

2019 Senate Bill 685 (LRB -5012)

An Act to create 97.25 (3m) of the statutes; relating to: using milk producer affidavits to substantiate claims that a dairy product is free of synthetic bovine growth hormone.

2020

01-16.	S.	Introduced by Senators Jacque, Smith, Olsen, Marklein, Schachtner and Kapenga ; cosponsored by Representatives Tranel, Considine, Tauchen, Plumer, Kolste, Kulp, Brooks, Gundrum, VanderMeer, Oldenburg, Edming, Novak, Vruwink, Doyle, Spreitzer, Born, Stubbs, Mursau and Skowronski	579
01-16.	S.	Read first time and referred to Committee on Agriculture, Revenue and Financial Institutions	579
01-29.	S.	Public hearing held	
02-05.	S.	Executive action taken	
02-05.	S.	Report passage recommended by Committee on Agriculture, Revenue and Financial Institutions, Ayes 9, Nocs 0	642
02-05.	S.	Available for scheduling	
02-14.	S.	Placed on calendar 2-19-2020 pursuant to Senate Rule 18(1)	678
02-19.	S.	Read a second time	
02-19.	S.	Ordered to a third reading	
02-19.	S.	Rules suspended	
02-19.	S.	Read a third time and passed	
02-19.	S.	Ordered immediately messaged	
02-20.	A.	Received from Senate	
02-20.	A.	Read	
02-20.	A.	Rules suspended to withdraw from Senate message and take up	
02-20.	A.	Read a second time	
02-20.	A.	Ordered to a third reading	
02-20.	A.	Rules suspended	
02-20.	A.	Read a third time and concurred in	
02-20.	A.	Ordered immediately messaged	
02-21.	S.	Received from Assembly concurred in	



19en S B- 685

ENROLLED BILL

Adopted Documents

Original

Engrossed

Substitute Amdt

19 5012, 1

Amendments: None or Listed below.

Corrections: None or Listed by date below.

Topic: Same as relating clause or Indicated below.

2/21/10

[Signature]

Date

Enrolling Drafter



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-5012/1
KP:klm

2019 SENATE BILL 685

January 16, 2020 - Introduced by Senators JACQUE, SMITH, OLSEN, MARKLEIN, SCHACHTNER and KAPENGA, cosponsored by Representatives TRANEL, CONSIDINE, TAUCHEN, PLUMER, KOLSTE, KULP, BROOKS, GUNDRUM, VANDERMEER, OLDENBURG, EDMING, NOVAK, VRUWINK, DOYLE, SPREITZER, BORN, STUBBS, MURSAU and SKOWRONSKI. Referred to Committee on Agriculture, Revenue and Financial Institutions.

1 **AN ACT** *to create* 97.25 (3m) of the statutes; **relating to:** using milk producer
2 affidavits to substantiate claims that a dairy product is free of synthetic bovine
3 growth hormone.

Analysis by the Legislative Reference Bureau

This bill prohibits the Department of Agriculture, Trade and Consumer Protection from promulgating a rule that limits the duration that a signed, sworn, and notarized affidavit from a milk producer may be used to substantiate a claim that a dairy product does not contain synthetic bovine growth hormone.

Current law authorizes DATCP to promulgate rules that allow a dairy product to be labeled as not containing synthetic bovine growth hormone. Using this authority, DATCP has promulgated rules requiring a person who receives raw milk from a milk producer, sells the milk or a dairy product made from the milk, and claims that the milk or dairy product does not contain synthetic bovine growth hormone to substantiate that claim by obtaining each year a signed, sworn, and notarized affidavit from the milk producer certifying that the milk producer does not use synthetic bovine growth hormone in the production of milk shipped to the person.

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

4 **SECTION 1.** 97.25 (3m) of the statutes is created to read:

SENATE BILL 685**SECTION 1**

1 **97.25 (3m) DURATION OF MILK PRODUCER AFFIDAVITS.** (a) In this subsection, “milk
2 producer affidavit” means a written, sworn, and notarized statement signed by a
3 milk producer that certifies to the person receiving the affidavit that the milk
4 producer does not use synthetic bovine growth hormone in the production of milk
5 delivered to the person.

6 (b) The department may not promulgate a rule under sub. (3) that limits the
7 duration that a milk producer affidavit may be used to substantiate a claim that a
8 dairy product contains no synthetic bovine growth hormone or is made from milk
9 produced without the use of synthetic bovine growth hormone.

10

(END)