

DIVISION OF INDUSTRY SERVICES
4822 MADISON YARDS WAY
MADISON, WI 53705
<http://dsps.wi.gov/programs/industry-services>
www.wisconsin.gov



Tony Evers, Governor

Dan Hereth, Secretary

NOTICE OF VIOLATIONS AND ORDERS

November 14, 2025

Stanley Fire Department
239 E. 1st Avenue
Stanley, WI 54768

RESPONDENT: Stanley Fire Department
239 E. 1st Avenue
Stanley, WI 54768

ORDER0021009

Nature of Complaint: Concern regarding firefighter safety and training. (24 COM 0263)

Last Inspection Date: September 2025

Wis. Admin. Code § SPS 330.012 Posting department order. Upon issuance of an order of noncompliance, the employer shall post a copy of the order in accordance with Wis. Stat. § 101.055 (6) (a) 1.

INVESTIGATION NOTES: The Department of Safety and Professional Services (Department) performed a Wis. Admin. Code Chapter SPS 330 inspection/audit for compliance with the rules concerning Fire Department Safety and Health stemming from a citizen complaint. The Wis. Admin. Code SPS 330 audit identified several areas of non-compliance and needed improvement. The Department followed up in September 2025 and found issues still outstanding.

Wis. Admin. Code § SPS 330.001 Purpose.

Pursuant to Wis. Stat. § 101.055 (3) (a), the purpose of this chapter is to establish minimum safety and health standards for public sector fire department employers and their employees.

Wis. Admin. Code § SPS 330.011 Inspections.

(4) Orders. Pursuant to Wis. Stat. § 101.055 (6), the department shall issue orders for violation of this chapter.

VIOLATIONS:

1. Violation: Officers in positions without proper training.

Wis. Admin. Code § SPS 330.08(3)

Effective October 1, 2019, a fire officer appointed after October 1, 2018 may not act as a fire officer during an emergency operation until that individual completes NIMS training in accordance with s. SPS 330.14 and obtains the minimum training and education requirements as specified by any of the following:

- (a) A fire officer course approved by the technical college system board.
- (b) An approved state apprenticeship program.
- (c) An in-house training program approved by the technical college system board.
- (d) NFPA 1021: Standard for Fire Officer Qualifications.

Suggested Action: Officer's serving on an emergency scene must have applicable officer training which includes NIMS training. No officer may serve in that capacity without such training. Consider removal of officers without appropriate training or obtain appropriate training and do not allow officers to service in such capacity until training is obtained.

2. Violation: No maintenance records of SCBAs.

Wis. Admin. Code § SPS 330.12 Self-contained breathing apparatus.

(1) Respiratory protection. Every fire department shall do all of the following:

- (a) Provide, and enforce the use of, SCBA for all fire fighters engaged in interior structural firefighting or who enter any area where the atmosphere is hazardous, is suspected of being hazardous, or may become hazardous.
- (b) Provide, and enforce the use of, SCBA for all fire fighters working below ground level or inside any confined space unless the safety of the atmosphere can be established by testing and continuous monitoring.
- (c) Adopt and maintain a respiratory protection program that satisfies the requirements of 29 CFR 1910.134.
- (d) Assure that all sources of compressed breathing air, such as compressors, used for filling SCBA are tested to assure their compliance with sub. (4).
- (e) Hydrostatically test each SCBA tank within the time limits specified by the manufacturer of the apparatus and by any federal, state, or local agency with jurisdiction over the possession and use of the apparatus.
- (f) Inspect, use, and maintain all SCBA as recommended by the manufacturer.

Suggested Action: Complete appropriate maintenance documentation for SCBAs.

3. Violation: Members do not have adequate NIMS training.

Wis. Admin. Code § SPS 330.14 Emergency operations.

(1) Incident management. Every fire department shall do all of the following:

- (a) Conduct emergency operations and other hazardous situations, including training exercises, in a manner to recognize hazards and to prevent accidents and injuries.
- (b) Establish, and ensure use of, an incident management system in accordance with NIMS that includes written standard operating guidelines applicable to all members involved in an emergency operation.
- (c) Provide NIMS training to all members involved in emergency operations.

Suggested Action: Ensure all members have adequate NIMS training.

4. Violation: Fire Department only provides maintenance of PASS devices on a monthly basis.

Wis. Admin. Code § SPS 330.13 Personal alert safety system.

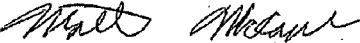
Every fire department shall provide, and enforce the use of, a PASS device to every fire fighter using SCBA while engaged in rescue, fire fighting, or other hazardous operations. Each PASS device shall be tested at least weekly and prior to each use as specified in NFPA 1982 and shall be maintained in accordance with the manufacturer's instructions.

Suggested Action: Each PASS device shall be tested at least weekly and prior to each use as specified in NFPA 1982 and shall be maintained in accordance with the manufacturer's instructions.

You are hereby ordered to have the above violations corrected to conform to the indicated provisions of the Wisconsin Administrative Code and/or Wisconsin Statutes. These corrections shall be made by the compliance date noted, and upon correction of violations, Aaron Andre and Matthew McCasland must be notified. If you fail to comply, this order is enforceable in circuit court pursuant to Wis. Stat. 101.02(13), Stats., with forfeitures ranging from \$10 to \$100 per day for each violation. Every day during which any person or corporation, or any officer, agent or employee of a person or corporation, fails to observe and comply with any order of the department or to perform any duty specified under this subchapter shall constitute a separate and distinct violation of the order or of the requirements of this subchapter, whichever is applicable. Wis. Stat. § 101.02 (12).

If you have any questions regarding this matter, please feel free to contact me at the number listed below or Aaron Andre at (608) 261-0118 or aaron.andre@wisconsin.gov.

Wis. Stat. § 101.02(6) Any employer or other person interested either because of ownership in or occupation of any property affected by any such order, or otherwise, may petition for a hearing on the reasonableness of any order of the department in the manner provided in this subchapter. All requests must be received within 30 days of the date of this Order and shall set out specifically and in full detail the order upon which a hearing is desired and every reason why such order is unreasonable, and every issue to be considered by the department on the hearing. The petitioner shall be deemed to have finally waived all objections to any irregularities and illegalities in the order upon which a hearing is sought other than those set forth in the petition.

ATTORNEY NAME: Matthew McCasland	INVESTIGATION DATE: 1/2025
PHONE: (608) 266-9814	
EMAIL: matthew.mccasland@wisconsin.gov	INVESTIGATION TYPE: Requested
SIGNATURE:  DATE: November 14, 2025	INVESTIGATION SOURCE: Other
	COMPLIANCE DATE: 2/20/2026

cc: Aaron Andre

April Hammond