

RULEMAKING HEARING

Hearing Appearances and Testimony

Rule Subject: Food Processing Plant License Exemptions
Adm. Code Reference: ATCP 70, Wis. Adm. Code
Rules Clearinghouse #: CR 10-121
DATCP Docket #: 10-R-02

Neillsville, Wisconsin
November 11, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Joe Waichulis Jr.	Y	N	Y	Supported/Good legislation. Be cautious about expanding too far.
Avis Waichulis	N	N	Y	Supported
Mose A. Yoder	N	N	Y	Supported
Aaron Stutzman	N	N	Y	Supported
Betty Durham	N	N	Y	Supported
Linda Hamel	N	N	Y	Supported

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Viroqua, Wisconsin
 November 12, 2010

Person/Organization	Testified-Y/N	Written-Y/N	Registered at Hearing	Position/Comments
Gayle Capretz	Y	N	Y	Supported/ Expand to include fruit juices, dehydrated herbs, fruits, berries, nuts
Brian Austin	Y	N	Y	Supported/Supports pickle bill, makes farm more sustainable, helps local economy.
Virginia Goeke	Y	N	Y	Supported/She has a licensed facility, \$5,000 ceiling is too low, ceiling should be increased or eliminated.
Kathleen Crittender	Y	N	Y	Supported/ Developing an orchard and has lots of berries. Extend to dried fruits and herbs.
Max Kane	Y	N	Y	Opposed/Appears to be more control, should not have a \$5,000 ceiling. There is always risk.
Janice Blair	Y	N	Y	Support/ Good for business, should not have a ceiling, scope needs to be widened, registration is undue involvement by government.
Walter Hammerand	Y	N	Y	Opposed/He has a licensed kitchen. People should build a kitchen if they want to prepare food for sale. When food goes off the farm there should be an inspection.
James Giese	N	N	Y	No position/Addition of juice and dehydrated products.

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Altoona, Wisconsin
November 15, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Gretchen Grape/Wisconsin Maple Syrup Producer's Association	Y	N	Y	Support/Supported the idea of registration and mentioned labeling problems at farmer's markets.
Henry Grape/ Grape's Sugar Bush	Y	N	Y	Support/Maple producer since the 1920's and licensed since 1970. For registration but will get flack from producers. If they are doing \$5,000 or more in sales they should be licensed. Licensing has made them money because people like to see licenses.
Chick Gaffy	Y	N	Y	Support/Made jam and jelly last year and it worked well. What about people that don't follow the rules in farmer's markets?
Thomas Gaffy	N	N	Y	Support

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Spooner, Wisconsin
 November 16, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Dean R. Montour	Y	N	Y	Support/Extend to allowing dried mushrooms (shitake, oyster, etc.)
Patti Hurd	Y	N	Y	Support/ Would like it expanded to be able to sell non-potentially hazardous goods (mushrooms, dried herbs, baked goods). Also lessen registration requirements.
Ken Mandley	Y	N	Y	Favor part, oppose part/ overly limited. Dried fruits, veggies, mushrooms and baked goods should be included. Cumbersome recordkeeping requirements. Rule does not clearly define who can actually be exempt.
Maurice G. Petit	N	N	Y	Favor part, oppose part
Sheila Petit	N	N	Y	Favor part, oppose part
Stephen Hammerel	N	N	Y	Support
Wilma Johnson	N	N	Y	No position/Came to learn more about this and because it was in Spooner.
Colleen Johnson	N	N	Y	Support
Kevin Schoessow	N	N	Y	No position
Susan Armstrong	N	N	Y	Support
Tom Smith	N	N	Y	Support

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Ashland, Wisconsin
November 17, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Ken Tuckwell/ Ashland Co. Health Department	N	N	Y	Support
Sylvia Mussatti	N	N	Y	Favor part, oppose part
Darrell Schierman	Y	N	Y	Oppose/Went beyond the intent of the legislation.

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Rhineland, Wisconsin
November 18, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Laurel Anderson	Y	N	Y	Support/ With additional safety considerations. Many people don't know how to can properly.
Karen Olson/Other Farmer Market Vendors	Y	N	Y	Support/ Several vendors have begun to sell pickled products. It enhances the market, provides extra income, and extends the season.
Donna Baker	N	N	Y	Support
Teresa Schuab/Oneida Co. Health Dept.	N	N	Y	No position
Thomas Kuehn	N	N	Y	Support

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Shawano, Wisconsin
November 19, 2010

No attendees

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Appleton, Wisconsin
 November 22, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Debra Calmes	N	N	Y	No position
Mary Reif	N	N	Y	No position
Donald Reif	N	N	Y	No position
Fred Depies	N	N	Y	Support
Karen Dickrell/UW Cooperative Extension Outagamie Co.	N	N	Y	No position
Jeff Phillips/ Winnebago Health Dept.	Y	N	Y	Support/The rule doesn't adequately protect consumers. Botulism is a concern. Made suggestions for ensuring safety.
Dennis and Karlene Leatherman/Oshkosh Saturday Farmer's Market	N	N	Y	Support
Stephanie Sticka/ Outagamie Co. Public Health	N	N	Y	No position
Amanda Pinter/City of Neenah Health Dept.	N	N	Y	No position

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Fond du Lac, Wisconsin
November 22, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Gloria Smedema	N	N	Y	Favor part, oppose part
Patrick Foy	N	N	Y	No position

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Jefferson, Wisconsin
 November 23, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Shirley Pape	N	N	Y	No position
Barbara Miller	N	N	Y	Oppose/Too many regulations-raise limit to \$10,000.
Julie Guenterberg	N	N	Y	Favor part, oppose part
Louie Genge	Y	N	Y	Oppose/Burden to register and keep records.
Johanna Lieber	N	N	Y	Support
Erin O'Brien/Jefferson Co. Health Dept.	N	N	Y	No position (observer)
Becky Mehringer	N	N	Y	No position
Beth Gehred	Y	N	Y	Support/Believes it is a balanced approach. Labeling is fair and gives information to the consumer. Lightens government oversight. Some recordkeeping overly involved. Registration isn't necessary.
Eric Friedericks	Y	N	Y	Support/ Lightens government regulations. It's difficult to start a canning business due to the cost, training, and licensing. This is an opportunity to build a business without a commercial kitchen.
Fred Guenterberg	Y	N	Y	Favor part, oppose part/He operates a shared use kitchen. The rule should be more like Michigan's cottage food rule and allow bakery goods.

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				Include clause to ban people who caused illness from canning. Should require recordkeeping and an acidified canning class.
Steve Kauffeld	Y	N	Y	Opposed/This represents government intervention into private affairs. Proposed rule unnecessary.
Jacquie Ulm	Y	N	Y	Opposed/Government should not be involved in home canning. \$5,000 limit should be adjusted with inflation.

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West Bend, Wisconsin
 November 23, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Kristin Blanchard/Sheboygan Co. Interfaith Org - Farmer's Market	N	N	Y	No position (observer)
Judith Tauschek/SCIO- Farmer's Market	N	N	Y	No position (observer)/Concerned about liability issues and pH level on labels.
Gretchen Busse/Busse's Orchard	Y	N	Y	Favor part, oppose part/Add baked goods like pies and cookies plus other processed foods like caramel apples, cider, popsicles, and mulling spice bags. This will allow me to test market products without renting a kitchen.
Dawn Anderson	Y	N	Y	Favor part, oppose part
Jean Klug	N	N	Y	Support
Marma McIntee	N	N	Y	No position (observer)
Renee Vertin	N	N	Y	No position
Cynthia Millard	N	N	Y	Support
Lee Krueger	N	N	Y	No position/Maple syrup producer attended to get information.

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Dodgeville, Wisconsin
November 24, 2010

Person/Organization	Testified- Y/N	Written- Y/N	Registered at Hearing	Position/Comments
Gene Schriefer	N	N	Y	Support
Richard King	N	N	Y	Support
Walter Hammerand	Y	N	Y	Oppose/ Has a licensed kitchen.
Rick Terrien/Wisconsin Innovative Kitchen	Y	N	Y	Favor part, oppose part/ Should revisit law sometime in the future.