

1983 Assembly Bill 459

Date of enactment: **November 29, 1983**

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1983 Wisconsin Act 115

AN ACT to amend 95.72 (1) (b), 95.72 (1) (e), 95.72 (2) (a) and (b) 6 and 7 and 95.72 (2) (c) 2 and (e), (3) and (6) (a); and to create 95.72 (1) (cm) and 95.72 (2) (b) 8 and 9 of the statutes, relating to regulating and licensing grease processors.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 95.72 (1) (b) of the statutes is amended to read:

95.72 (1) (b) "Collector" means a person engaged only in the business of collecting or receiving dead animals for sale or delivery to a renderer, animal food processor, grease processor or operator of a fur farm and who does not otherwise process the dead animals.

SECTION 2. 95.72 (1) (cm) of the statutes is created to read:

95.72 (1) (cm) "Grease processor" means any person engaged in the business of collecting or receiving and melting or refining previously cooked materials containing dead animal fat or tallow or a combination of dead animal fat or tallow and vegetable oil to produce grease.

SECTION 3. 95.72 (1) (e) of the statutes is amended to read:

95.72 (1) (e) "Rendering or processing plant" means a plant or facility for slaughtering animals or collecting dead animals and rendering or processing them to produce grease or other products or a plant or facility for collecting or receiving and melting or refining previously cooked materials containing dead animal fat or tallow or a combination of dead animal fat or tallow and vegetable oil to produce grease.

SECTION 4. 95.72 (2) (a) and (b) 6 and 7 of the statutes are amended to read:

95.72 (2) (a) *Requirement.* Except as provided in par. (b), no person may engage in the business of collecting or processing dead animals as a renderer, animal food processor, grease processor or collector unless the person pays a license fee and is issued an annual license by the department for that specific type of business operation.

(b) 6. An animal food processor, grease processor or collector license is not required for a person who is licensed as a renderer.

7. A grease processor or collector license is not required for a person who is licensed as an animal food processor.

SECTION 5. 95.72 (2) (b) 8 and 9 of the statutes are created to read:

95.72 (2) (b) 8. A collector license is not required for a person who is licensed as a grease processor.

9. A renderer or animal food processor license is not required for a person who is licensed as a grease processor if he or she does not render or process dead animals other than incidental solid animal parts that are commingled with previously cooked materials containing dead animal fat or tallow or a combination of dead animal fat or tallow and vegetable oil.

SECTION 6. 95.72 (2) (c) 2 and (e), (3) and (6) (a) of the statutes are amended to read:

95.72 (2) (c) 2. An applicant for a license as a renderer, grease processor or an animal food processor shall submit a fee of \$100 for each separate plant where processing operations are to be conducted, and an applicant for an initial license shall submit the inspection fee required under par. (e).

(e) *Inspection; fee.* An applicant for an initial license as a renderer, grease processor or animal food processor shall submit an inspection fee of \$25 for each separate plant to be operated by the applicant. The department may grant a temporary permit pending final action on the application, but the department may not issue the license unless it finds that the applicant's plant, premises, facilities and equipment are in compliance with the requirements of this section and rules promulgated under sub. (5). The department may not refund the inspection fee if the application is denied. Inspection fees are not required for the annual renewal of a license.

(3) **RENDERING OR PROCESSING PLANT LOCATION.** No person may establish a rendering or processing plant within one-eighth mile of a dwelling, business building or public highway, but a rendering or processing plant is not required to cease operations because a highway is relocated or a dwelling or business building is constructed closer than one-eighth mile to an existing plant. This subsection does not prohibit the continued operation of the plant of a renderer ~~or~~, animal food processor or grease processor in existence on November 26, 1981, or the erection of new or improved rendering or processing plant facilities on the existing premises subject to provisions of any local ordinances.

(6) (a) *Initial inspection.* Upon receipt of an application for an initial license as a renderer, grease processor or animal food processor, the department shall inspect the plant, premises, facilities and equipment to be used in conducting the business.