

State of Misconsin 2007 - 2008 LEGISLATURE

2007 SENATE BILL 89

- March 12, 2007 Introduced by Senators LASSA, WIRCH, BRESKE, SCHULTZ, PLALE, COGGS, HANSEN, OLSEN, VINEHOUT, JAUCH and MILLER, cosponsored by Representatives A. OTT, TAUCHEN, JORGENSEN, HINTZ, ZEPNICK, SHERIDAN, SEIDEL, SHILLING, BLACK, MOLEPSKE, ALBERS, HUBLER, VOS, HILGENBERG, GUNDERSON, M. WILLIAMS, HRAYCHUCK, NELSON, GARTHWAITE and HIXSON. Referred to Committee on Economic Development, Job Creation, Family Prosperity and Housing.
- AN ACT to create 20.115 (4) (am), 93.45 and 93.48 of the statutes; relating to: marketing agricultural products, a grant program to promote purchase of food produced locally, providing an exemption from emergency rule procedures, granting rule-making authority, and making appropriations.

Analysis by the Legislative Reference Bureau

Various provisions in current law require the Department of Agriculture, Trade and Consumer Protection (DATCP) to promote the agricultural products of this state.

This bill requires DATCP to conduct a program to increase awareness and consumption of locally produced foods and related products and to increase the production and improve the distribution of foods and related products for local consumption. The bill also creates a grant program under which DATCP provides grants for regional food and cultural tourism trails and for promoting the development of regional food systems through activities such as creating or expanding facilities for the processing and distribution of food for local consumption.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

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1	SECTION 1. 20.005 (3) (schedule) of the statutes: at the a	appropriate place	e, insert
2	the following amounts for the purposes indicated:		
3		2007-08 20	08-09
4	20.115 Agriculture, trade and consumer		
5	protection, department of		
6	(4) AGRICULTURAL ASSISTANCE		
7	(am) Buy local grants GPR B	225,000 22	25,000
8	SECTION 2. 20.115 (4) (am) of the statutes is created to	o read:	
9	20.115 (4) (am) Buy local grants. Biennially, the amount	unts in the sched	lule for
10	buy local grants under s. 93.48.		
11	SECTION 3. 93.45 of the statutes is created to read:		
12	93.45 Buy local, buy Wisconsin. The department s	hall conduct a pi	rogram
13	to increase awareness and consumption of locally produ	ced foods and	related
14	products and to increase the production and improve the di	istribution of foo	ods and
15	related products for local consumption. In the program,	the departmen	t shall
16	emphasize the development of regional food and cultural	tourism trails a	and the
17	development of regional food systems through activities	s such as creat	ting or
18	expanding facilities for the processing and distribution of foo	d for local consur	mption;
19	creating or supporting networks of producers; and stre	ngthening conn	ections
20	between producers, retailers, institutions, and consumers a	nd nearby produ	icers.
21	SECTION 4. 93.48 of the statutes is created to read:		

93.48 Buy local grant program. (1) The department may award grants from
the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund
projects that are designed to increase the sale of agricultural products grown in this

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state that are purchased in close proximity to where they are produced. The
 department shall promulgate rules for the program under this section.

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- 3 (2) The department may make grants under this section for any of the following
 4 purposes:
- 5

(a) To create, promote, and support regional food and cultural tourism trails.

6 (b) To promote the development of regional food systems through activities 7 such as creating or expanding facilities for the processing and distribution of food for 8 local consumption; creating or supporting networks of producers; and strengthening 9 connections between producers, retailers, institutions, and consumers and nearby 10 producers.

11

SECTION 5. Nonstatutory provisions.

12 (1) EMERGENCY RULES. The department of agriculture, trade and consumer 13protection may promulgate emergency rules under section 227.24 of the statutes 14 implementing section 93.48 of the statutes, as created by this act. Notwithstanding 15section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this 16 subsection remain in effect until the first day of the 19th month beginning after the 17effective date of this subsection or the date on which permanent rules take effect. 18 whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, 19 the department of agriculture, trade and consumer protection is not required to 20provide evidence that promulgating a rule under this subsection as an emergency 21rule is necessary for the preservation of public peace, health, safety, or welfare and 22is not required to provide a finding of emergency for a rule promulgated under this 23subsection.

24 SECTION 6. Fiscal changes.

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1	(1) In the schedule under section 20.005 (3) of the statutes for the appropriation
2	to the department of agriculture, trade and consumer protection under section
3	20.115 (3) (a) of the statutes, as affected by the acts of 2007, the dollar amount is
4	increased by \$325,000 for fiscal year 2007–08 and the dollar amount is increased by
5	\$325,000 for fiscal year 2008–09 to increase the authorized FTE positions for the
6	department by 2.0 GPR positions and for related costs for agricultural product
7	promotion and administering a buy local grant program.

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SECTION 7. Effective date.

9 (1) This act takes effect on the day after publication or on the day after
10 publication of the 2007-09 biennial budget act, whichever is later.

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(END)

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