

2007 DRAFTING REQUEST

Bill

Received: 03/22/2007

Received By: btradewe

Wanted: As time permits

Identical to LRB:

For: Alvin Ott (608) 266-5831

By/Representing: Erin Ruby

This file may be shown to any legislator: NO

Drafter: btradewe

May Contact:

Addl. Drafters:

Subject: Agriculture - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Ott@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Assessment on corn producers

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>
/?	btradewe 03/23/2007	jdye 03/27/2007		_____			State
/1			sherritz 03/27/2007	_____	sbasford 03/27/2007 mbarman 05/01/2007	cduerst 05/01/2007	

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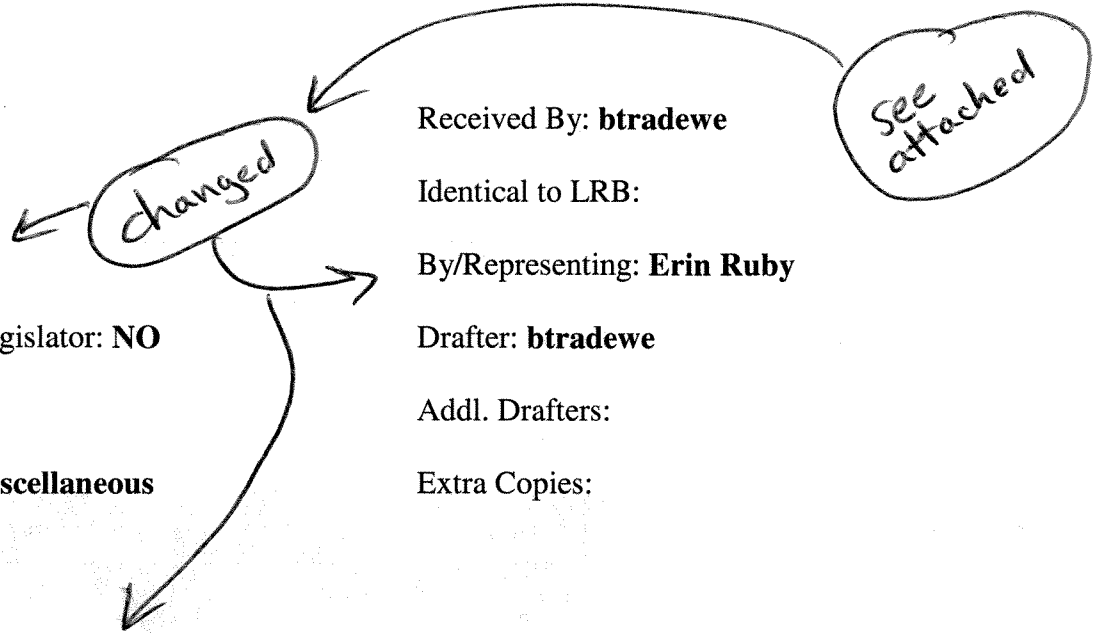
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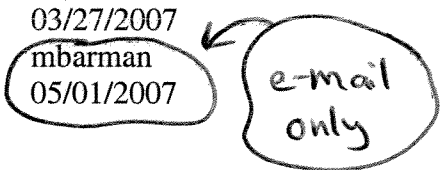
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				_____	mbarman 05/01/2007		



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Received: **03/22/2007**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Eugene Hahn (608) 266-3404**

By/Representing: **Michael Austin**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Agriculture - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Hahn@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Assessment on corn producers

Instructions:

See Attached

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<END>

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Wanted: As time permits

Identical to LRB:

For: Eugene Hahn (608) 266-3404

By/Representing: Michael Austin

This file may be shown to any legislator: NO

Drafter: btradewe

May Contact:

Addl. Drafters:

Subject: Agriculture - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Hahn@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

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Topic:

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/?	btradewe	1 ³ / ₂₇ jld	dh 3/27	dh/og 3/27			

FE Sent For:

<END>

Tradewell, Becky

From: Austin, Michael
Sent: Thursday, March 22, 2007 2:59 PM
To: Tradewell, Becky
Subject: Drafting Request

Hi Becky.

If you would please drafting a bill for Rep. Hahn with the following:

For a five year period, the Wisconsin corn check off would increase from 1/10 cent per bushel to 1/2 cent per bushel. During this period the right to refund would remain available. During the 4th year, if 10 percent of the affected producers petitioned for a referendum to continue the increased rate, a referendum to continue the increased rate, a referendum would be held, if not the increase would stay in place for the future. Any producer would get a refund if requested.

Please call me at 266-3404 if you have any questions. Thanks.

**Michael Austin
Office of Rep. Eugene Hahn
(608) 266-3404**

Tradewell, Becky

From: Austin, Michael
Sent: Friday, March 23, 2007 9:20 AM
To: Tradewell, Becky
Subject: RE: Drafting Request

Sorry I copied this from another sheet.

Allow a referendum if 10 percent of affected producers petition for it. In other words if producers after 4 years do not like this, it would only take 10% of them to sign a petition to put it to a vote among all producers.

If they do not ask for the referendum after the fourth year the increased rate would continue.

Hope that helps. Please call me if you need further clarification.

From: Tradewell, Becky
Sent: Friday, March 23, 2007 9:02 AM
To: Austin, Michael
Subject: RE: Drafting Request

Michael,

Do you want to require a referendum in order to keep the increased rate or a referendum in order to end the increased rate?

Becky

From: Austin, Michael
Sent: Thursday, March 22, 2007 2:59 PM
To: Tradewell, Becky
Subject: Drafting Request

Hi Becky.

If you would please drafting a bill for Rep. Hahn with the following:

For a five year period, the Wisconsin corn check off would increase from 1/10 cent per bushel to 1/2 cent per bushel. During this period the right to refund would remain available. During the 4th year, if 10 percent of the affected producers petitioned for a referendum to continue the increased rate, a referendum to continue the increased rate, a referendum would be held, if not the increase would stay in place for the future. Any producer would get a refund if requested.

Please call me at 266-3404 if you have any questions. Thanks.

Michael Austin
Office of Rep. Eugene Hahn
(608) 266-3404

2310/1

JLD

2007

2005 BILL

LPS-
PWF ✓
please

Regen

1

AN ACT to amend 96.17 (1); and to create 96.11 (3) of the statutes; relating to:

2

an assessment on growers that sell corn and granting rule-making authority

Analysis by the Legislative Reference Bureau

Current law authorizes the creation of marketing orders for agricultural commodities, such as fruit, grain, and milk. A marketing order is issued by the secretary of agriculture, trade and consumer protection and takes effect upon the approval of producers of the agricultural commodity through a referendum. A marketing order may provide for market research and development, for research to improve production, and for programs to educate producers of the agricultural commodity or the public. Every marketing order must establish a marketing board, which carries out the activities under the marketing order. The activities of a marketing board are financed with assessments paid by producers. Under current law, a marketing order may allow a producer that does not favor the activities under the marketing order to obtain a rebate of the assessments paid by the producer. There is currently a marketing order for corn (other than sweet corn). The current marketing order for corn allows growers to obtain rebates.

This bill establishes an additional assessment of 0.4 cents per bushel that must be paid by corn growers who are required to pay the assessment under the marketing order for corn. The bill requires the marketing board for corn, known as the Corn Promotion Board, to use the proceeds of this assessment for the purposes of the marketing order. The bill allows a producer to obtain a rebate of the assessment imposed under the bill. The bill specifies that the 0.4 cent per bushel assessment ends on June 30, 2012, if corn producers approve a referendum to end the assessment.

*

2012

provides for an assessment of 0.1 cent per bushel and

BILL

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:

SECTION 1. 96.11 (3) of the statutes is created to read:

96.11 (3) (a) 1. ^{Except as provided under par. (c)} corn producer who sells corn that is subject to the assessment levied under sub. (1) under the marketing order for corn shall pay an additional assessment of 0.4 cents per bushel, to be collected and remitted to the marketing board in the manner provided in the marketing order for the assessment under sub. (1).

2. If the marketing order for corn provides for rebates under s. 96.13 (2), a producer to whom subd. 1. applies may obtain a rebate of the assessment paid under subd. 1. in the manner provided in the marketing order for obtaining a rebate of the assessment levied under sub. (1).

(b) The marketing board for corn shall use the moneys received under par. (a) for the purposes of the marketing order for corn.

(c) 1. The assessment under par. (a) does not apply after June 30, 2012, if a referendum to terminate the assessment is approved by affected producers. The department shall promulgate rules specifying the method for determining whether to conduct a referendum and the voting requirement for determining whether the referendum is approved.

2. If the marketing order for corn is terminated, pars. (a) and (b) do not apply.

SECTION 2. 96.17 (1) of the statutes is amended to read:

96.17 (1) Any due and payable assessment levied under a marketing order or under s. 96.11 (3) (a) and every sum due under either a marketing order or agreement

^{add} The department shall conduct a referendum on whether to terminate the assessment under par. (a) if 10 percent of the producers who sell corn that is subject to the assessment levied under sub. (1) petition for a referendum.

after June 30, 2011, and before January 1, 2012,

BILL

1 in a specified amount shall constitute a personal debt of every person so assessed or
2 who is otherwise liable and the same sum shall be due and payable to the secretary
3 or the marketing board according to the terms and conditions of the marketing order
4 or agreement. In the event any person fails to pay the full amount of such assessment
5 or such other sum on or before the due date, the secretary may add to such unpaid
6 assessment or sum an amount not exceeding 10% of the amount due to defray the cost
7 of enforcing collection. In the event any person fails to pay any due and payable
8 assessment or sum, the secretary may bring a civil action against such person for
9 collection, together with the above specified 10%.

SECTION 3. Effective date.

10
11 (1) This act takes effect on the first day of the 4th month beginning after
12 publication. ✓

13 (END)

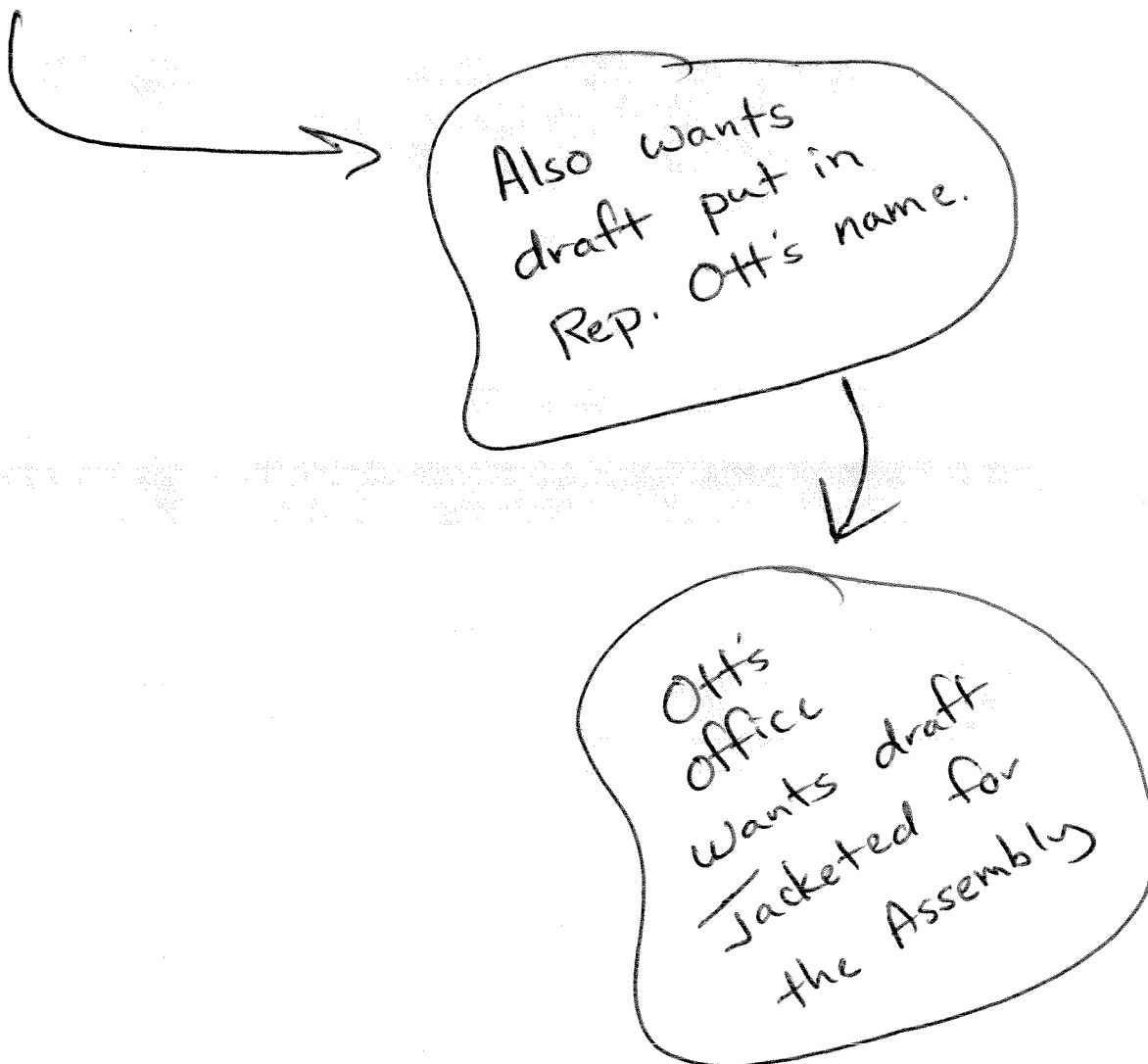
Duerst, Christina

From: Austin, Michael
Sent: Tuesday, May 01, 2007 2:05 PM
To: LRB.Legal
Cc: Ruby, Erin; Tradewell, Becky
Subject: LRB-2310/1

Please release LRB 2310/1 to Representative Ott's Office.

Thank you.

Mike Austin
Office of Rep. Eugene Hahn
(608) 266-3404



Duerst, Christina

From: Ruby, Erin
Sent: Tuesday, May 01, 2007 2:35 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-2310/1 Topic: Assessment on corn producers

Please Jacket LRB 07-2310/1 for the ASSEMBLY.