

1999 DRAFTING REQUEST

Bill

Received: 06/02/1999

Received By: traderc

Wanted: As time permits

Identical to LRB:

For: Tom Sykora (608) 266-1194

By/Representing:

This file may be shown to any legislator: NO

Drafter: traderc

May Contact:

Alt. Drafters:

Subject: Agriculture - animals

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Fish health certification

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	traderc 06/17/1999	wjackson 06/18/1999	mclark 06/18/1999	_____	lrb_docadmin 06/18/1999		State
/2	traderc 07/23/1999	wjackson 07/23/1999	kfollet 07/27/1999	_____	lrb_docadmin 07/27/1999	gretskl 08/04/1999 lrb_docadmin 08/04/1999	State

FE Sent For:

10/4/99

<END>

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FE Sent For:		12 WLj 7/23	Kjf 7/27	Kjf/Kjf 7/27			

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1?	traderc	1 6/18 WJ	MRC 6/18	MRC JF 6/18			

FE Sent For:

<END>

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LEGISLATIVE REFERENCE BUREAU

BILL REQUEST FORM

Legal Section, 5th Floor, 100 N. Hamilton St.
(608) 266-3561

RCT
2

Use of this form is optional. It is often helpful to talk directly with the LRB attorney who will draft the bill.
Use this form only for **BILL** drafts. Attach more pages if necessary.

Date of request: 1/1/99	Legislator or agency requesting this draft: Rep. Tom Sykora
Name/phone number of person submitting request: Tom Sykora @ 266-1194	
Persons to contact for questions about this draft (names and phone numbers please): Sara Jermstad @ 266-1195	
Describe the problem, including any helpful examples. How do you want to solve the problem? Please see attached letter for explanation of request.	
If you know of any statute sections that might be affected, please list them or provide a marked (not re-typed) copy. S. 95.60(3)	

Please attach a copy of any correspondence or material that may help us. You may also attach a marked (not re-typed) copy of any LRB draft, or provide its number (e.g., 1997 LRB-2345/1 or 1995 AB-67):

Requests are confidential unless stated otherwise.

May we tell others that we are working on this for you? YES NO
If yes, anyone who asks? YES NO
Any legislator? YES NO ONLY the following persons:

Do you consider this urgent? YES NO If yes, please indicate why:

Is this request of higher priority than other pending request(s) you have made?
 YES NO If yes, please sign your name here:



1947

1948

1949



1950



BULLFROG FISH FARM

715-664-8775

Herby Radmann/Bullfrog Business

N1321 Bullfrog Road/566th St.

Menomonie, WI 54751

MAY 3 '99

Tom Syhora
State Representative

I am writing as a board member of the Wisconsin Aquaculture Association (WAA) in regard to Wisconsin State Statute 95.60 (3) Animal Health.

This paragraph needs to be changed to reasonably fit the need of farmers, the services they offer & related concerns.

It is suggested the word SHALL, in the first sentence be replaced with MAY

or... that it reads, The Dept of Ag. is granted authority to develop and administer rules pertaining to fish health and movement.

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Dr. Ehelnfeldt of the Dept. of Ag/Animal Health & W.A.A. are in agreement for this change. With this change excessive costs and "hoop jumping" would be eliminated while remaining responsible to the status purpose.

This minor change would give both the Dept of Ag. and the farmer major advantage of going about the business of developing the aquaculture industry.

Please contact Dr. Ehelnfeldt at (608) 224-4880 for further questions or advantages...

I would also request your involving Dave Zien in making this important change.

cc. Dr. Ehelnfeldt
Dave Gollan
MAC GRAHAM
DAVE ZIEN

Thank you
Herby Radmann
Bueefrog FISH FARM & for
The Wisconsin Aquaculture Assoc.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3159/1dn

RCT:/:....

WJ

Please review this draft carefully to ensure that it complies with your intent. Please feel free to contact me with any questions or redraft instructions.

Rebecca C. Tradewell

Rebecca C. Tradewell

Managing Attorney

Phone: (608) 266-7290

E-mail: Becky.Tradewell@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3159/1dn
RCT:wlj:mrc

June 18, 1999

Please review this draft carefully to ensure that it complies with your intent. Please feel free to contact me with any questions or redraft instructions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: Becky.Tradewell@legis.state.wi.us



1999 BILL

Note

Gen Cat

1 AN ACT ...; relating to: the requirement that certain operators of fish farms
2 obtain annual health certificates.

Analysis by the Legislative Reference Bureau

* Current law requires a person who operates a fish farm to annually register the fish farm with the department of agriculture, trade and consumer protection (DATCP). Current law also requires the operator of a fish farm to annually obtain a fish health certificate for any fish eggs present or any fish reared on the fish farm, except that an operator who does not sell, distribute or release live fish or fish eggs may rely on health certificates of the person from whom the operator obtained fish or fish eggs. *the*

This bill eliminates the absolute requirement to obtain a fish health certificate and instead authorizes DATCP to require a fish farm operator to obtain an annual fish health certificate.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 95.60 (3) [✓] of the statutes is amended to read:

4 95.60 (3) A The department may promulgate a rule requiring a person who
5 operates a fish farm shall to obtain an annual health certificate from a veterinarian

BILL**SECTION 1**

1 licensed under ch. 453 or from a person who is qualified to issue fish health
2 certificates under sub. (4s) (c) for any fish eggs present or any fish reared on the fish
3 farm, except that if the department promulgates a rule under this paragraph, ^{subsection} the
4 rule shall allow a fish farm operator who does not sell, distribute or release live fish
5 or fish eggs from the fish farm ~~may~~ to rely upon health certificates under this
6 subsection that are obtained by the person from whom the fish farm operator receives
7 fish or fish eggs.

8 History: 1997 a. 27, 237.

SECTION 2. 95.60 (3m) of the statutes is amended to read:

9 95.60 (3m) A person who operates a fish farm shall annually register the fish
10 farm with the department. The person registering the fish farm shall provide
11 evidence of ~~the~~ any health certificate required under sub. (3) and shall identify the
12 activities that will be engaged in, the species of fish that will be used and the facilities
13 that will be used on the fish farm.

14 History: 1997 a. 27, 237.

SECTION 3. Effective date.

15 (1) This act takes effect on the first day of the 13th month beginning after
16 publication.

17 (END)

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 6/18/99

To: Representative Sykora

Relating to LRB drafting number: LRB-3159

Topic

Fish health certification

Subject(s)

Agriculture - animals

1. **JACKET** the draft for introduction _____

in the **Senate** ____ or the **Assembly** ____ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached Tom Sykora.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Rebecca C. Tradewell, Managing Attorney
Telephone: (608) 266-7290

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3159/1dn
RCT:wlj:mrc

June 18, 1999

Please review this draft carefully to ensure that it complies with your intent. Please feel free to contact me with any questions or redraft instructions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: Becky.Tradewell@legis.state.wi.us



1999 BILL

1 **AN ACT to amend 95.60 (3) and 95.60 (3m) of the statutes; relating to: the**
2 requirement that certain operators of fish farms obtain annual health
3 certificates.

Analysis by the Legislative Reference Bureau

Current law requires a person who operates a fish farm to annually register the fish farm with the department of agriculture, trade and consumer protection (DATCP). Current law also requires the operator of a fish farm to annually obtain a fish health certificate for any fish eggs present or any fish reared on the fish farm, except that an operator who does not sell, distribute or release live fish or fish eggs may rely on the health certificate of the person from whom the operator obtained fish or fish eggs.

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4 **SECTION 1.** 95.60 (3) of the statutes is amended to read:



State of Wisconsin
1999 - 2000 LEGISLATURE

SOON

LRB-3159/2

RCT:wlj:mrc

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1999 BILL

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1 AN ACT to amend 95.60 (3) and 95.60 (3m) of the statutes; relating to: the
2 requirement that certain operators of fish farms obtain annual health
3 certificates.

Analysis by the Legislative Reference Bureau

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Please jacket

- 3159 Fur Sykora - for
Assembly

