

# Wisconsin Department of Agriculture, Trade and Consumer Protection

## Business Impact Analysis<sup>1</sup>

<b><i>Rule Subject:</i></b>	<b>Rule Creating License Exemptions For Certain Small Maple Sap Processors</b>
<b><i>Adm. Code Reference:</i></b>	<b>ATCP 70</b>
<b><i>Rules Clearinghouse #:</i></b>	<b>10-121</b>
<b><i>DATCP Docket #:</i></b>	<b>10-R-02</b>

### ***Rule Summary***

This rule creates a food processing plant license exemption for maple sap processors who process limited amounts of sap to create maple syrup or concentrated maple sap that is sold to other processors for further processing.

### ***Business Impact***

This rule will benefit persons who process maple sap to produce maple syrup or concentrated maple sap for sale to other processors for further processing. Those persons will no longer need a food processing plant license, provided that they sell less than \$5,000 worth of maple syrup or concentrated maple sap for further processing in the license year and meet other requirements for exemption. Exempt maple sap processors will save a \$95 annual license fee and will be exempt from facility construction and sanitation requirements that apply to licensed food processing plants.

Wisconsin maple syrup producers through their state association have registered and testified in support of the maple sap processor exemption in this rule.

### ***Accommodation for Small Business***

This rule is designed to benefit certain small businesses, including certain maple sap processors, by exempting them from food processing plant licensing requirements. This rule will not have any significant adverse impact on small business.

To qualify for a license exemption under this rule, a small business must meet the food safety requirements prescribed in this rule. Those requirements are minimal requirements needed to protect public health and safety. DATCP will publish fact sheets about this rule and will make them available to affected small businesses.

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<sup>1</sup> This analysis includes, but is not limited to, a small business analysis (“regulatory flexibility analysis”) under ss. 227.114 and 227.19(3)(e), Stats.

*Conclusion*

This rule will benefit Wisconsin businesses, primarily certain small maple sap processors. This rule will not have a significant adverse effect on small businesses or other business.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2011

STATE OF WISCONSIN  
DEPARTMENT OF AGRICULTURE,  
TRADE AND CONSUMER PROTECTION

By \_\_\_\_\_  
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