

AGRICULTURE, TRADE AND CONSUMER PROTECTION

Omnibus Motion  
[LFB Papers #140 through #146]

Motion:

Move to adopt the following provisions:

1. *Wisconsin Farm-to-School Program (Paper #140)*. Adopt Alternative 2, which would restore the farm-to-school program in DATCP, including \$66,400 GPR annually and 1.0 farm-to-school coordinator position, the Wisconsin Farm-to-School Advisory Council, and their related statutes.

2. *Position Reductions (Paper #141)*. Adopt Alternative 2, which would modify the Governor's proposal by restoring 0.6 GPR position and \$245,400 (\$210,800 GPR, -\$6,600 PR and \$41,200 SEG) over the biennium, as described in an errata item received from the administration after the bill was published.

3. *Farmland Preservation Planning Grants (Paper #142)*. Adopt Alternative 4, which would delete the June 30, 2016, sunset of the farmland preservation planning grant program and provide \$210,000 GPR annually for grants (a reduction of \$164,200 annually from the bill).

4. *Obsolete Grants (Paper #143)*. As a modification, delete appropriations associated with Dane County exposition center grants and agricultural facilities grants, which are no longer in use.

5. *Agricultural Chemicals – Licenses and Surcharges (Paper #144)*. Adopt the following provisions:

a. Adopt Alternative 3b, which would modify the Governor's proposal to assess a flat fee of \$500 per pesticide product (an increase of \$20 from the bill) and repeal revenue reporting requirements on pesticide licensees. Adopt Alternative 1b, which would approve the Governor's proposal to establish a penalty of \$250 for failure to register 25(b) federally exempt pesticides. Adopt Alternative 1a, which would clarify bill language to specify that pesticide product registrations shall be paid by companies that sell or distribute pesticides in Wisconsin. Adopt Alternative 2b, which would maintain current law with a fertilizer tonnage fee of \$0.23 per ton deposited into the agricultural chemical management (ACM) fund.

b. Adopt Alternative 4a, which would approve the Governor's proposal to implement an automatic mechanism to reduce surcharges to \$0 when the agricultural chemical cleanup (ACCP)

**Posted By:**  
Wheeler Reports, Inc.

fund balance exceeds \$1.5 million, or reduce surcharges by 50% when the fund balance is between \$750,000 and \$1.5 million.

c. Adopt Alternative 5a, which would approve the Governor's proposal to modify ACCP surcharges as follows: (a) institute a flat surcharge fee of \$30 for non-household pesticide products; (b) reduce the surcharge on fertilizer tonnage to \$0.10 per ton (from \$0.35 per ton), effective July 1, 2018; (c) increase the fertilizer license surcharge to \$20 (from \$11.20) and repeal the exception that fertilizer manufacturing license holders do not have to pay surcharges for commercial pesticide application licenses or restricted-use pesticide licenses; (d) introduce a new \$25 surcharge for pesticide application businesses that manufacture or distribute pesticides in bulk, and bulk fertilizer distribution locations; (e) decrease the restricted-use pesticide surcharge to \$20 (from \$22.40); (f) decrease the pesticide application business surcharge to \$20 (from \$30.40); and (g) decrease the individual pesticide applicator surcharge to \$10 (from \$11.20).

d. Adopt Alternative 6a, which would approve the Governor's proposal to increase the lifetime maximum eligible ACCP reimbursement costs to \$650,000 per site (up from \$400,000) for costs incurred after July 1, 2017. Adopt Alternative 7a, which would approve the Governor's proposal to expand eligibility for ACCP reimbursements to bulk storage facilities constructed after July, 2013. Adopt Alternative 1c, which would incorporate an errata item to restore the \$7,500 deductible for pesticide license holders and larger businesses under the ACCP. Adopt Alternative 1d, which would approve the Governor's proposal to delete the ACCP pollution prevention program.

e. Adopt Alternative 8a, which would approve the Governor's proposal to transfer \$108 per pesticide product registration to the environmental fund and repeal the hazardous household waste fee and wood preservative surcharge.

f. Adopt Alternative 9a, which would approve the Governor's proposal to establish a minimum fee of \$50 for inspection of commercial feed totaling less than 200 tons annually. Adopt Alternative 1e, which would clarify bill language to specify that the first person to sell or distribute commercial feed in Wisconsin, or to a person in Wisconsin, shall pay the associated inspection fee. Alternative 1e would also adopt the Governor's proposal to delete requirements that receipts include notice of whether inspection fees have been paid. Adopt Alternative 1f, which would approve the Governor's proposal to delete the exempt buyer provision for commercial feed.

g. Adopt Alternatives 1g and 1h, which would approve the Governor's proposal to modify fertilizer and soil and plant additive licenses to expire on September 30, and modify the associated tonnage reporting and payment years accordingly. Also adopt Alternative 1i, which would approve the Governor's proposal to require fertilizer and soil and plant additive license holders to notify DATCP annually with their intention to maintain, amend, or discontinue their permits.

6. *Agricultural Chemical Cleanup Program Fund Reestimate (Paper #145)*. As a modification, reestimate ACCP reimbursement expenditures at \$900,000 SEG annually, a reduction of \$600,000 annually from the bill.

7. *Veterinary Examining Board Reestimate (Paper #146)*. As a modification, reestimate

VEB expenditures at \$280,000 PR annually. Expenditures are estimated at \$0 under the bill.

8. *Livestock Premises Registration.* Provide \$100,000 ACM SEG annually for administration of the livestock premises registration program, in addition to the current base funding of \$250,000 GPR annually.

9. *County Fair Aids.* Provide an additional \$25,000 GPR annually for aids to county and district fairs, for a total of \$431,400 GPR annually.

10. *Fuel Standards.* Specify that compliance with minimum product grade specifications for gasoline-ethanol fuel blends, as outlined under ASTM D4814-17 or the most current version of testing methods adopted by DATCP, may be demonstrated by testing either the blended fuel, or the base stock from which the blend is produced. Allow DATCP to promulgate rules that require both the blended fuel and base stock be compliant with ASTM D4814-17, but specify such rules will not take effect sooner than July 1, 2019. ASTM International, previously known as the American Society for Testing and Materials, is an organization that establishes technical standards for various materials, products and services. ASTM 4814-17 is the current automotive fuel standard for spark-ignition engines.

### Summary of Fiscal Effect

	Change to Base		Change to Bill		Fund
	2017-18	2018-19	2017-18	2018-19	
Wisconsin Farm-to-School Program (#140) <sup>a</sup>	\$0	\$0	\$66,400	\$66,400	GPR
Position Reductions (#141) <sup>b</sup>	- 197,400	- 197,400	105,400	105,400	GPR
	- 138,600	- 138,600	20,600	20,600	SEG ACM
	- 66,400	- 66,400	- 3,300	- 3,300	PR
Farmland Preservation Planning Grants (#142)	- 164,200	- 164,200	- 164,200	- 164,200	GPR
Ag. Chem. – Licenses and Surcharges (#144)	- 740,000	- 615,000	250,000	250,000	SEG-REV ACM
	- 1,005,000	- 1,350,000	0	0	SEG-REV ACCP
	- 50,000	- 20,000	0	0	SEG-REV EM
	0	2,000	0	0	PR-REV
	20,000	135,000	0	0	SEG ACCP
Ag. Chem. Cleanup Program Fund Reestimate (#145)	- 600,000	- 600,000	- 600,000	- 600,000	SEG ACCP
Veterinary Examining Board Reestimate (#146)	280,000	280,000	280,000	280,000	PR
Livestock Premises Registration	100,000	100,000	100,000	100,000	SEG ACM
County Fair Aids	25,000	25,000	25,000	25,000	GPR
<b>Total by Fund Source</b>					
General Purpose Revenue (GPR)	- \$336,600	- \$336,600	\$32,600	\$32,600	GPR
Agrichemical Management (ACM) SEG	- 38,600	- 38,600	120,600	120,600	SEG ACM
Ag. Chem. Cleanup Program (ACCP) SEG	- 580,000	- 465,000	- 600,000	- 600,000	SEG ACCP
Program Revenue (PR)	213,600	213,600	276,700	276,700	PR
<b>Total</b>	<b>- \$741,600</b>	<b>- \$626,600</b>	<b>- \$170,100</b>	<b>- \$170,100</b>	
SEG-REV Agrichemical Management	- \$740,000	- \$615,000	\$250,000	\$250,000	SEG-REV ACM
SEG-REV Ag. Chem. Cleanup Program	- 1,005,000	- 1,350,000	0	0	SEG-REV ACCP
SEG-REV Environmental Management	- 50,000	- 20,000	0	0	SEG-REV EM
PR-REV	0	2,000	0	0	PR-REV

<sup>a</sup> Also includes the restoration of 1.0 GPR position as compared to the bill.

<sup>b</sup> Also includes the deletion of 5.5 positions (2.5 GPR, 2.0 ACM SEG, 1.0 PR) as compared to base, and restoration of 0.6 GPR position as compared to the bill.

**Posted By:**  
**Wheeler Reports, Inc.**



1971  
1972  
1973  
1974  
1975  
1976  
1977  
1978  
1979  
1980  
1981  
1982  
1983  
1984  
1985  
1986  
1987  
1988  
1989  
1990  
1991  
1992  
1993  
1994  
1995  
1996  
1997  
1998  
1999  
2000  
2001  
2002  
2003  
2004  
2005  
2006  
2007  
2008  
2009  
2010  
2011  
2012  
2013  
2014  
2015  
2016  
2017  
2018  
2019  
2020  
2021  
2022  
2023  
2024  
2025