

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2003 ASSEMBLY BILL 812**

1 **AN ACT** *to create* 95.36 (10) and 95.51 of the statutes; **relating to:** registration  
2 of livestock premises and granting rule-making authority.

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*Analysis by the Legislative Reference Bureau*

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

3 **SECTION 1.** 95.36 (10) of the statutes is created to read:

4 95.36 (10) If the owner of the animal has failed to comply with s. 95.51 (2).

5 **SECTION 2.** 95.51 of the statutes is created to read:

6 **95.51 Livestock premises registration. (1) DEFINITION.** In this section,  
7 “livestock” means bovine animals, equine animals, goats, poultry, sheep, swine,  
8 farm-raised deer, and any other kind of animal that the department identifies by  
9 rule for the purposes of this section.

1           **(2) REGISTRATION.** (a) Except as provided under sub. (3m), no person may do  
2 any of the following at a location in this state unless that person registers that  
3 location with the department:

4           1. Keep any bovine animals, equine animals, goats, sheep, swine, poultry, or  
5 farm–raised deer.

6           2. Keep any other kind of livestock that the department identifies by rule.

7           (b) A person shall register under par. (a) on a form provided by the department  
8 and shall provide all of the following information:

9           1. The registrant’s legal name and any trade names under which the registrant  
10 keeps livestock in this state.

11           2. The registrant’s business address.

12           3. The address of each location at which the registrant keeps livestock in this  
13 state.

14           4. The type of livestock kept at each location under subd. 3. and the type of  
15 livestock operation, using standards and guidelines from the national animal  
16 identification plan developed by the animal and plant health inspection service of the  
17 federal department of agriculture, to the extent practicable.

18           **(3) COORDINATION.** A person to whom sub. (2) applies may comply with sub. (2)  
19 as part of the registration process under s. 95.55 or 95.68 or the licensing process  
20 under s. 97.22.

21           **(3m) EXEMPTIONS.** The department may promulgate rules specifying  
22 exemptions from sub. (2), including exemptions based on the number or type of  
23 livestock kept by a person or on the type of locations where a person keeps livestock.

24           **(4) PREMISES CODE.** (a) The department shall assign a unique identification  
25 code to each location registered under sub. (2) (a). The department shall use a

1 uniform system to assign codes that is reasonably designed to facilitate animal  
2 health and disease control, interstate consistency, and interstate commerce. The  
3 department shall use a system that complies with any applicable standards  
4 established by the animal and plant health inspection service of the federal  
5 department of agriculture. The department shall use premises codes that are  
6 federally allocated for premises in this state.

7 (b) The department shall establish and maintain an electronic data base  
8 related to livestock premises in this state. The department shall include in the data  
9 base the premises code assigned to each location under par. (a) and the registration  
10 information under this section that is associated with that premises code. The  
11 department may include in the data base global positioning system coordinates and  
12 other information that the department considers appropriate.

13 **(5) CONFIDENTIALITY.** (a) Information that a person is required to provide to the  
14 department under sub. (2) is not subject to public inspection under s. 19.35. Except  
15 as provided in pars. (b) and (c), the department may not disclose information  
16 provided under sub. (2) to any other person or agency.

17 (b) Paragraph (a) does not apply to information that a person is required to  
18 provide to the department under other laws.

19 (c) The department may disclose information that a registrant provides under  
20 sub. (2) to any of the following:

21 1. A person to whom the registrant authorizes disclosure.

22 2. The animal and plant health inspection service of the federal department of  
23 agriculture, if the animal and plant health inspection service agrees not to disclose  
24 the information except in situations in which the department is authorized to  
25 disclose the information under subd. 1. or 4.

1           3. Any agent of the department under sub. (8).

2           4. Another person or agency if the department believes that the release is  
3 necessary to prevent or control disease or to protect public health, safety, or welfare.  
4 The department may disclose information under this subdivision subject to any  
5 confidentiality requirements that the department determines are appropriate under  
6 the circumstances.

7           (d) Any agent of the department under sub. (8) may not disclose information  
8 provided under sub. (2) except to a person to whom the registrant or the department  
9 authorizes disclosure.

10           **(6) FUNDING.** The department shall seek federal funding for the administration  
11 of this section.

12           **(7) RULES.** The department may promulgate rules for the administration of this  
13 section. The department shall promulgate rules to govern the release of aggregate  
14 information under this section by the department.

15           **(8) CONTRACT AGENT.** The department may contract with an agent to administer  
16 the registration program under this section on behalf of the department. The  
17 department may not authorize an agent to release aggregate information under this  
18 section.

19           **SECTION 3. Nonstatutory provisions.**

20           **(1) FUNDING PROPOSAL.** The department of agriculture, trade and consumer  
21 protection shall include in its budget request under section 16.42 of the statutes for  
22 the 2005–07 biennial budget bill a proposal for funding the program under section  
23 95.51 of the statutes, as created by this act.

