



# DATCP - Question and Answer

Division of Food and Recreational Safety

WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION

9-14-2021

# BULK MILK WEIGHER & SAMPLER QUESTIONS

- BMWS Requirements are in [ATCP 82](#) Bulk Milk Collection, Sampling and Transportation
- Milk Producer samples collected under [ATCP 82.12 Milk Sampling for testing](#) shall be collected by a licensed BMWS – this includes Direct Shipment and In-Line Samplers.
- The Milk Producer samples can include multiple BMWS for one load, however the Milk Collection Record required in [ATCP 82.10\(10\)](#) shall reflect the information.
- As long as a load of milk was collected and sampled under ATCP 82 it does not need to be delivered to the plant by a BMWS; this includes Direct Ship Loads.



# WATER PROTECTION

- Backflow protection on Farms shall follow [ATCP 65.10\(2\)](#) unless it is approved under [SPS 342.41](#).
- For questions about whether it is an approved backflow please contact Department of Safety and Professional Services - [DSPSSBPIbgTech@Wwi.gov](mailto:DSPSSBPIbgTech@Wwi.gov)
- If a recirculating water system becomes contaminated the milk producer shall stop use and follow all steps in [ATCP 65.10\(6\)\(b\)](#).
  - Follow the same procedure for a positive well sample.
  - [Dairy Plant Resource Manual](#) includes Flow Chart on page 16



# DIRECT CHEMICAL INJECTION - WISCONSIN HAS 2 “WATER AUTHORITY” AGENCIES – APPROVAL DOCUMENTATION REQUIRED

## DNR – Well to Pressure Tank

- 1) DNR Approval letter
- 2) Licensed Pump Installer who conduct the installation of the Chemical Injection System.
- 3) DSPS approved metering pump  
<https://verification.dsps.wi.gov/Industry-Service-Searches/ProductResults?DescrID=WTCID>
- 4) NSF 60 approved chemical with certification letter from mfr. or label with required information
- 5) The injected chemical(s) must be Generally Recognized As Safe (GRAS) and be listed in the certification letter or label
- 6) Chemical(s) must be injected at approved concentration

## DSPS – Pressure Tank to Use

- 1) Licensed Plumber who conduct the installation of the Chemical Injection System.
- 2) DSPS approved metering pump  
<https://verification.dsps.wi.gov/Industry-Service-Searches/ProductResults?DescrID=WTCID>
- 3) NSF 60 approved chemical with certification letter from mfr. or label with required information
- 4) The injected chemical(s) must be GRAS and be listed in the certification letter or label
- 5) Chemical(s) must be injected at approved concentration



# TEMPERATURE RECORDING DEVICES

- Calibration of the temperature recording device must meet [ATCP 65.16.\(3\)\(d\)](#) including records shall keep complete and accurate records
  - If the chart does not include when a check is done it is not an accurate record, a sticker with information on the chart is acceptable as long as it does not cover any required information
- This shall be done by a dairy plant operator (this may include a BMWWS), by using a traceable standard thermometer that has been calibrated within the last year. ([Pasteurized Milk Ordinance - PMO](#) pg. 60)
- The temperature recording device shall accurately record the temperature of the milk.



# SEAL QUESTIONS

- ATCP 82.08(4)(d) requires the manhole of a Direct Ship Tanker to be sealed.
- ATCP 65.16(5)(2)(m) requires manhole and outlet to be sealed for plant to plant transfers.
- Seals need to be applied so that they can show whether a load of product has been tapered with. Padlocks are an acceptable seal.



# TEMPERATURE RECORDING CHART REQUIRED INFORMATION

- The temperature recording device shall include everything outlined in [ATCP 65.16\(3\)\(c\)](#)
  - Milk producer
  - Date or Dates to which the record pertains
  - Bulk tank if there is more than 1
  - Signature of the person who removes the chart
  - Unusual occurrences
    - Examples – loss of power, compressor maintenance, temperature does not meet regulatory requirements
- For Partial Pickup the chart must indicate the time and date of the pickup by the BMWS per [ATCP 82.10\(11\)\(a\)\(am\)](#)



# FALSIFICATION OF RECORDS OR NOT MEETING REGULATORY REQUIREMENTS

- In any case that a plant believes a record is falsified or finds that milk was not collected as required under ATCP 82 it is up to the plant on action they want to take
- The plant can always consult with their Environmental Health Sanitarian on any violations related to regulations
- DATCP will take action on violations of ATCP 82 during routine inspections
  - Minor violations will result in inspection report debit and possible warning letter.
  - Critical violations will result in a reinspection
  - Gross negligence may lead to compliance and possibly civil forfeiture.





# MILK PRODUCER RESOURCES

- DATCP Website – [Milk Producer Resources](#)
  - Specific question on equipment and backflow please refer to the assigned Dairy Technical Specialist and Environmental Health Sanitarian
- DATCP Website – [Wisconsin Farm Center](#)
  - Brochures in back of room





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