

Assembly

Record of Committee Proceedings

Committee on Agriculture

Assembly Bill 868

Relating to: the siting and expansion of certain livestock facilities, local zoning ordinances relating to livestock facilities, creating a Livestock Facility Siting Review Board, and granting rule-making authority.

By Representatives Ward, Ott, Gronemus, Vruwink, Gard, Gunderson, Hahn, Towns, Weber, Powers, Pettis, Olsen, Van Roy, Loeffelholz, Ainsworth, Kestell, Suder, Hundertmark and Nass; cosponsored by Senators Schultz, Brown, M. Meyer, Harsdorf, Jauch, S. Fitzgerald, Kanavas and Zien.

February 19, 2004 Referred to Committee on Agriculture.

February 23, 2004 **PUBLIC HEARING HELD**

Present: (11) Representatives Ott, M. Williams, Petrowski,
Kestell, Suder, Hines, Loeffelholz, Towns,
Plouff, Vruwink and Molepske.

Absent: (4) Representatives Ainsworth, Gronemus, Balow
and Hebl.

Appearances For

- State Representative David Ward, 37th Assembly District
- State Senator Dale Schultz, 17th Senate District
- Secretary Rod Nilsestuen, DATCP , Madison
- Nick Neher, DATCP, Madison
- R.F. (Dick) Hauser, Wisconsin Cattlemen's Association, Richland Center
- Ron Buholzer, Wisconsin Cheese Makers Association, Monroe
- John Umhoefer, Wisconsin Cheese Makers Association, Madison
- Mark O'Connell, Wisconsin Counties Association, Madison
- Dick Gorder, Wisconsin Farm Bureau, Mineral Point
- Sue Beitlich, Wisconsin Farmers Union, Chippewa Falls
- Bill Oemichen, Wisconsin Federation of Cooperatives, Madison
- John Lader, Wisconsin Pork Association, Janesville
- Jerry Derr, Wisconsin Towns Association, Columbus
- Kent Woods, Wisconsin Towns Association
- Greg Steele, Agstar Financial Services, River Falls
- Karen Endres, Alto Dairy, Waunakee

- Gary Sipiorski, Citizens State Bank of Loyal, Abbotsford
- John Vosters, Dairy Business Association, Kaukauna
- Norval Dvorak, Dvorak Beef Farms LLC, Manitowoc
- Kyle Gordon, Gordondale Farms, Nelsonville
- Kenneth Buelow, Holsum Dairy, Hilbert
- Brian Gerrits, Lake Breeze Dairy, DePere
- Mike Larson, Larson Acres, Evansville
- John Haskins, Majestic View Dairy, Lancaster
- Scott & Carrie Matsche, Matsche Farms, Inc., Birnamwood
- Dan Rasmussen, Modern Dairy Systems LLC, Kaukauna
- Don Hamm, National Farmers Organization, Fredonia
- Case Jorresteyn, New Horizons Agriculture, Madison
- John Pagel, Pagels Ponderosa Dairy, Kewaunee
- Doug Simon, Trega Foods, Inc., Weyauwega
- Dan Brick, Town of Holland, Greenleaf
- Ken Heiman, Marshfield
- Dennis Schopf, Sturgeon Bay
- John Vrieze, Baldwin
- John Rosenow, Cochrane
- Larry Dufek, New Franken
- Jerrold Meissner, Chili
- Bill Pielsticker, Lodi
- Cris Peterson, Grantsburg
- Kenneth Lezvow, Rio

Appearances Against

- Tony Ends, Churches' Center for Land & People, Brodhead
- Janice Tetzlaff, Citizens for Responsible Agriculture & Clean Environment, Mishicot
- Michael Taddy, Citizens for Responsible Agriculture & Clean Environment, Maribel
- Ann Zelinski, Citizens for Responsible Agriculture & Clean Environment, Maribel
- Shirley Mecha, Citizens for Responsible Agriculture & Clean Environment, Maribel
- Jack Simono, Citizens for Responsible Agriculture & Clean Environment, Two Rivers
- Joyce Cisler, Citizens for Responsible Agriculture & Clean Environment, Whitelaw
- John Peck, Family Farm Defenders, Madison
- Andrew Hanson, Midwest Environmental Advocates, Madison
- Betty Wolcott, The Woodlands; Sisters of St. Francis Assisi, Osseo
- Katrina Becker, Madison

- Sarah Lloyd, Cambria
- Hiroshi & Arlene Kanno, Wisconsin Dells
- Lester Cherney, Whitelaw
- Harvey Zeman, Maribel
- Maureen Blaney Flietner, Hilbert
- Russ Tooley, Cleveland
- Donald Nelson, Wisconsin Dells
- Anita Nelson, Wisconsin Dells
- Steve Books, Mt. Horeb
- David Engel, Soldiers Grove
- Tom Hermann, Egg Harbor
- Tony Schultz, Athens
- Shelley Hamel, Westfield
- Marilyn Verick, Cleveland

Appearances for Information Only

- Patrick Laughrin, Calumet County Land & Water Conservation Committee, Hilbert
- Richard Castelnuovo, DATCP, Madison
- Jennifer Keuning, UW-Extension, Kewaunee
- Scott Gunderson, UW-Extension, Manitowoc
- Michael Theo, Wisconsin Realtors Association, Madison
- Tom Larson, Wisconsin Realtors Association, Madison
- Mark Sleger, Poynette
- Mark Davis, Rio

Registrations For

- Senator Ted Kanavas, 33rd Senate District
- Christopher Sosnay, Wisconsin Bankers Association, Madison
- Bob Oleson, Wisconsin Corn Growers Association, Palmyra
- Brad Legreid, Wisconsin Dairy Products Association, Middleton
- Paul Zimmerman, Wisconsin Farm Bureau Federation, Madison
- Darla Sikora, Agricultural Lending, Cornell
- Dr. James Metz, Animart, Beaver Dam
- John Blaska, B-Farms, Inc, Marshall
- Robert Bauduin, Bauduin's Grandview Dairy, Casco
- Karen Bauduin, Bauduin's Grandview Dairy, Casco
- Walter Meinholz, Blue Star Dairy Farms, DeForest
- Dale Olson, Burnett Dairy Cooperative, Cushing
- Sandi Cihlar, Cihlar Farms, Mosinee
- Mike Cornette, Cornette Farm Supply, Greenleaf
- William Eberle, Dairy Business Association, Omro

- Spence Driver, Dairy Business Association, Iola
- Laurie Fischer, Dairy Business Association, Oneida
- Andrew Nytes, Dairy Business Association, Oregon
- Troy Schneider, Dairy Business Association, Chilton
- Eric Olstad, East Central Select Sires, Stoughton
- Rita Buhr, Emerald-Baldwin Dairy, Emerald
- Lee Jensen, Five Star Dairy, Elk Mound
- Jim Wittenberger, Foremost Farms USA, Reedsburg
- Howard Mack, Foremost Farms USA, Baraboo
- Gary Peterson, Four Cubs Farm, Grantsburg
- Beu Peterson, Four Cubs Farm, Grantsburg
- Corey Geiger, Hoard's Dairyman Magazine, Fort Atkinson
- Lance Schmidt, Hubbard Feeds, Inc., Hortonville
- Dean Doornink, Jon-De Farm, Baldwin
- Allan Kutz, Kutz Dairy & Dairy Business Association, Jefferson
- Ronald Kutz, Kutz Dairy & Dairy Business Association, Jefferson
- Bernie Ford, Land O' Lakes, Wausau
- Sandy Trustem, Larson Acres, Evansville
- Terri Abing, Majestic View Dairy, Lancaster
- Annette Goetsch, Pfizer Animal Health, Sheboygan Falls
- Stephen Pederson, Royal Flush Dairy, Westby
- Dan Monson, Spring Grove Dairy, Brodhead
- Eugene Abraham, Town of Jordan, Monroe
- Pat Faessler, Town of Spring Grove, Juda
- Jim Harsdorf, Trim-Bel Valley Dairy, Beldenville
- Katie Boyke, Vir-Clar Farms, Madison
- Doug Olsen, Vita-Plus, Wisconsin Rapids
- Richard Wagner, Wagner Dairy, Middleton
- Mark Wiese, Wiese Brothers Farms, Greenleaf
- Jerome Wagner, Wagner Dairy, Middleton
- Robert Gonring, West Bend Elevator, Campbellsport
- Ralph Levzow, Rio
- Jean Dvorak, Manitowoc
- Lynn Sedelbauer, Hixton
- Ron Abing, Lancaster
- Skip Nordahl, Hixton
- Jeff Montsma, Fond du Lac
- Chuck Ripp, Dane
- Randall Greenfield, Sun Prairie
- Caroline Peterson, Grantsburg
- Gary Tauchen, Bonduel
- Laura Daniels, Mineral Point

- Becky Levzow, Rio
- Grant Grinstead, Madison
- Linda Bochert, Madison
- Nate Wagner, Middleton
- Douglas Braun, Sussex
- Michelle Philbeck, DePere
- Dan Hahn, Chilton

Registrations Against

- George Morgan, Centerville Cares, Cleveland
- Claudia Ends, Citizens Against Factory Farming, Broadhead
- Darlene Massen, Citizens Against Factory Farming, Brodhead
- Mary Ann Taddy, Citizens for Responsible Agriculture & Clean Environment, Maribel
- Marcella Straka, Citizens for Responsible Agriculture & Clean Environment, Mishicot
- Rita Kliment, Citizens for Responsible Agriculture & Clean Environment, Whitelaw
- Vernon Kliment, Citizens for Responsible Agriculture & Clean Environment, Whitelaw
- Mike Herzog, Citizens for Responsible Agriculture & Clean Environment, Manitowoc
- Irene Hessel, Citizens for Responsible Agriculture & Clean Environment, Manitowoc
- Mike Zelinski, Citizens for Responsible Agriculture & Clean Environment, Maribel
- Al Matano, Dane County Board of Supervisors, Madison
- Bill Hallstrom, Green-Rock Audubon Society, Beloit
- Felicia Lin, Midwest Environmental Advocates, Madison
- Josh Healey, Student Labor Action Coalition, Madison
- Catherine Parks Snider, Town of Dunn, Oregon
- Arnold Junk, Town of Manitowoc Rapids, Manitowoc
- Micha Ends, Brodhead
- Donna Hammond, Cleveland
- Wayne Cisler, Whitelaw
- Robert Rasmussen, Mishicot
- Paul Flietner, Hilbert
- Ruth Simpson, Madison
- Lee Brown, Madison
- Jeff Hassemer, Maribel
- Lonna Brooks, Rio
- Verne Wilke, Brodhead
- David Hamel, Westfield
- Wayne Schuette, Jr., Cleveland

- Betty Koenig, Mishicot
- Geraldine Zeman, Maribel
- Michael O'Brien, Madison
- Wanda Ashman, Madison
- Stacy Taeuber, Madison
- Ann Hassemer, Whitelaw
- Lloyd Shoulak, Mishicot
- Garth Hammond, Cleveland
- James Rasmussen, Mishicot
- Helen Rasmussen, Mishicot
- David Bender, Prairie du Sac
- Carol Enseki, Madison
- Diane Milligan, Madison
- Cara Coburn, Madison
- Jeff Leicht, Cleveland
- Donald Reif, Two Rivers
- Robert Peroutka, Two Rivers
- Milt Hassemer, Whitelaw
- Frank Hlinak, Maribel
- John Tebo, Whitelaw
- Paul Hutterer, Whitelaw
- Michael Orr, Waupaca
- John Shafer, Spring Valley
- Richard Massen, Brodhead
- Carl Scheuers, New Holstein
- Diane Schuette, Cleveland
- Lisa Fuelleman, Mt. Horeb

February 26, 2004

EXECUTIVE SESSION HELD

Present: (15) Representatives Ott, M. Williams, Ainsworth, Petrowski, Kestell, Suder, Hines, Loeffelholz, Towns, Gronemus, Plouff, Balow, Vruwink, Hebl and Molepske.

Absent: (0) None.

Moved by Representative Molepske, seconded by Representative Balow that **Assembly Amendment LRBa2298** be recommended for introduction.

Ayes: (3) Representatives Plouff, Balow and Molepske.

Noes: (11) Representatives Ott, M. Williams, Ainsworth, Petrowski, Kestell, Suder, Hines, Loeffelholz, Towns, Gronemus and Vruwink.

Absent: (1) Representative Hebl.

INTRODUCTION OF ASSEMBLY AMENDMENT LRBa2298
NOT RECOMMENDED, Ayes 3, Noes 11

Moved by Representative Balow, seconded by Representative Molepske that **Assembly Amendment LRBa2323** be recommended for introduction.

Ayes: (5) Representatives Gronemus, Plouff, Balow, Vruwink and Molepske.

Noes: (9) Representatives Ott, M. Williams, Ainsworth, Petrowski, Kestell, Suder, Hines, Loeffelholz and Towns.

Absent: (1) Representative Hebl.

INTRODUCTION OF ASSEMBLY AMENDMENT LRBa2323
NOT RECOMMENDED, Ayes 5, Noes 9

Moved by Representative Ott, seconded by Representative M. Williams that **Assembly Substitute Amendment LRBs0395** be recommended for introduction.

Ayes: (15) Representatives Ott, M. Williams, Ainsworth, Petrowski, Kestell, Suder, Hines, Loeffelholz, Towns, Gronemus, Plouff, Balow, Vruwink, Hebl and Molepske.

Noes: (0) None.

INTRODUCTION OF ASSEMBLY SUBSTITUTE
AMENDMENT LRBs0395 RECOMMENDED, Ayes 15, Noes 0

Moved by Representative Plouff, seconded by Representative Ainsworth that **LRBs0395** be recommended for adoption.

Ayes: (15) Representatives Ott, M. Williams, Ainsworth, Petrowski, Kestell, Suder, Hines, Loeffelholz, Towns, Gronemus, Plouff, Balow, Vruwink, Hebl and Molepske.

Noes: (0) None.

LRBs0395 ADOPTION RECOMMENDED, Ayes 15, Noes 0

Moved by Representative Ott, seconded by Representative Gronemus that **Assembly Bill 868** be recommended for passage as amended.

Ayes: (15) Representatives Ott, M. Williams,
Ainsworth, Petrowski, Kestell, Suder, Hines,
Loeffelholz, Towns, Gronemus, Plouff,
Balow, Vruwink, Hebl and Molepske.

Noes: (0) None.

PASSAGE AS AMENDED RECOMMENDED, Ayes 15, Noes 0

Erin Napralla
Committee Clerk