



Food



Lodging



Pools



Wells



Septic



Humane



Radon

Revisions to ATCP 76

Below are the primary sections of Chapter ATCP 76 where the code has changed from the previous version affecting pool operators. Here is a brief description of these changes. For more information regarding specific changes please review the rule for ATCP 76. Access to the ATCP 76 and all the additional required documents can be found on the Waukesha County Environmental Health website at www.waukeshacounty.gov/pools. Additional questions may be directed to your Licensing Sanitarian, (262) 896-8326, or at eh@waukeshacounty.gov.

ATCP 76 Subchapter	ATCP 76 Section	Proposed Change
I. Administration	76.03	Many definitions added, with some obsolete terms removed. Reference WI ATCP 76 pool code.
	76.046	Explicit requirement added to allow sanitarian access to facility (pool and pool area, pump room, toilet, and shower rooms), and to comply with sanitarian directives.
	76.06	New licensing structure is based on points to determine complexity of basin, and an add-on 'feature fee' if there are feature(s) in the basin.
	76.07(4)	Action plan will be used in some cases to state how a violation will be addressed if it cannot immediately be corrected.
III. Water Treatment & Water Quality	76.12(4)(b)3	Pool staff must be trained in use and location of chemical safety data sheets
	76.13, 76.13(1)(c)2	Operator must be able to describe how the electrical interlock works, and how it is safely tested; log testing on monthly report.
	76.14 (2)(b) & (c)	Cyanuric acid may not be used in indoor pools starting 9/24/25. Bromine may not be used in pool slides, plunge pools, or wave pools without DEPARTMENT approval.
	76.14 (5)(a) & (g)	<ul style="list-style-type: none"> Minimum chlorine level lowered to 1 ppm for all pools IF they have a properly function electronic monitoring device with or without stabilizer (cyanuric acid). Whirlpools, exercise pools, and therapy pools levels remain at 3 ppm minimum. All other pools without electronic monitoring devices remain unchanged. Maximum acceptable bromine level lowered to 10 ppm. Minimum bromine levels lowered to 3ppm; 4 ppm for whirlpools, exercise pools, and therapy pools

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III. Water Treatment & Water Quality (cont)	76.14 (5) (e)	Operators shall develop and follow a plan to keep combined chlorine levels low. Plan shall include specific parameters. A template will be provided. Combined chlorine levels shall be maintained below level indicated in plan.
	76.14 (6) (a)	The ORP on an electronic monitoring device shall be set and sustained between 650 and 900mV. When the controller is not reading between 650 and 900mV the operator shall manually test the pool for free chlorine and pH.
	76.15(4)	Other technologies for alternative or supplemental disinfection must be certified and installed per NSF 50: salt chlorine generators, UV, etc.
	76.17 (1) & (3)(b)	Criteria for approval of test kits, other test kit technologies.
IV. Staffing Pools	76.20 (2) (a)2	Certified operator required at a pool with two or more re-inspections in three years. Certified operator requirement for water attractions has not changed.
V. Operation & Maintenance	76.21 (1) (b) & (c)	Responsible supervisor availability and duties listed: <ul style="list-style-type: none"> • Respond to unsafe or unsanitary conditions, in person or by telephone, within 15 minutes • New duties: <ul style="list-style-type: none"> ◦ Ensure chemical safety training ◦ Ensure interlock testing and logging ◦ Ensure secondary anti-entrapment test (when applicable) ◦ Manage the pool cover if present
	76.22(1)(b)	Expanded lifeguard staffing plan requirements: One diagram per use of pool. Example: If a pool is used for PE class on weekdays, for open swim evenings, and for senior exercise on Sundays, three diagrams are needed to show lifeguard and attendant placement, and to describe coverage for each use.
	76.23 Table B	Updated to address lifeguard and attendant staffing at newer pool/attraction types, specifically swim-up bars and therapy pools with current and treadmill.
	76.24(1) & (2)	Pool shall be closed during maintenance or when recirculation system has been interrupted. Patrons shall not reenter pool until chemical levels are tested acceptable.
	76.26(1) (b)1.b.	Length of shepherd's crook rescue staff must be long enough to effect rescue anywhere in pool for a non-lifeguarded pool.
	76.26(2) (b) & (c)	Telephone, alternative telecommunication technologies accepted it meets criteria. must be within 25 feet of pool area.

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V. Operation & Maintenance	76.27(1)(b)	First aid kit contents streamlined. Triangle bandages, scissors, and tweezers removed.
	76.28 (1) & (2)	All other utensils shall be shatterproof. Utensils behind swim-up bars need not be shatterproof.
	76.29 (1)(c) & (f)	Rules regarding children under 12, and prolonged breath-holding have been added. For a non-lifeguarded pool, children under 12 must be supervised by an adult. Pools must communicate (or post signage) to patrons they must not engage in prolonged breath-holding. Children under the age of 6 are not permitted in the whirlpool.
	76.29(2)(b)	'Custom' signs based on how to safely use a new/unique attraction or feature using words, symbols, or pictures. Current signage may meet requirement.
	76.30(1)(g-j)	Closing criteria: phone, gates and doors, maintenance, upper limit for cyanuric acid (300 PPM) added to list for when pool will be closed if those items do not meet code.
	76.315	Support for waterborne illness reporting and for outbreak investigations. Pool operators must report complaints of recreational waterborne illness to their sanitarian or the DEPARTMENT. Pool operators must follow guidance from their sanitarian and the department in responding to an outbreak, including any testing, and cleaning and decontaminating pools.
	76.32(1)(e)	Anti-entrapment system testing (when applicable) is required to be performed by the operator and must be logged - added to monthly report.
	76.32(3)(a)2 & 9	File retention—plans for new construction required for new construction only; pump curves and drain cover receipts or logbooks for Virginia Graeme Baker Act (VGBA) for all pools.
	76.335	Dog swims allowed; requirements added (similar to conditions listed under variances for dog swims—but variance itself is no longer required).
76.34(4)(a)4, (b)	Gates and doors: any gates and doors staffed with lifeguards and attendants allowed. Gates may not require a key, punch code, or electronic method to exit a pool area.	
VI. Pool Construction & Design	76.38	Requirements for paperwork, including original plans for new construction, and, for all pools, pump curve, drains' spec sheets and drain cover log.