immediate danger to health or safety that is likely to cause injury or illness. Examples of hazards include, but are not limited to, the following:
 - a. Physical hazards, such as sharp objects, protrusions, broken glass in the pool or on the deck.
 - b. Biological hazards such as a fecal, vomit or blood incidents that have not been properly cleaned and disinfected, or microbial growth (visible algae or film).
 - c. Chemical hazards such as use of any chemical that imparts toxic properties to the pool water or area, or a chemical release incident.
2. The water quality requirements do not comply with ATCP 76.16.
 - a. Pool water contains chemical, physical and microbial substances known to be, or suspected of being, capable of creating toxic reactions or skin or membrane irritations.
 - b. The main drain is not readily visible from the pool deck due to lack of water clarity which contains more than 0.5 Nephelometric Turbidity Units.
 - c. Bacteriological testing by a DATCP accredited laboratory: the test result does not meet the water quality standards amounts in ATCP 76.16 (3)(b) for total coliform, heterotrophic plate count, staphylococci, or other relevant microorganism.
 - d. A waterborne pathogen was detected in a sample from a pool, but the pool was not subsequently cleaned and disinfected, and filter media changed as directed by the department or its agent.
3. The source water is not protected from back flow at any location in the pool or deck area (example: hose bibb) plumbing or the potable water supply line is below the overflow point of the receiving basin.

4. The disinfectant levels are below the minimum levels established in ATCP 76.14 Table A or over the maximum values of 10 ppm for chlorine and 10 ppm for bromine. The level must be beyond the degree of error of the test kit.
5. The pH is not within the range of 7.2 to 7.8. The level must be beyond the degree of error of the test kit. This criteria may only be used if Spin or Palin test kit has been used to obtain the pH and when the error applied results in a pH outside of 7.2 to 7.8.
6. A circulation pump, filter, or disinfectant feeder is not operational or has resulted in the following health or safety hazard:
 - a. The disinfectant feeder is not automatic or able to provide continual feeding, disinfectant is handfed into the pool manually to maintain routine disinfection or the feeders are not maintained and operated in accordance with the manufacturer's recommendations.
 - b. The disinfectant feeder system was converted to a different type of system without the required Wisconsin Department of Safety and Professional Services (DSPS) plan review.
 - c. The disinfectant feeder lacks the required safeguards which prevent chemical release events. The disinfectant feeder pump is not electrically connected to the recirculation pump control circuit, the chemical feeder does not have flow control valves both upstream and downstream, the chemical feeder does not have anti-siphon safeguards to prevent feeding during a recirculation pump failure or the ozone generator is not electrically interlocked with the recirculation pump.
7. The lifeguard or attendant numbers, duties, equipment or certifications do not comply with the following of ATCP 76.22, 23 and 24:
 - a. The lifeguard quantity is inadequate according to the approved plan compliant with ATCP 76.
 - b. Their location based on ATCP 76.23 Table A or B is inadequate.
 - c. The lifeguard has distracting duties or is assigned multiple pool areas that prevents them from adequately scanning and performing lifesaving response procedures.
 - d. A section of the pool has been closed to reduce the number of lifeguards needed, but the lifeguard staffing is still inadequate.
 - e. The lifeguard does not have a rescue tube while on duty.
 - f. The certifications for all lifeguards at the facility for first aid, CPR/AED, lifeguarding, and water attraction (if applicable) are expired, not onsite or able to be verified through other means, or the certification course is not approved by the department.

8. Active managerial control and supervision is inadequate.
 - g. The operator or responsible supervisor is not present or available by phone during hours of operation or they cannot show or demonstrate knowledge to maintain health and safety.
 - h. The pool closure criteria, ATCP 76.30, was not followed.
9. The temperature of the pool/whirlpool water is greater than 104°F. The reading must be beyond the degree of error of the thermometer.
10. The rescue equipment required in ATCP 76.26(1) is missing from the immediate pool area, is in such condition or is maintained in such a way which prevents proper use, is not mounted, is inconspicuously mounted, is not readily accessible, or is missing the rope from the buoy.
11. The emergency communication device is missing, not properly located, maintained, operational, or with a reliable signal and backup power if applicable.
12. For a non-lifeguarded pool: The gate or door to the pool enclosure is not self-closing, latching and lockable when tested.
13. For a lifeguarded pool: The gate or door to the pool enclosure is not self-closing, latching and lockable when tested and there is no staffing to monitor the door(s).
14. Pool recirculation was observed to be stopped for any reason, or maintenance affecting the water circulation was conducted, while patrons were in the water.
15. The cyanuric acid concentration was over 300 ppm (consider test kit error).
16. The operator cannot show the Sanitarian at least one type (flow or electrical) interlock present where liquid chemicals are fed in to the pool water return line.
17. The operator cannot explain interlock set-up and testing or has not performed monthly challenge testing, per discussion and Monthly Operation Report.
18. There is a fuel-burning device in the equipment room but no functional CO alarm in the equipment room.
19. There is a fuel-burning device in the equipment room located in the indoor pool area but no functional CO alarm is provided in the indoor pool area.

- 20. Pool has been opened before the pool system was properly working [Describe].
- 21. A pool operator does not have at least the pump curve and drain cover information (gallons per minute rating, installation date and expiration date).
- 22. Entrapment dangers such as a drain cover that is missing, damaged, altered or missing screws, missing required documentation of installation and replacement or if it is replaced with a different cover that is not “like for like” unless approved by DSPS.
- 23. There is no functional drinking fountain available.
- 24. For a water attraction: the water attraction has hazardous projections, is missing padding where required, has pinch points or shear points that have not been enclosed or barricaded, or has not been properly enclosed to exclude patrons where required.
- 25. A waterslide 6 feet or higher has not been inspected by an engineer.
- 26. A certified operator is not provided for a water attraction or for any facility required to have a certified operator.

Document History

The most recent changes to this controlled document are listed at the top of the table:

Revision	Author	Change Description	Approval Date
1.0	Mary Ellen Bruesch	Added #26	01/03/2024
1.0	Mary Ellen Bruesch	Updated template.	06/08/2023

Approval

Tasks

This workflow created the following tasks. You can also view them in [Approval \(New\) Tasks](#).

<input type="checkbox"/> Assigned To	Title	Due Date	Status	Related Content	Outcome
Sprecker, Troy S	Please approve Reinspection Criteria Water Recreation DRAFT	1/6/2024	Completed	Reinspection Criteria Water Recreation DRAFT	Approved

Workflow History

The workflow recorded these events.

<input type="checkbox"/> Date Occurred	Event Type	User ID	Description	Outcome
1/2/2024 3:13 PM	Workflow Initiated	Northwood, Andrea M	Approval was started. Participants: Sprecker, Troy S	
1/2/2024 3:13 PM	Task Created	Northwood, Andrea M	Task created for Sprecker, Troy S. Due by: None	
1/3/2024 10:04 AM	Task Completed	Sprecker, Troy S	Task assigned to Sprecker, Troy S was approved by Sprecker, Troy S. Comments:	Approved by Sprecker, Troy S
1/3/2024 10:04 AM	Workflow Completed	Northwood, Andrea M	Approval was completed.	Approval on Reinspection Criteria Water Recreation DRAFT has successfully completed. All participants have completed their tasks.