



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2011 Wisconsin Act 263
[2011 Senate Bill 349]

DATCP Remedial Legislation

2011 Wisconsin Act 263 is remedial legislation, introduced by the Law Revision Committee at the request of the Department of Agriculture, Trade and Consumer Protection (DATCP). It consists of four provisions.

County Land Conservation Committees

Under prior law, a county was required to appoint the chair of the county's Agricultural Stabilization and Conservation Agency to its Land Conservation Committee. However, federal law no longer authorizes creation of the Agricultural Stabilization and Conservation Agencies, but does authorize creation of county Farm Service Agency Committees.

Act 263 replaces the chair of the county's Agricultural Stabilization and Conservation Agency with the chair of the county's Farm Service Agency Committee as a required member of a county's Land Conservation Committee.

Livestock Premises Registration Confidentiality

A person who keeps livestock must register the premises where the livestock are kept with the DATCP. The DATCP may specify exemptions from this requirement. In general, information provided to the DATCP in registering a livestock premises is confidential.

Act 263 specifies that information submitted to the DATCP in requesting an exemption from the livestock premises registration requirement is confidential to the same extent that the registration information is confidential.

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature's Web site at: <http://www.legis.state.wi.us/>.

Vehicle Scale License Fee

Prior law established a \$100 license fee for vehicle scales, and authorizes the DATCP to establish a different amount for the fee by rule. The DATCP has established a \$115 fee by rule.

Act 263 deletes the statutory fee and directs the DATCP to set the fee by rule.

Pesticide Sales Reporting

A person that sells or distributes pesticides must file annual sales reports with the DATCP. Due to the wording of the statute, a person that discontinues the sale or distribution of pesticides could be required to submit duplicative reports.

Act 263 shortens the reporting requirement as it applies to a person that discontinues the sale or distribution of pesticides, to avoid this result.

Effective date: April 20, 2012.

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