

# State of Wisconsin



1995 Assembly Bill 303

Date of enactment: **December 1, 1995**  
Date of publication\*: **December 15, 1995**

## 1995 WISCONSIN ACT 95

AN ACT *to renumber and amend* 95.69 (1) (c); *to amend* 95.68 (2); and *to create* 95.68 (2m), 95.69 (1) (c) 3. and 95.69 (8m) of the statutes; **relating to:** exempting certain auctioneers from the requirement to obtain a livestock dealer license and exempting certain persons from the requirement to obtain a livestock market license.

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

**SECTION 1.** 95.68 (2) of the statutes is amended to read:

95.68 (2) LICENSE. No Except as provided in sub. (2m), no person may operate a livestock market without an annual license from the department. A livestock market license expires on June 30 annually. A separate license is required for every livestock market. A license is not transferable between persons or locations.

**SECTION 2.** 95.68 (2m) of the statutes is created to read:

95.68 (2m) EXCEPTION. A person is not required to obtain a license under sub. (2) to operate an occasional auction sale sponsored by a livestock breeder association or a youth agricultural organization if records of the transactions at the sale are maintained by an auctioneer registered under ch. 480 or by a livestock dealer licensed under s. 95.69.

**SECTION 3.** 95.69 (1) (c) of the statutes is renumbered 95.69 (1) (c) (intro.) and amended to read:

95.69 (1) (c) (intro.) "Livestock dealer" means a person who, as principal or agent, engages in the business of buying for resale or for slaughter, selling or exchanging

livestock. "Livestock dealer" does not include a any of the following:

1. A livestock dealer employe ~~or the~~.

2. The operator of a farm who sells livestock if the operator keeps them on the farm solely for dairy, breeding or feeding purposes and the operator is not otherwise engaged in the business of buying them for resale, slaughter, sale or exchange.

**SECTION 4.** 95.69 (1) (c) 3. of the statutes is created to read:

95.69 (1) (c) 3. An auctioneer registered under ch. 480 who conducts any of the following:

a. A farm sale at which no livestock is sold on a consignment basis.

b. A sale conducted at a state, county or district fair or a breeder association show.

c. A sale conducted by a youth agricultural organization.

**SECTION 5.** 95.69 (8m) of the statutes is created to read:

95.69 (8m) TRANSACTION RECORDS. An auctioneer registered under ch. 480 who sells livestock and who is not required to obtain a license under this section shall make records of the sales available to the department upon request for disease investigation purposes.

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\* Section 991.11, WISCONSIN STATUTES 1993-94: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].