

Wisconsin Department of Agriculture, Trade and Consumer Protection

Business Impact Analysis

Rule Subject: Minor and Technical Rule Changes
Adm. Code Reference: ATCP 30, 35, 90, 91, 92, and 161
Rules Clearinghouse #: Not yet assigned
DATCP Docket #: 09-R-05

Rule Summary

This rule makes minor or technical changes to a number of current DATCP rules. This rule does all of the following:

Atrazine Rules

This rule repeals an obsolete rule provision requiring DATCP to make a report on its atrazine pesticide rules (subch. VIII of ch. ATCP 30, Wis. Adm. Code) by April 1, 1996. DATCP made a timely report in response to that (now obsolete) reporting requirement. This rule makes no substantive change to the current atrazine rules, which are designed to protect groundwater from atrazine contamination. DATCP annually reviews and updates its atrazine rules, based on the most recent groundwater survey and test data.

Agricultural Chemical Cleanup Program

This rule makes minor technical wording changes to current rules related to the agricultural chemical cleanup program (ch. ATCP 35, Wis. Adm. Code). This rule makes no substantive change to the current rules.

Payment to Ethanol Producers

This rule repeals obsolete rules related to DATCP payments to ethanol producers (subch. III of ch. ATCP 161, Wis. Adm. Code), because the ethanol producer payment program has been eliminated. Section 93.75, Stats., which created the program, was repealed by 2007 Wis. Act 20.

Weights and Measures

This rule updates technical standards incorporated by reference in current rules related to fair packaging and labeling (ch. ATCP 90, Wis. Adm. Code), methods of sale of commodities (ch. ATCP 91, Wis. Adm. Code), and fair weights and measures (ch. ATCP 92, Wis. Adm. Code). The technical standards are published by the National Institute of

Standards and Technology (NIST). This rule incorporates the latest published editions of the relevant NIST standards, which include routine technical updates to the previously-cited editions.

Other Minor Edits

This rule corrects typographical errors and makes other non-substantive edits to current rules, as needed.

Business Impact

This rule will not have any significant impact on small business or other business. This rule makes minor and technical “housekeeping” changes that will not have a significant impact on business standards, costs or operations.

Steps to Assist Small Business

This rule does not have a significant impact on small business, and does not make any special exceptions for small business.

Conclusion

This rule does not materially affect small business, and is not subject to the delayed small business effective date provided in s. 227.22(2)(e), Stats.

Dated this _____ day of _____, 2010.

STATE OF WISCONSIN
DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION

By _____
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