2013 DRAFTING REQUEST

Bill								
Receiv	Received: 2/11/2013				Received By:	btradewe		
Wante	d:	As time permits				Same as LRB:		
For:		Agricult.	Trade an	d Cons. Prot.		By/Representing:	David Meany	
May C	ontact:					Drafter:	btradewe	
Subjec	t:	Agricultu	re - food	safety		Addl. Drafters:		
						Extra Copies:		
Submit via email: Requester's email: Carbon copy (CC) to: Carbon copy (CC) to: Carbon copy (CC) to: Carbon copy (CC) to: Cheryl.Daniels@wisconsin.gov								
Pre To	pic:							
No spe	ecific pro	e topic give	en					
Topic:	;							
Licens	ing fees	for new for	ood busine	sses				
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Vers.	Drafted	<u>i</u> <u>F</u>	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required
/?	btradev 3/28/20							
/1	btradev 9/11/20		scalvin 4/4/2013	phenry 4/4/2013		srose 4/4/2013		State

jmurphy 9/17/2013

mbarman

9/17/2013

mbarman

9/17/2013

State

/2

btradewe

9/24/2013

scalvin

9/17/2013

LRB-1578 9/24/2013 12:31:32 PM Page 2

Vers. Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required
/3	kfollett 9/24/2013	jfrantze 9/24/2013		sbasford 9/24/2013	sbasford 9/24/2013	State

FE Sent For:

<END>

→ At Intro.

State

mbarman

9/17/2013

2013 DRAFTING REQUEST

Bill								
Receiv	red:	2/11/2013				Received By:	btradewe	
Wante	d:	As time po	ermits			Same as LRB:		
For:		Agricult.	Trade and	Cons. Prot.		By/Representing:	David Meany	
May C	ontact:					Drafter:	btradewe	
Subjec	t:	Agricultu	re - food sa	afety		Addl. Drafters:		
						Extra Copies:		
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9/17/2013

LRB-1578 9/24/2013 12:28:27 PM Page 2

Vers. Drafted	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required
/3	kfollett 9/24/2013	jfrantze 9/24/2013		sbasford 9/24/2013		State

FE Sent For:

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2013 DRAFTING REQUEST

Bill					•			
Received: 2/11/2013				Received By: btradewe				
Wante	Wanted: As time permits				Same as LRB:			
For: Agricult. Trade and Cons. Prot.					By/Representing:	David Meany		
May Contact:						Drafter:	btradewe	
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						Extra Copies:		
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Licens	sing fees	for new food	business	es				
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FE Sent For:

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2013 DRAFTING REQUEST

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May C	Contact:]	Drafter:	btradewe	
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					Extra Copies:		
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FE Sent For:

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2013 DRAFTING REQUEST

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For:	A	Agricult. Trade and Cons. Prot.				By/Representing:	David Meany	
May C	Contact:					Drafter:	btradewe	
Subjec	et: A	griculture -	food sa	fety		Addl. Drafters:		
						Extra Copies:		
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Licens	sing fees fo	or new food b	ousiness	ses				
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jmurphy 9/17/2013

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scalvin

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FE Sent For:

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2013 DRAFTING REQUEST

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Received:	2/11/2013		Received By:	btradewe
Wanted:	As time perm	its	Same as LRB:	
For:	Agricult. Tra	de and Cons. Prot.	By/Representing:	David Meany
May Contact:			Drafter:	btradewe
Subject:	Agriculture -	food safety	Addl. Drafters:	
Submit via en Requester's er Carbon copy (mail:	YES David.Meany@wisconsin.go Keeley.Moll@wisconsin.gov	Extra Copies: v	Place jacket
Pre Topic:				
No specific pr	re topic given			
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Licensing fee	s for new food	businesses		
Instructions:				
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Submitted

srose

4/4/2013

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Vers. Drafted

FE Sent For:

btradewe 3/28/2013

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2013 DRAFTING REQUEST

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Received:

2/11/2013

Received By:

btradewe

Wanted:

As time permits

Same as LRB:

For:

Agricult. Trade and Cons. Prot.

By/Representing: David Meany

May Contact:

Drafter:

btradewe

Subject:

Agriculture - food safety

Addl. Drafters:

Extra Copies:

Submit via email:

YES

Requester's email:

David.Meany@wisconsin.gov

Carbon copy (CC) to:

Keeley.Moll@wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Licensing fees for new food businesses

Instructions:

See attached

Drafting History:

Vers. Drafted

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Proofed

Submitted

<u>Jacketed</u>

Required

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FE Sent For:

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Wisconsin Department of Agriculture, Trade and Consumer Protection

PROPOSAL FOR LEGISLATIVE ACTION

Date: February 8, 2013

Working Title of Act: Fair Licensing Fees for New Food Businesses

Statute Sections affected by action: Dairy plants, s. 97.20, Wis. Stats.; Food warehouses, s. 97.27, Wis. Stats.; Food processing plants, s. 97.29, Wis. Stats.; Retail food establishments, s. 97.30, Wis. Stats.; and Compulsory inspection of animals, poultry and carcasses, s. 97.42, Wis. Stats.

Description of action, *i.e.* create new section; amend existing section, repeal and recreate existing section: Amend ss. 97.20(2)(a), 97.27(2), 97.29(2)(a), 97.30(2)(a), and 97.42(2)(a), Wis. Stats.

Plain-language description of what action does: This statutory change would extend the licensing period from one year to up to 15 months for new food processing plants, dairy plants, retail food establishments, food warehouses, and meat establishments receiving an initial food license within three months prior to the license's annual expiration date. Each food-related license administered by Wisconsin's Department of Agriculture, Trade and Consumer Protection (DATCP) expires annually on a specified date. For example, all food processing plant licenses expire on March 31st each year and all retail food establishment licenses expire on June 30th.

Maintaining a single expiration date for each license type simplifies the licensing renewal process and minimizes licensing administration costs. New owners of food-related businesses must pay the full annual license fee when they apply for a new license and then must renew the license and pay the annual fee for the following year's license on the expiration date. License fees are not prorated for establishments that are in business for a partial year. Business owners that apply for a new license for a food establishment shortly before the license expiration date are responsible for paying the total, non-prorated annual fee for the remaining portion of the year they establish the business, as well as the renewal fee once the license expires. If adopted, this proposal would create a statutory requirement that new licenses issued within three months of a license expiration date will be valid until the expiration date of the following year, for a maximum of 15 months beginning on the date a license is issued. This would be a one-time exemption for new licenses only.

Relationship of this action to any relevant federal laws or regulations: There is no relationship to federal laws and regulations. Food processing plants, dairy plants, food warehouses, and state-inspected meat and poultry plants are licensed by the state. Retail food establishments are licensed at either the state or local level. Food processing plants, dairy plants, and food warehouses are required to register as food facilities with the US Food and Drug Administration, but there is no fee associated with this registration.

Fiscal effect on WDATCP: This action will result in a small decrease in fee revenue which will be offset by a slight reduction in administrative time spent on processing license renewals. We anticipate 50 - 100 new licenses each year would benefit from this fee change.

Statutory changes:

Sections 97.20(2)(a), 97.27(2), 97.29(2)(a), 97.30(2)(a), and 97.42(2)(a), Wis. Stats. would be amended as follows:

97.20(2) DAIRY PLANT LICENSE.

(a)License requirement. Except as provided in par. (e), no person, including this state, may operate a dairy plant without a valid license issued by the department for that dairy plant. A dairy plant license expires on April 30 annually and is not transferable between persons or locations. A new license issued on or after January 30th will expire on April 30th of the following year.

97.27(2) LICENSE REQUIRED. No person may operate a food warehouse without a valid license issued by the department for the food warehouse. A food warehouse license expires on June 30 annually. A new license issued on or after March 30th will expire on June 30th of the following year. Every food warehouse shall have a separate license. A license is not transferable between persons or food warehouse locations. Application for a license shall be made on a form provided by the department and shall be accompanied by applicable fees required under sub. (3). An application shall include information reasonably required by the department for licensing purposes.

97.29(2) LICENSE.

(a) Requirement. Except as provided under par. (b), no person may operate a food processing plant without a valid license issued by the department for that food processing plant. A license expires on March 31 annually. A new license issued on or after January 1st will expire on March 31st of the following year. Each food processing plant shall have a separate license. A license is not transferable between persons or locations. Application for a license shall be made on a form provided by the department and be accompanied by the applicable fees required under sub. (3). An applicant shall identify the categories of food processing activities which the applicant proposes to conduct at the food processing plant. An application shall include additional information which may reasonably be required by the department for licensing purposes.

97.30(2) LICENSE.

(a) Requirement. Except as provided under par. (b), no person may operate a retail food establishment without a valid license issued by the department or an agent city or county. Licenses expire on June 30 annually. A new license issued on or after March 30th will expire on June 30th of the following year. Each retail food establishment shall have a separate license. A license is not transferable between persons or establishments. Application for a license shall be made on a form provided by the department, or by the agent city or county, and be accompanied by the applicable fees required under sub. (3) or s. 97.41. An application shall indicate whether food processing is conducted at the establishment and shall specify the nature of any food processing activities. An application shall include other information reasonably required by the department, or by the agent city or county, for licensing purposes.

97.42(2) LICENSE; CERTIFICATE OF REGISTRATION.

(a) No person may operate an establishment as defined in sub. (1) (d) without a valid license issued by the department for each such establishment. That license expires on June 30 annually. A new license issued on or after March 30th will expire on June 30th of the following year. No license may be issued unless the applicant has complied with the requirements of this section. The annual license fee is \$200,

except the annual license fee shall be \$80 for those establishments engaged only in slaughtering uninspected animals or poultry or processing uninspected meat as a custom service, and not in other operations subject to a license under this section. No person may be required to obtain a license under s. 97.29 or 97.30 for activities licensed under this section or which is inspected under 21 USC 451 to 695.



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State of Misconsin 2013 - 2014 LEGISLATURE

In 3/29



2013 BILL

Pusy

AN ACT ...; relating to: licenses for new dairy plants, food warehouses, food

processing plants, retail food establishments, and meat establishments.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Agriculture, Trade and Consumer Protection issues annual licenses for dairy plants, food warehouses, food processing plants, retail food establishments, and meat establishments (places where animals are slaughtered for human consumption or where meat is processed). An applicant for a license must pay an annual license fee. There is a uniform expiration date for each kind of facility, for example, all dairy plant licenses expire on April 30. When a license is issued for a new facility during a license year, the license is valid only until the uniform expiration date, that is, for less than one year.

Under this bill, if a license for a new dairy plant, food warehouse, food processing plant, retail food establishment, or meat establishment is issued within three months of the uniform expiration date for the kind of facility, the license is valid until the uniform expiration date in the next calendar year, that is, for up to 15 months.

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

SECTION 1. 97.20 (2) (a) of the statutes is amended to read:

97.20 (2) (a) License requirement. Except as provided in par. (e), no person, including this state, may operate a dairy plant without a valid license issued by the department for that dairy plant. A dairy plant license expires on April 30 annually and, except that a license issued for a new dairy plant on or after January 30 but before May 1 expires on April 30 of the following year. A dairy plant license is not transferable between persons or locations.

History: 1971 c. 125, 156, 211; 1975 c. 39, 199; 1937 c. 203 s. 106; 1979 c. 257; 1983 a. 189, 203; 1987 a. 27, 399; 1989 a. 31, 174; 1991 a. 39, 269; 1993 a. 27; 2001 a. 16; 2011 a. 195.

SECTION 2. 97.27 (2) of the statutes is amended to read:

97.27 (2) LICENSE REQUIRED. No person may operate a food warehouse without a valid license issued by the department for the food warehouse. A food warehouse license expires on June 30 annually, except that a license issued for a new food warehouse on or after March 30 but before July 1 expires on June 30 of the following year. Every food warehouse shall have a separate license. A license is not transferable between persons or food warehouse locations. Application for a license shall be made on a form provided by the department and shall be accompanied by applicable fees required under sub. (3). An application shall include information reasonably required by the department for licensing purposes.

History: 1987 a. 399; 1989 a. 174; 1991 a. 39, 210 1999 a. 83.

SECTION 3. 97.29 (2) (a) of the statutes is amended to read:

97.29 (2) (a) Requirement. Except as provided under par. (b), no person may operate a food processing plant without a valid license issued by the department for that food processing plant. A license expires on March 31 annually, except that a license issued for a new food processing plant on or after January 30 but before May 1 expires on April 30 of the following year. Each food processing plant shall have a separate license. A license is not transferable between persons or locations.

Application for a license shall be made on a form provided by the department and be accompanied by the applicable fees required under sub. (3). An applicant shall identify the categories of food processing activities which the applicant proposes to conduct at the food processing plant. An application shall include additional information which may reasonably be required by the department for licensing purposes.

History: 1987 a. 399; 1989 a. 31; 1989 a. 56 s. 25 1991 a. 39; 1993 a. 27, 264; 1995 a. 460; 1997 a. 27; 2001 a. 16; 2009 a. 101.

SECTION 4. 97.30 (2) (a) of the statutes is amended to read:

97.30 (2) (a) Requirement. Except as provided under par. (b), no person may operate a retail food establishment without a valid license issued by the department or an agent city or county. Licenses expire on June 30 annually, except that a license issued for a new retail food establishment on or after March 30 but before July 1 expires on June 30 of the following year. Each retail food establishment shall have a separate license. A license is not transferable between persons or establishments. Application for a license shall be made on a form provided by the department, or by the agent city or county, and be accompanied by the applicable fees required under sub. (3) or s. 97.41. An application shall indicate whether food processing is conducted at the establishment and shall specify the nature of any food processing activities. An application shall include other information reasonably required by the department, or by the agent city or county, for licensing purposes.

History: 1987 a. 399; 1989 a. 174; 1991 a. 39, 210, 1993 a. 16, 27, 264, 491; 1995 a. 27 ss. 3599, 9126 (19); 1997 a. 27; 1999 a. 9; 2007 a. 20 s. 9121 (6) (a). SECTION 5. 97.42 (2) (a) of the statutes is amended to read:

97.42 (2) (a) No person may operate an establishment as defined in sub. (1) (d) without a valid license issued by the department for each such establishment. That license expires on June 30 annually, except that a license issued for a new establishment on or after March 30 but before July 1 expires on June 30 of the

SECTION 5

following year. No license may be issued unless the applicant has complied with the requirements of this section. The annual license fee is \$200, except the annual license fee shall be \$80 for those establishments engaged only in slaughtering uninspected animals or poultry or processing uninspected meat as a custom service, and not in other operations subject to a license under this section. No person may be required to obtain a license under s. 97.29 or 97.30 for activities licensed under this section or which is inspected under 21 USC 451 to 695.

History: 1971 c. 270 s. 104; 1973 c. 206; 1975 c. 308, 421; 1977 c. 196 s. 131; 1977 c. 216, 365; 1979 c. 110, 154; 1981 c. 314; 1983 a. 189, 261; 1983 a. 500 s. 44; 1985 a. 29; 1987 a. 399; 1989 a. 174; 1991 a. 39, 175, 269; 1993 a. 16, 27, 144, 492; 1995 a. 79, 225; 1999 a. 9, 185; 2001 a. 56.

(END)

Tradewell, Becky

From:

Daniels, Cheryl F - DATCP < Cheryl Daniels@wisconsin.gov>

Sent:

Wednesday, September 11, 2013 2:15 PM

To:

Tradewell, Becky

Cc:

Moll, Keeley A - DATCP; Meany, David V - DATCP; Ingham, Steve C - DATCP

Subject:

LRB 1578/1 Licensing periods

Attachments:

13-1578_1 (2).pdf

Becky,

There is one modification that needs to be made to the attached draft. There is one correction to make in Section 3 for s. 97.29, Stats. There are wrong dates for the period of license coverage. It should read "A license expires on March 31 annually, except that a license issued for a new food processing plant on or after January 1 but before April 1 expires on March 31 of the following year."

Otherwise, this one is also good to go. Thank you very much for your work on all of these. Cheryl

Cheryl Furstace Daniels
Assistant Legal Counsel
Wisconsin Department of Agriculture,
Trade and Consumer Protection and
Livestock Facility Siting Review Board
2811 Agriculture Dr., Madison WI 53708-8911
608-224-5026



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State of Misconsin 2013 - 2014 LEGISLATURE

500N (M 9/11)



2013 BILL

see p 2

N ACT - gen vat

AN ACT to amend 97.20 (2) (a), 97.27 (2), 97.29 (2) (a), 97.30 (2) (a) and 97.42 (2)

(a) of the statutes; **relating to:** licenses for new dairy plants, food warehouses,

food processing plants, retail food establishments, and meat establishments.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Agriculture, Trade and Consumer Protection issues annual licenses for dairy plants, food warehouses, food processing plants, retail food establishments, and meat establishments (places where animals are slaughtered for human consumption or where meat is processed). An applicant for a license must pay an annual license fee. There is a uniform expiration date for each kind of facility, for example, all dairy plant licenses expire on April 30. When a license is issued for a new facility during a license year, the license is valid only until the uniform expiration date, that is, for less than one year.

Under this bill, if a license for a new dairy plant, food warehouse, food processing plant, retail food establishment, or meat establishment is issued within three months of the uniform expiration date for the kind of facility, the license is valid until the uniform expiration date in the next calendar year, that is, for up to 15 months.

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

BILL

×

SECTION 1. 97.20 (2) (a) of the statutes is amended to read:

97.20 (2) (a) License requirement. Except as provided in par. (e), no person, including this state, may operate a dairy plant without a valid license issued by the department for that dairy plant. A dairy plant license expires on April 30 annually and, except that a license issued for a new dairy plant on or after January 30 but before May 1 expires on April 30 of the following year. A dairy plant license is not transferable between persons or locations.

SECTION 2. 97.27 (2) of the statutes is amended to read:

97.27 (2) LICENSE REQUIRED. No person may operate a food warehouse without a valid license issued by the department for the food warehouse. A food warehouse license expires on June 30 annually, except that a license issued for a new food warehouse on or after March 30 but before July 1 expires on June 30 of the following year. Every food warehouse shall have a separate license. A license is not transferable between persons or food warehouse locations. Application for a license shall be made on a form provided by the department and shall be accompanied by applicable fees required under sub. (3). An application shall include information reasonably required by the department for licensing purposes.

SECTION 3. 97.29 (2) (a) of the statutes is amended to read:

operate a food processing plant without a valid license issued by the department for that food processing plant. A license expires on March 31 annually, except that a license issued for a new food processing plant on or after January 30 but before May 1 expires on Morel 31 annually. Each food processing plant shall have a separate license. A license is not transferable between persons or locations.

Application for a license shall be made on a form provided by the department and be

accompanied by the applicable fees required under sub. (3). An applicant shall identify the categories of food processing activities which the applicant proposes to conduct at the food processing plant. An application shall include additional information which may reasonably be required by the department for licensing purposes.

SECTION 4. 97.30 (2) (a) of the statutes is amended to read:

97.30 (2) (a) Requirement. Except as provided under par. (b), no person may operate a retail food establishment without a valid license issued by the department or an agent city or county. Licenses expire on June 30 annually, except that a license issued for a new retail food establishment on or after March 30 but before July 1 expires on June 30 of the following year. Each retail food establishment shall have a separate license. A license is not transferable between persons or establishments. Application for a license shall be made on a form provided by the department, or by the agent city or county, and be accompanied by the applicable fees required under sub. (3) or s. 97.41. An application shall indicate whether food processing is conducted at the establishment and shall specify the nature of any food processing activities. An application shall include other information reasonably required by the department, or by the agent city or county, for licensing purposes.

SECTION 5. 97.42 (2) (a) of the statutes is amended to read:

97.42 (2) (a) No person may operate an establishment as defined in sub. (1) (d) without a valid license issued by the department for each such establishment. That license expires on June 30 annually, except that a license issued for a new establishment on or after March 30 but before July 1 expires on June 30 of the following year. No license may be issued unless the applicant has complied with the requirements of this section. The annual license fee is \$200, except the annual

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license fee shall be \$80 for those establishments engaged only in slaughtering uninspected animals or poultry or processing uninspected meat as a custom service, and not in other operations subject to a license under this section. No person may be required to obtain a license under s. 97.29 or 97.30 for activities licensed under this section or which is inspected under 21 USC 451 to 695.

6 (END)

Barman, Mike

From:

Barman, Mike

Sent:

Friday, September 20, 2013 9:22 AM

To:

Tradewell, Becky

Cc:

Daniels, Cheryl F - DATCP

Subject:

RE: Bills (already jacketed)

When I went to pull the files to jacket the drafts attached to Cheryl's email (09/20/2013) I discovered that LRB-3137 had already been jacketed for the Senate and LRB-1574 and LRB-1578 had already been jacketed for the Assembly (per RCT's instructions). Both are ready for pick-up.

From: Barman, Mike

Sent: Friday, September 20, 2013 9:08 AM

To: Tradewell, Becky

Cc: Daniels, Cheryl F - DATCP

Subject: FW: Bills

Becky & Cheryl,

We will go ahead and jacket these three drafts for the Senate ... they will be ready for pick-up later this morning.

Have companion bills (duplicate drafts with new LRB numbers) been drafted? The companions should be tagged to be jacketed for the Assembly.

Thanks,

Mike Barman (Lead Program Assistant)

State of Wisconsin - Legislative Reference Bureau - Legal Section - Front Office 1 East Main Street, Suite 200, Madison, WI 53703 (608) 266-3561 / mike.barman@legis.wisconsin.gov

From: Daniels, Cheryl F - DATCP [mailto:Cheryl.Daniels@wisconsin.gov]

Sent: Friday, September 20, 2013 8:57 AM

To: LRB.Legal

Cc: Moll, Keeley A - DATCP; Ingham, Steve C - DATCP; Meany, David V - DATCP

Subject: Bills

We believe all of these are fine for jacketing. Again, we would like them jacketed for both houses. Thank you very much.

Cheryl Furstace Daniels Assistant Legal Counsel Wisconsin Department of Agriculture, Trade and Consumer Protection and Livestock Facility Siting Review Board 2811 Agriculture Dr., Madison WI 53708-8911 608-224-5026



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State of Misconsin 2013 - 2014 LEGISLATURE

Thurs, 9/26





(USI)

AN ACT to amend 97.20 (2) (a), 97.27 (2), 97.29 (2) (a), 97.30 (2) (a) and 97.42 (2)

(a) of the statutes; relating to: licenses for new dairy plants, food warehouses,

food processing plants, retail food establishments, and meat establishments.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Agriculture, Trade and Consumer Protection issues annual licenses for dairy plants, food warehouses, food processing plants, retail food establishments, and meat establishments (places where animals are slaughtered for human consumption or where meat is processed). An applicant for a license must pay an annual license fee. There is a uniform expiration date for each kind of facility, for example, all dairy plant licenses expire on April 30. When a license is issued for a new facility during a license year, the license is valid only until the uniform expiration date, that is, for less than one year.

Under this bill, if a license for a new dairy plant, food warehouse, food processing plant, retail food establishment, or meat establishment is issued within three months of the uniform expiration date for the kind of facility, the license is valid until the uniform expiration date in the next calendar year, that is, for up to 15 months.

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. 97.20 (2) (a) of the statutes is amended to read:

97.20 (2) (a) License requirement. Except as provided in par. (e), no person, including this state, may operate a dairy plant without a valid license issued by the department for that dairy plant. A dairy plant license expires on April 30 annually and, except that a license issued for a new dairy plant on or after January 30 but before May 1 expires on April 30 of the following year. A dairy plant license is not transferable between persons or locations.

SECTION 2. 97.27 (2) of the statutes is amended to read:

97.27 (2) LICENSE REQUIRED. No person may operate a food warehouse without a valid license issued by the department for the food warehouse. A food warehouse license expires on June 30 annually, except that a license issued for a new food warehouse on or after March 30 but before July 1 expires on June 30 of the following year. Every food warehouse shall have a separate license. A license is not transferable between persons or food warehouse locations. Application for a license shall be made on a form provided by the department and shall be accompanied by applicable fees required under sub. (3). An application shall include information reasonably required by the department for licensing purposes.

Section 3. 97.29 (2) (a) of the statutes is amended to read:

97.29 (2) (a) Requirement. Except as provided under par. (b), no person may operate a food processing plant without a valid license issued by the department for that food processing plant. A license expires on March 31 annually, except that a license issued for a new food processing plant on or after January 30 but before April 1 expires on March 31 of the following year. Each food processing plant shall have a separate license. A license is not transferable between persons or locations. Application for a license shall be made on a form provided by the department and be

accompanied by the applicable fees required under sub. (3). An applicant shall identify the categories of food processing activities which the applicant proposes to conduct at the food processing plant. An application shall include additional information which may reasonably be required by the department for licensing purposes.

SECTION 4. 97.30 (2) (a) of the statutes is amended to read:

97.30 (2) (a) Requirement. Except as provided under par. (b), no person may operate a retail food establishment without a valid license issued by the department or an agent city or county. Licenses expire on June 30 annually, except that a license issued for a new retail food establishment on or after March 30 but before July 1 expires on June 30 of the following year. Each retail food establishment shall have a separate license. A license is not transferable between persons or establishments. Application for a license shall be made on a form provided by the department, or by the agent city or county, and be accompanied by the applicable fees required under sub. (3) or s. 97.41. An application shall indicate whether food processing is conducted at the establishment and shall specify the nature of any food processing activities. An application shall include other information reasonably required by the department, or by the agent city or county, for licensing purposes.

Section 5. 97.42 (2) (a) of the statutes is amended to read:

97.42 (2) (a) No person may operate an establishment as defined in sub. (1) (d) without a valid license issued by the department for each such establishment. That license expires on June 30 annually, except that a license issued for a new establishment on or after March 30 but before July 1 expires on June 30 of the following year. No license may be issued unless the applicant has complied with the requirements of this section. The annual license fee is \$200, except the annual

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license fee shall be \$80 for those establishments engaged only in slaughtering uninspected animals or poultry or processing uninspected meat as a custom service, and not in other operations subject to a license under this section. No person may be required to obtain a license under s. 97.29 or 97.30 for activities licensed under this section or which is inspected under 21 USC 451 to 695.

(END)

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DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-1578/3dn RCT:...

When I reviewed the previous version of this draft, I realized that I had not changed the dates in s. 97.29 (2) (a) correctly. Once this redraft is submitted, I will prepare the companion version and have it jacketed for the Senate.

Rebecca C. Tradewell Managing Attorney Phone: (608) 266–7290

E-mail: becky.tradewell@legis.wisconsin.gov

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-1578/3dn RCT:kjf:jf

September 24, 2013

When I reviewed the previous version of this draft, I realized that I had not changed the dates in s. $97.29\,(2)\,(a)$ correctly. Once this redraft is submitted, I will prepare the companion version and have it jacketed for the Senate.

Rebecca C. Tradewell Managing Attorney Phone: (608) 266–7290

E-mail: becky.tradewell@legis.wisconsin.gov