
Wisconsin Legislative Council

AMENDMENT MEMO



Memo published: June 15, 2021

Contact: Tom Koss, Staff Attorney

2021 Assembly Bill 276

Assembly Amendment 1

2021 ASSEMBLY BILL 276

Under current law, the Department of Agriculture, Trade, and Consumer Protection (DATCP) regulates retail food establishments.¹ By rule, DATCP generally prohibits any retail food establishment from allowing live animals on the premises. [ch. ATCP 75 Appendix s. 6-501.115, Wis. Adm. Code.]

Under 2021 Assembly Bill 276, DATCP may not promulgate a rule that prohibits dogs from the premises of a retail food establishment that receives 5 percent or less of its total revenues from the sale of food.

ASSEMBLY AMENDMENT 1

Assembly Amendment 1 prohibits DATCP from promulgating a rule that prohibits dogs or cats on the premises of a retail food establishment that sells only previously packaged food.

BILL HISTORY

Representative Cabral-Guevara offered Assembly Amendment 1 on June 9, 2021. On June 10, 2021, the Assembly Committee on State Affairs recommended adoption of the amendment on a vote of Ayes, 10; Noes, 1. The committee then recommended passage of the bill, as amended, on a vote of Ayes, 10; Noes, 1.

TK:kms

¹ A retail food establishment is any of the following: a food processing facility where food is made or prepared primarily for direct retail sale to consumers at the facility; a mobile facility from which potentially hazardous food is sold to consumers at retail; or a permanent facility from which food is sold to consumers at retail. [s. 97.30 (1) (c), Stats.]