

**2013 DRAFTING REQUEST**

**Assembly Amendment (AA-AB589)**

Received: 1/17/2014 Received By: tkuczens  
Wanted: As time permits Same as LRB:  
For: Dale Kooyenga (608) 266-9180 By/Representing: Bill Neville  
May Contact: Drafter: tkuczens  
Subject: Agriculture - food safety Addl. Drafters: mduchek  
Health - miscellaneous  
Extra Copies: rct

Submit via email: YES  
Requester's email: Rep.Kooyenga@legis.wisconsin.gov  
Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov  
tamara.dodge@legis.wisconsin.gov

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Licensure of food establishments

---

**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>
/?	tkuczens 1/17/2014	evinz 1/17/2014		_____			
/1			jfrantze 1/17/2014	_____	srose 1/17/2014	srose 1/17/2014	

FE Sent For:

**<END>**

### 2013 DRAFTING REQUEST

#### Assembly Amendment (AA-AB589)

Received: 1/17/2014 Received By: tkuczens  
Wanted: As time permits Same as LRB:  
For: Dale Kooyenga (608) 266-9180 By/Representing: Bill Neville  
May Contact: Drafter: tkuczens  
Subject: Agriculture - food safety Addl. Drafters: mduchek  
Health - miscellaneous  
Extra Copies: rct

Submit via email: YES  
Requester's email: Rep.Kooyenga@legis.wisconsin.gov  
Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov  
tamara.dodge@legis.wisconsin.gov

---

#### Pre Topic:

No specific pre topic given

---

#### Topic:

Licensure of food establishments ✓

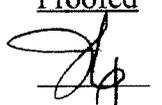
---

#### 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>
/?	tkuczens	1/17/14 1 epv	1/17/14 1 epv	 1/17/14			

FE Sent For:

<END>

**Kuczenski, Tracy**

---

**From:** Burri, Lance  
**Sent:** Friday, January 17, 2014 11:16 AM  
**To:** Kuczenski, Tracy  
**Subject:** FW: Restaurant amendment

Yes, please do one for them as well.

Lance Burri  
Office of Sen. Rick Gudex  
608-266-5300

---

**From:** Neville, William  
**Sent:** Friday, January 17, 2014 11:15 AM  
**To:** Burri, Lance  
**Subject:** RE: Restaurant amendment

Lance,

I was going to wait until Brenda Wood got back to you or I. If you want to draft an amendment please include a companion for the Assembly. Thank you.

Bill Neville  
Research Assistant  
Office of State Representative Dale Kooyenga  
14th Assembly District  
321 East, State Capitol  
608-266-9180

---

**From:** Burri, Lance  
**Sent:** Friday, January 17, 2014 11:13 AM  
**To:** Kuczenski, Tracy  
**Cc:** Neville, William  
**Subject:** RE: Restaurant amendment

Haven't heard from them yet, but I'll ask.

Lance Burri  
Office of Sen. Rick Gudex  
608-266-5300

---

**From:** Kuczenski, Tracy  
**Sent:** Friday, January 17, 2014 11:12 AM  
**To:** Burri, Lance  
**Subject:** RE: Restaurant amendment

Yes. Is the Assembly on board? Should I create a companion amendment for AB 589?

Tracy K. Kuczenski  
*Senior Legislative Attorney*  
Wisconsin Legislative Reference Bureau

[tracy.kuczenski@legis.wisconsin.gov](mailto:tracy.kuczenski@legis.wisconsin.gov)  
(608) 266-9867

---

**From:** Burri, Lance  
**Sent:** Friday, January 17, 2014 11:09 AM  
**To:** Kuczenski, Tracy  
**Subject:** RE: Restaurant amendment

Can you send me the ready to intro version?

Lance Burri  
Office of Sen. Rick Gudex  
608-266-5300

---

**From:** Kuczenski, Tracy  
**Sent:** Friday, January 17, 2014 10:09 AM  
**To:** Burri, Lance; Duchek, Michael  
**Subject:** RE: Restaurant amendment

Glad to hear it!

Tracy K. Kuczenski  
*Senior Legislative Attorney*  
Wisconsin Legislative Reference Bureau  
[tracy.kuczenski@legis.wisconsin.gov](mailto:tracy.kuczenski@legis.wisconsin.gov)  
(608) 266-9867

---

**From:** Burri, Lance  
**Sent:** Friday, January 17, 2014 10:00 AM  
**To:** Kuczenski, Tracy; Duchek, Michael  
**Subject:** Restaurant amendment

I really like this. I'm sending it around for comments now.

One question: sections 5 and 6 of the amendment – are these just grammatical changes?

Okay, one more question: section 2 of the bill refers to a "license," while section 4 refers to a "permit." Is there a legal difference? And whether or not there is, does it matter to us?

That was two more questions. Sorry.

Lance Burri  
Office of Sen. Rick Gudex  
608-266-5300

**Kuczenski, Tracy**

---

**From:** Duchek, Michael  
**Sent:** Friday, January 17, 2014 10:05 AM  
**To:** Burri, Lance; Kuczenski, Tracy  
**Subject:** RE: Restaurant amendment

Any time Lance, see below.

-Mike

---

**From:** Burri, Lance  
**Sent:** Friday, January 17, 2014 10:00 AM  
**To:** Kuczenski, Tracy; Duchek, Michael  
**Subject:** Restaurant amendment

I really like this. I'm sending it around for comments now.

One question: sections 5 and 6 of the amendment – are these just grammatical changes?

Yes, as I said in the other email. These are purely technical.

Okay, one more question: section 2 of the bill refers to a "license," while section 4 refers to a "permit." Is there a legal difference? And whether or not there is, does it matter to us?

Current law calls the food establishment one a "license" and calls the restaurant/B&B one a "permit." It's just what they're called under current law (I couldn't tell you why) and so that's the reason one uses one term and one uses the other, both in the bill and in the amendment.

That was two more questions. Sorry.

Lance Burri  
Office of Sen. Rick Gudex  
608-266-5300



State of Wisconsin  
2013 - 2014 LEGISLATURE

a1454/1



LRBa14471  
TKK&MED:eev:rs

*RMR*

ASSEMBLY

SENATE AMENDMENT,  
TO SENATE BILL 45<sup>e</sup> 589<sup>v</sup>

ASSEMBLY

1/17/14  
Today

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 3, line 2: after *“of the 1st class.”* insert *“1.”*.
- 3 **2.** Page 3, line 5: delete *“paragraph”* and substitute *“subdivision”*.
- 4 **3.** Page 3, line 6: after that line insert:
- 5 “2. A retail food establishment may request an extension to the term of a license
- 6 issued under par. (a) by the local health department of a city of the 1st class that has
- 7 entered into an agreement with the department under s. 97.41 (1m) for the purpose
- 8 of aligning the annual term of any other license or permit issued to that retail food
- 9 establishment with the annual term of a license to be issued to that retail food
- 10 establishment under subd. 1. The local health department may require a retail food
- 11 establishment that receives an extension under this subdivision to pay a prorated fee
- 12 in an amount determined by dividing the license fee imposed under s. 97.41 (4) by

1 12 and multiplying the quotient by the number of months by which the license issued  
2 under par. (a) is extended under this subdivision.”.

3 **4.** Page 3, line 13: after “(b)” insert “1.”.

4 **5.** Page 3, line 14: delete “to a” and substitute “a”.

5 **6.** Page 3, line 15: delete “restaurant or bed and breakfast establishment a  
6 permit” and substitute “permit for a restaurant or bed and breakfast establishment”.

7 **7.** Page 3, line 16: delete “paragraph” and substitute “subdivision”.

8 **8.** Page 3, line 17: after that line insert:

9 “2. The holder of a permit for a restaurant or bed and breakfast establishment  
10 may request an extension to the term of a permit issued under this section by the  
11 local health department of a city of the 1st class that has entered into an agreement  
12 with the department under s. 254.69 (2) for the purpose of aligning the annual term  
13 of any other license or permit issued to that permit holder with the annual term of  
14 a permit to be issued to that permit holder under subd. 1. The local health  
15 department may require a permit holder that receives an extension under this  
16 subdivision to pay a prorated fee in an amount determined by dividing the permit fee  
17 imposed under s. 254.69 (2) by 12 and multiplying the quotient by the number of  
18 months by which the permit issued under this section is extended under this  
19 subdivision.”.

20

(END)