



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2009 Assembly Bill 229

Senate Amendment 1

Memo published: January 25, 2010

Contact: Larry Konopacki, Staff Attorney (267-0683)

2009 Assembly Bill 229 would provide an exemption from the requirement that a food processor obtain a food processing plant license from the Department of Agriculture, Trade, and Consumer Protection (DATCP) for the sale of home-prepared and home-canned pickles or other acidic fruits or vegetables at a community or social event or a farmers' market by a person who receives less than \$5,000 per year from the sale of the food products and who complies with requirements concerning notice and labeling.

The bill would also require DATCP to encourage people to undergo training relating to the preparation and canning of foods and to have their recipes and processes reviewed by an authority on this subject. The bill also would require DATCP, in cooperation with the University of Wisconsin-Extension, to attempt to maximize the availability of information and technical services and support for persons who wish to home-prepare and home-can this type of food product.

Senate Amendment 1 to Assembly Bill 229 would require the other canned vegetables or fruits that would be exempt from food processing plant licensure under the bill to be "processed." The amendment would also require that the product label include information stating that the product was home-canned and not subject to state licensing or inspection, a list of ingredients in descending order of prominence including specific listing, by common name, of certain potential allergens.

Legislative History

Senate Amendment 1 was introduced and recommended for adoption by the Senate Committee on Agriculture and Higher Education on January 13, 2010, by votes of Ayes, 5; Noes, 0, and Assembly Bill 229 was recommended for concurrence as amended by a vote of Ayes, 5; Noes, 0.

The Senate adopted Senate Amendment 1 and concurred in Assembly Bill 229, as amended, on January 21, 2010, on voice votes.

LAK:ksm