

Ag 111

Filed September 30, 1975  
12:40 p.m. O. L. Paulson

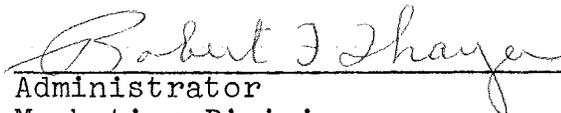
STATE OF WISCONSIN            )  
  ) SS  
DEPARTMENT OF AGRICULTURE)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Robert F. Thayer, Administrator, Marketing Division, and custodian of the official records of said Division do hereby certify that the annexed order amending and adopting rules relating to leaf tobacco, buying and selling, Wis. Adm. Code Chapter Ag 111, was duly adopted by the department on September 30, 1975.

I further certify that said copy has been compared by me with the original on file in the department and that the same is a true copy thereof, and of the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand at Madison, Wisconsin, this 30th day of September, 1975.

  
\_\_\_\_\_  
Administrator  
Marketing Division

ORDER OF THE  
STATE OF WISCONSIN DEPARTMENT OF AGRICULTURE  
AMENDING AND ADOPTING RULES

Pursuant to authority vested in the State of Wisconsin Department of Agriculture by section 100.20, Wis. Stats., the State of Wisconsin Department of Agriculture hereby amends and adopts rules as follows:

1. Section Ag 111.01 of the Wis. Admin. Code is amended to read:

Ag 111.01 Prohibited trade practices; tobacco buyers. No tobacco buyer or his agent shall engage in any unfair methods of competition or unfair trade practices in the business of buying leaf tobacco, and particularly the following:

(1) Attempt to induce another tobacco buyer to:

(a) Refrain from paying more than a stated price for any kind or grade of tobacco.

(b) Limit his purchases of certain kinds, lots, crops or grades of tobacco.

(c) Confine his negotiations for the purchase of tobacco within a prescribed area, or to a limited class or group of growers.

(d) Refuse to negotiate for the purchase of tobacco before or after a certain date or to restrict his purchase negotiations to a limited period of time.

(e) Engage in any plan of intermittent or cyclic buying activity which may result in a reduction of market prices for tobacco.

(2) Refuse to negotiate with any grower for the purchase of tobacco because such tobacco was previously graded or submitted for grade.

(3) Falsely represent in purchase negotiations with a grower, that any particular lot or crop of tobacco was purchased at less than the price actually paid therefor, or that any other tobacco buyer has or will cease buying tobacco.

(4) Purchase tobacco under any contract which does not include a specific time within which delivery and payment are to be made.

2. Section Ag 111.01(5) of the Wis. Admin. Code is created to read:

Ag 111.01(5) Give or offer to give any grower or other person any secret or separately stated bonus, commission, payment or other consideration affecting price over and above the quoted net total or final purchase price as agreed upon with the grower in any contract for the purchase of leaf tobacco. This does not apply to the payment of commissions by tobacco buying companies to their agent buyers for services rendered in the purchase of tobacco for them.

3. Section Ag 111.02 of the Wis. Admin. Code is repealed and recreated to read:

Ag 111.02 Prohibited trade practices; tobacco growers or sellers.  
No grower or seller shall solicit or receive from a tobacco buyer any secret or separately stated bonus, commission, payment or other consideration affecting price over and above the quoted net total or final price as agreed upon in any contract for the sale of leaf tobacco to a buyer. This does not prohibit grower agents of tobacco buying

companies from receiving or accepting a commission from such tobacco buying companies for services rendered in the purchase of tobacco for them.

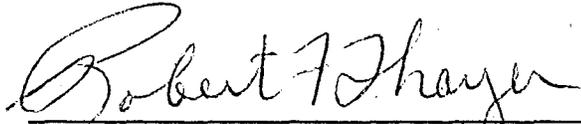
4. Section Ag 111.03 of the Wis. Admin. Code is created to read:

Ag 111.03 Enforcement. Any person violating this chapter may be enjoined or punished as provided in sections 100.20 or 100.26, Wis. Stats.

The rules contained herein shall take effect as provided in section 227.026, Wis. Stats.

Dated: September 30, 1975.

STATE OF WISCONSIN  
DEPARTMENT OF AGRICULTURE



Robert F. Thayer, Administrator  
Marketing Division