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(FORM UPDATED: 08/11/2010)

## WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

**2003-04**

(session year)

**Assembly**

(Assembly, Senate or Joint)

**Committee on Agriculture...**

### COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

### INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
  - (**ab** = Assembly Bill)                      (**ar** = Assembly Resolution)                      (**ajr** = Assembly Joint Resolution)
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- Miscellaneous ... **Misc**

\* Contents organized for archiving by: Stefanie Rose (LRB) (August 2012)

**Assembly**

**Record of Committee Proceedings**

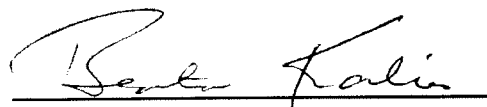
**Committee on Agriculture**

**Clearinghouse Rule 02-078**

Relating to farm-raised deer and chronic wasting disease.  
Department of Agriculture, Trade and Consumer Protection

January 27, 2003      Referred to Committee on Agriculture.

February 21, 2003      No action taken.



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Beata Kalies  
Committee Clerk





# John Gard

Speaker of the Assembly

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January 27, 2003

JAN 27 2003

Mr. Patrick Fuller  
Chief Clerk  
Wisconsin State Assembly  
Room 208, Risser Justice Center  
17 West Main Street  
Madison, Wisconsin 53708

Dear Patrick:

On January 22, 2003 I referred Clearinghouse Rule 02-078 to the Committee on Natural Resources. Pursuant to Assembly Rule 13(2)(b), I am withdrawing the rule from that committee and rereferring it to the Committee on Agriculture. I have obtained the consent of Representative DuWayne Johnsrud, chairman of the Committee on Natural Resources.

Sincerely,

A handwritten signature in cursive script that reads "John G. Gard".

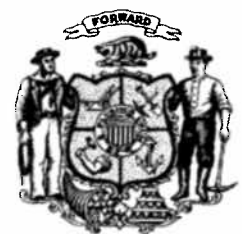
John G. Gard  
Speaker  
Wisconsin Assembly

JGG:een

cc: Representative DuWayne Johnsrud  
Representative Alvin Ott



# WISCONSIN STATE LEGISLATURE



DATE: January 27, 2003

TO: Beata Kalies

Committee on Agriculture

FROM: Patrick E. Fuller, Assembly Chief Clerk

RE: Clearinghouse Rules Referral

The following Clearinghouse Rule has been referred to your committee.

### **CLEARINGHOUSE RULE 02-078**

AN ORDER to repeal ATCP 10.65, 10.652 and 10.68; to renumber ATCP 10.01 (45) (j), 10.61, 10.62, 10.63 (title), (1) to (6) and (7) to (14), 10.64, 10.651, 10.66, 10.67, 10.673, 10.675, 10.70, 10.705, 10.71, 10.72, 11.01 (54) (j), 11.545 (1) (a) 2. and 12.01 (20) (j); to renumber and amend ATCP 10.63 (6) (note); to amend ATCP 10.01 (1) (a) and (b), (9m) (a) and (b), (14m) (a) and (b), (15) (a) and (b), (22m), (69m) (a) and (b), (69r) (a) and (b), 10.41 (1) (a) (intro.), (2) and (3), subchapter VII (title) of chapter ATCP 10, subchapter VIII (title) of chapter ATCP 10, 11.01 (1) (a) and (b), (12m) (a) and (b), (17m) (a) and (b), (18) (a) and (b), (29m), (42), (44), (45), (70m), (80m) (a) and (b), and (80r) (a) and (b), 11.02 (4) (f), 11.545 (1) (b) (intro.) and (d) and (3), 11.55 (2) (a) 1. and (4), 11.58 (2) (c), (6) (a) and (12) (a) 4., 11.60 (2) and (note), 12.01 (8w), (14), (16) and (17), and 12.03 (1) (note) and (5) (a) 3.; to repeal and recreate ATCP 11.545 (1) (c) and 11.56 (1) and (2); and to create ATCP 10.01 (19m) and (45) (j), 10.61, 10.66, 10.67, subchapter IX (title) of chapter ATCP 10, subchapter X (title) of chapter ATCP 10, 11.01 (22m) and (54) (j), 11.545 (1) (a) 2., 11.55 (1) (d) to (i), 11.56 (2) (note) and 12.01 (20) (j), relating to farm-raised deer and chronic wasting disease.

Submitted by **Department of Agriculture, Trade and Consumer Protection.**

Report received from Agency on **January 8, 2003.**

To committee on **Natural Resources.**

Referred on **Wednesday, January 22, 2003**

Withdrawn from committee on Natural Resources and re-referred to committee on Agriculture on **Monday, January 27, 2003**

Last day for action - **Friday, February 21, 2003e**

Under section 227.19 (4) of the Wisconsin Statutes, your committee has 30 days to take action or get an extension. The day **after** the official referral date is day one of your review period. Therefore, the 30th day should fall four weeks and two days after the referral date. For example, for Clearinghouse Rules referred on a Monday, a Wednesday would be your 30th day. For Clearinghouse Rules referred on a Tuesday, a Thursday would be your 30th day. For Clearinghouse Rules referred on a Wednesday, a Friday would be your 30th day. For Clearinghouse Rules referred on a Thursday or Friday, your 30th day would fall on a weekend. Therefore, your time would expire on the next working day (Monday) as provided for in s. 990.001 of the Wisconsin Statutes. Also, if the 30th day falls on a legal holiday, time would expire on the next working day.

Section 227.19 **requires** you to notify each member of your committee that you have received this Clearinghouse Rule. Although some committee chairs choose to do so, you are not required by law or rule to send a copy of the text of the rule to each member at this time. Instead, your notice could state that members should contact you if they wish to receive a hard copy of the rule. Another option would be to email the rule to members. **(Please note that the text of Rules beginning with the prefix "01" is available online in the Clearinghouse Rules infobase in FOLIO.)** Please put a copy of your official notification memo in the rule jacket.

Three copies of the Clearinghouse Rule and its accompanying documents are contained in the jacket. If you wish to have your Legislative Council attorney review the Clearinghouse Rule, send him/her a copy. I only need one copy remaining in the jacket when you report it out of committee at the end of the review period.

The identical process is happening simultaneously in the Senate. Keep track of their action on the rule.

For assistance with the Clearinghouse Rule process, please consult Ken Stigler (6-2406) or your Legislative Council attorney. If you wish to learn more on this subject, read section 227.19 of the Wisconsin Statutes or part 2 of the *Administrative Rules Procedures Manual* written by the Revisor of Statutes Bureau and the Wisconsin Legislative Council staff.





**Kalies, Beata**

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**To:** Assembly Committee on Agriculture  
**Subject:** Clearinghouse Rule 02-078 farm-raised deer and cwd.

**Assembly Committee on Agriculture  
MEMO**

**TO:** Members of the Assembly Committee on Agriculture  
**FROM:** Representative Al Ott, Chair  
**DATE:** January 28, 2003  
**RE:** Clearinghouse Rule 02-078

The following clearinghouse rule has been referred to the Assembly Committee on Agriculture for review:

**Clearinghouse Rule 02-078** - Relating to farm-raised deer and chronic wasting disease.



02-078-0.pdf

If you have trouble opening the attached document, you may access the information online in FOLIO, the Clearinghouse Rules infobase.

In order to conserve our resources, hard copies will not be automatically sent to committee members. You may request a hard copy of either the summary or the entire rule by contacting the committee clerk Beata Kalies 6-5831 and she will be happy to provide one.

The deadline for action on this rule is **Friday, February 21, 2003**. Please note that we do not have the full 30 days to review because the rule was initially referred to the Natural Resources Committee and then sent over to Agriculture.

If you have any concerns regarding this rule or other committee action please call the committee clerk or email her [beata.kalies@legis.state.wi.us](mailto:beata.kalies@legis.state.wi.us). Thank you.





# J.A. HINES

STATE REPRESENTATIVE • 42ND ASSEMBLY DISTRICT

FEB 05 2003

February 5, 2003

Rep. Al Ott  
318 North  
Madison, WI 53708

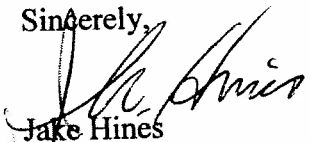
Dear Al,

I have some changes for Clearinghouse rule 02-078 relating to farm-raised deer and chronic wasting disease.

On page 5, the second point should read "A farm-raised deer moved by or under the control of DNR with the consent of DATCP." The third point should read "A farm-raised deer moved between institutions that are accredited by the American Association of Zoological Parks and Aquariums with the consent of DATCP." On that same page under Mandatory Testing in Wisconsin, in line two after brain tissue insert or specific lymphoid tissue.

Please feel free to call me at home (608) 586-5999 or at the office 6-7746 with any questions about these changes.

Sincerely,

  
Jake Hines  
State Representative  
42<sup>nd</sup> Assembly District

*2/12/03. met w/ Datsp  
Doc Hines + Mark P  
of DNR.  
Found out  
that attached  
copy of rule I sent out  
electronically was the  
Heavy draft NOT final  
draft of the rule.  
Turn out that what's  
available in line a Folio  
is only the  
Heavy draft.*



2/5/03

- Doc Hines (CR 02-078)  
requests changes to the rule.

talk on phone w/ Mark 2/6/03

- Send copy of ltr to leg. C. attorney  
Mark Patrosky

Mark advises to be prepared to ask  
Daty to talk to us w/ it - send  
for extension of review closer to  
date of review end → 2/21/03.

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2/12/03 Mtg. w/ Doc Hines, Daty  
Dr. Bob, leg. C. Mark + me  
w/ the requested changes



*Senate*

**PUBLIC HEARING**

**Committee on Agriculture, Financial Institutions and  
Insurance**

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The committee will hold a public hearing on the following items at the time specified below:

Tuesday, March 4, 2003  
9:30 AM  
330 Southwest

**Clearinghouse Rule 02-078**

Relating to farm-raised deer and chronic wasting disease.

*Public and Agency Comments on this Rule will be heard by the Committee.*

***Dale W. Schultz***

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Senator Dale Schultz  
Chair



**Senate Committee on Agriculture, Financial Institutions  
and Insurance**

Room 18 South State Capitol, PO Box 7882, Madison WI 53707-7882  
(608) 266-0703

**Senator Dale W. Schultz, Chairman**  
Committee Clerk. John O'Brien

Friday, February 07, 2003

Mr. Rod Nilsestuen, Secretary  
WI Dept. of Agriculture, Trade  
and Consumer Protection  
2811 Agriculture Drive  
Madison, WI 53708

Dear Secretary Nilsestuen,

On 01/10/03 Clearinghouse Rule #02-078, related to "Chronic Wasting Disease" was referred to the Senate Committee on Agriculture, Financial Institutions and Insurance.

The 30-day review period expiration date was 02/09/03.

I personally met with your staff, Dr's. Ehlenfeldt and Molina in my office on 02/05/03 to discuss Clearinghouse Rule #02-078 and they were informed on 02/06/03 that the Committee would hold a public hearing on this rule on Tuesday March 4<sup>th</sup>, in the State Capitol.

This letter is to inform you that the committee by this correspondence is extending it review period by 30 days.

A copy of the scheduled hearing notice is attached.

Thanks you

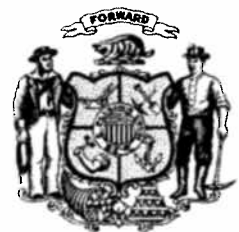
**Dale W. Schultz**

Senator Dale Schultz, Chairman

Cc.  
Sen. Chief Clerk  
D. Lovell, Leg. Council  
Committee Members  
Dr's Ehlenfeldt & Molina



# WISCONSIN STATE LEGISLATURE







State of Wisconsin  
Jim Doyle, Governor

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**Department of Agriculture, Trade and Consumer Protection**  
Rod Nilsestuen, Secretary

DATE: February 13, 2003

FEB 18 2003

TO: The Honorable Alan Lasee  
President, Wisconsin State Senate  
Room 220 South, State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882

The Honorable John Gard  
Speaker, Wisconsin State Assembly  
Room 211 West, State Capitol  
P.O. Box 8952  
Madison, WI 53708-8952

FROM: Rodney J. Nilsestuen, Secretary  
Department of Agriculture, Trade and Consumer Protection

SUBJECT: **Chronic Wasting Disease: Final Draft Rule**  
**Clearinghouse Rule # 02-078**  
**DATCP Docket # 99-R-07**

The Chronic Wasting Disease Final Draft Rule, Clearinghouse Rule # 02-078, was submitted to the legislature for legislative review on January 2, 2003. Representative Hines has requested that the department change one provision in the rule. He has requested that s. 11.56(2)(b), [page 39 lines 9 and 10], be changed to read "A farm-raised deer that is moved, with department approval, between institutions that are accredited by the American association of zoological parks and aquariums." The Department of Agriculture, Trade and Consumer Protection has agreed to make this change.