

2003 DRAFTING REQUEST

Bill

Received: **01/14/2003**

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Walker**

This file may be shown to any legislator: **NO**

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Agriculture - animals**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

DOA:.....Walker - BB0353,

Topic:

Repeal pet breeder, dealer, kennel, and shelter regulations

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>
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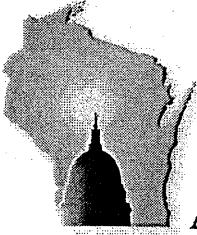
See Attached

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1/?	btradewe	1 cjs 1/15 03	COH 1/15	Cpt/pt 1/15			State

FE Sent For:

<END>



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT McCALLUM
GOVERNOR
GEORGE LIGHTBOURN
SECRETARY

Division of Executive Budget and Finance
Post Office Box 7864
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OK

Date: January 14, 2003

To: Stephen R. Miller, Chief
Legislative Reference Bureau

From: William D. Walker
Policy and Budget Analyst
ECR Team

W.D.W.

Subject: Biennial Budget Drafting Request
Agency 115 – Department of Agriculture, Trade and Consumer Protection
(DATCP)

Budget Office Request Title:

Repeal pet breeder, dealer, kennel and shelter regulations.

Request Description:

Repeal the provisions enacted in the 2001-03 biennial budget that established a program to regulate pet breeders, dealers, kennels and shelters except do not repeal any provisions that authorize the department or other state or local government official to respond to specific complaints or information regarding inhumane treatment of animals.

(It seems to me that the only section affected by this drafting request is s. 173.40 and that repealing that section would not affect the authority of humane officers or law enforcement officers from investigating cruelty complaints.)

SOON (in 1/15)

RCT:.....

cjs

DOA:.....Walker - BB0353, Repeal pet breeder, dealer, kennel, and shelter regulations

FOR 2003-05 BUDGET - NOT READY FOR INTRODUCTION

Do NOT Gen

1 AN ACT...; relating to: the budget.

Analysis by the Legislative Reference Bureau

AGRICULTURE ✓

Under current law, beginning on February 1, 2004, persons who breed and sell dogs or cats for resale (pet breeders), persons who operate pet stores selling mammals as pets (pet dealers), and persons who operate kennels and animal shelters are required to have licenses from DATCP. The law requires DATCP to inspect businesses for which licenses are required and to promulgate rules that specify requirements applicable to these businesses, including license fees and requirements for humane care to be provided by operators.

This bill repeals the law regulating pet breeders, pet dealers, kennels, and animal shelters. ✓

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 1. 20.115 (2) (j) of the statutes, as affected by 2001 Wisconsin Act 16,

3 is amended to read:

1 **20.115 (2) (j) Dog licenses, rabies control and related services.** The amounts in
 2 the schedule to provide dog license tags and forms under s. 174.07 (2), to perform
 3 other program responsibilities under ch. 174, to administer the rabies control
 4 program under s. 95.21, to help administer the rabies control media campaign and
 5 to carry out humane activities under s. 93.07 (1) and ch. 173. All moneys received
 6 under ss. 95.21 (9) (c), 173.27 and 174.09 (1) shall be credited to this appropriation.

NOTE: NOTE: Par. (j) is amended (ch. 2-1-04 by 2001 Wis. Act 16 to read: NOTE:

7 **(j) Dog licenses, rabies control, and related services.** All moneys received under ss. 95.21 (9) (c),
 8 173.27, ~~173.40~~, and 174.09 (1), to provide dog license tags and forms under s. 174.07 (2), to perform
 9 other program responsibilities under ch. 174, to administer the rabies control program under s.
 10 95.21, to help administer the rabies control media campaign, and to carry out activities under s.
 11 93.07 (11) and ch. 173.

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History: 1971 c. 125, 215; 1973 c. 90, 299, 333; 1975 c. 39 ss. 78m, 79, 79m, 79n, 732 (1); 1975 c. 224; 1975 c. 394 ss. 1, 27; 1977 c. 29 ss. 112 to 115v, 1650m (1), (4), 1654 (1); 1977 c. 87, 106, 181, 418; 1979 c. 34, 129, 221, 289, 335; 1981 c. 20, 66, 93, 283, 346, 357; 1983 a. 27, 132, 368; 1983 a. 410 ss. 5, 2202 (2); 1985 a. 7, 8, 29, 138, 153, 313; 1987 a. 27, 281, 354; 1987 a. 399 ss. 34 to 38, 38u; 1987 a. 403 s. 256; 1989 a. 31, 219, 227, 282, 284, 335, 336; 1991 a. 39, 269, 309, 315; 1993 a. 16, 166, 243, 437, 456, 497; 1995 a. 27, 42, 79, 460; 1997 a. 27, 192, 252, 264; 1999 a. 5, 9, 55, 185; 2001 a. 16, 38, 56, 103, 109.

12 **SECTION 2.** 173.40 of the statutes, as affected by 2001 Wisconsin Act 16, is
 13 repealed.

14 **SECTION 9404.** Effective dates; agriculture, trade and consumer
 15 protection.

16 (1) PET REGULATION. The treatment of sections 20.115 (2) (j) and 173.40 of the
 17 statutes takes effect on February 1, 2004.

18 (END)



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1502/1
RCT:cjs:cph

DOA:.....Walker – BB0353, Repeal pet breeder, dealer, kennel, and shelter regulations

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