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(FORM UPDATED: 08/11/2010)

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

## 2013-14

(session year)

## Assembly

(Assembly, Senate or Joint)

### Committee on... State Affairs and Government Operations (AC-SAGO)

## **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)
  - (**sb** = Senate Bill)                              (**sr** = Senate Resolution)                              (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

\* Contents organized for archiving by: Stefanie Rose (LRB) (December 2014)

## Assembly

### Record of Committee Proceedings

#### **Committee on State Affairs and Government Operations**

##### **Assembly Bill 589**

Relating to: issuance by a first class city of a license for a retail food establishment and a permit for a restaurant or bed and breakfast establishment. By Representatives Kooyenga, Sanfelippo, Kahl, Strachota, Bies, Pridemore, Richards, Zepnick and Goyke; cosponsored by Senators Gudex, Schultz, Carpenter, Lassa, Harris, Grothman, Lazich and Olsen.

December 20, 2013 Referred to Committee on State Affairs and Government Operations

January 28, 2014 **Public Hearing Held**

Present: (12) Representative Weininger; Representatives Craig, Kleefisch, Knodl, Neylon, Kooyenga, Hutton, Nass, Zamarripa, Ringhand, Kahl and Hulsey.

Absent: (1) Representative Kessler.

Excused: (3) Representatives Swearingen, Ripp and Sinicki.

##### Appearances For

- Dale Kooyenga - Rep, - 14th ASM District
- Brenda Wood - City of Milwaukee
- Rebecca Grill - City of Milwaukee
- Angela Hagy - City of Milwaukee

##### Appearances Against

- None.

##### Appearances for Information Only

- None.

##### Registrations For

- Rick Gudex - Sen. - 18th Senate District

##### Registrations Against

- None.

##### Registrations for Information Only

- None.

February 06, 2014 **Executive Session Held**

Present: (14) Representative Weininger; Representatives Swearingen, Craig, Kleefisch, Knodl, Neylon, Kooyenga, Hutton, Nass, Sinicki, Zamarripa, Ringhand, Kahl and Hulsey.

Absent: (0) None.

Excused: (2) Representatives Ripp and Kessler.

Moved by Representative Kleefisch, seconded by Representative Ringhand that **Assembly Amendment 1** be recommended for adoption.

Ayes: (14) Representative Weininger; Representatives Swearingen, Craig, Kleefisch, Knodl, Neylon, Kooyenga, Hutton, Nass, Sinicki, Zamarripa, Ringhand, Kahl and Hulsey.

Noes: (0) None.

Absent: (2) Representatives Ripp and Kessler.

ASSEMBLY AMENDMENT 1 ADOPTION RECOMMENDED,  
Ayes 14, Noes 0

Moved by Representative Kleefisch, seconded by Representative Craig that **Assembly Bill 589** be recommended for passage as amended.

Ayes: (14) Representative Weininger; Representatives Swearingen, Craig, Kleefisch, Knodl, Neylon, Kooyenga, Hutton, Nass, Sinicki, Zamarripa, Ringhand, Kahl and Hulsey.

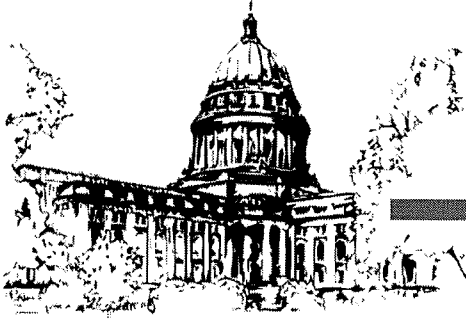
Noes: (0) None.

Absent: (2) Representatives Ripp and Kessler.

PASSAGE AS AMENDED RECOMMENDED, Ayes 14, Noes 0

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Alison Zikmund  
Committee Clerk



State Senator  
**Rick Gudex**

District 18

January 28, 2014

To: The Assembly Committee on State Affairs and Government Operations  
From: Sen. Rick Gudex  
Re: **Assembly Bill 589**

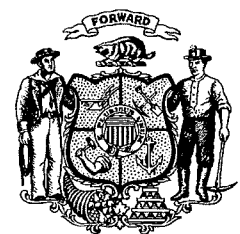
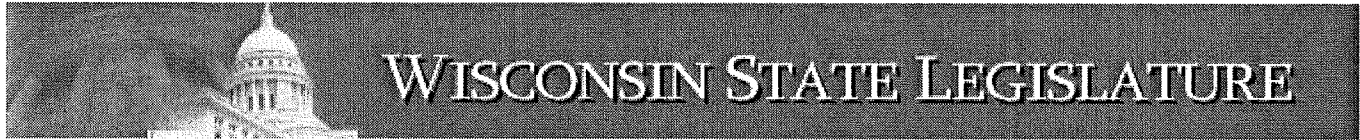
Mr. Chairman, members of the committee, thank you for holding this hearing today and for allowing me to submit testimony.

Under current law, retail food establishment licenses expire on June 30 statewide, and are re-issued on July 1. As you can imagine, that's a lot of license applications all being processed at the same time. For most of the state, that's no problem. Local officials I spoke with in my own district tell me that having all those licenses come due at the same time makes it easier for them to plan their time.

Retail alcohol licenses are handled the same way. They all end on June 30, and are renewed on July 1, except in one place: the City of Milwaukee. In Milwaukee, retail alcohol licenses come due one year after the date they were issued, and they can be issued at any time.

For Milwaukee, it makes sense, and it would make sense for Milwaukee to handle retail food licenses the same way. That is why they asked for this legislation. Under this bill, Milwaukee will be able to issue a new retail food license at any time, and have it come up for renewal one year later, instead of on June 30. Because the licenses will be for one year at a time, this won't cut down on oversight, but it will make things a little easier for the city. I hope it will also make things a little easier for those businesses which need licenses for both alcohol and food sales.

This is a simple and bipartisan bill that will make a small but positive change in our state. I urge your support.





# DALE KOOYENGA

STATE REPRESENTATIVE • 14<sup>th</sup> ASSEMBLY DISTRICT

(608) 266-9180  
FAX: (608) 282-3614  
Toll-Free: (888) 534-0014  
Rep.Kooyenga@legis.wi.gov

P.O. Box 8952  
Madison, WI 53708-8952

January 28, 2013

Assembly Committee on State Affairs and Government Operations  
Public Hearing  
10:00 AM – 225 Northwest

Chairman Weininger and Members of the Committee:

I want to thank you for the opportunity to speak on behalf of AB 589/SB 445. This legislation allows a local health department in a first class city (currently, this only applies to the city of Milwaukee) to issue a license to a retail food or a bed and breakfast establishment at any point during the year. This license expires one year from the day the license is issued.

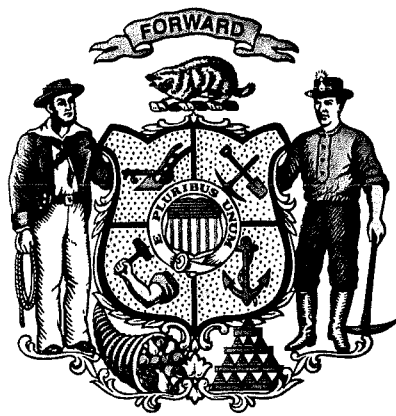
AB 589/SB 445 helps to eliminate the bureaucracy associated with obtaining a license for a retail food or bed and breakfast establishment. Currently, the Department of Health Services issues these licenses. This legislation authorizes the Department of Agriculture, Trade and Consumer Protection to enter into an agreement with the local health departments to allow these local departments to issue licenses.

This bill will eliminate the proverbial bureaucratic "red tape." Thank you for the time to discuss AB 589/SB 445. I am open to any questions the committee may have.

Thank you,

A handwritten signature in black ink, appearing to read "Dale P. Kooyenga". The signature is fluid and cursive, with a long horizontal stroke at the end.

Dale P. Kooyenga





Department of Administration  
Intergovernmental Relations Division

Tom Barrett  
Mayor

Sharon Robinson  
Director of Administration

Jennifer Gonda  
Director of Intergovernmental Relations

**City of Milwaukee Testimony on AB 589 to Assembly Committee on State Affairs and  
Government Operations-January 28, 2014**

Thank you to Chairman Weininger and to the committee for hearing AB 589 related to issuance by a first class city of a license for a retail food establishment and a permit for a restaurant or bed and breakfast establishment. Additionally, I'd like to thank Sen. Gudex and Rep. Kooyenga for authoring the bill on behalf of the City of Milwaukee.

This bill is about creating a more business friendly licensing procedure and streamlining our government administrative processes in issuing food related licenses. The City of Milwaukee has an agent agreement with both DATCP and DHS to administer the licensing and the inspection of all retail food, restaurants, and bed and breakfasts. Essentially, the City of Milwaukee performs all of the work in licensing and regulating these businesses. However, state law requires that these licenses expire on June 30<sup>th</sup> each year. We have over 3,500 food licenses in Milwaukee, so you can imagine the monumental task that is required to handle all of these renewals at the same time. We would prefer to have these renewals spread out throughout the year so the City is asking for state law to be changed to allow for these licenses to expire one year from the date of issuance rather than on June 30<sup>th</sup>.

The reason we are asking for this law change only for a first class city is because we already have a similar exception in state law for liquor licenses under Ch. 125.04(11)(b). Currently under state law, both food and liquor licenses expire statewide on June 30<sup>th</sup> each year except in Milwaukee where liquor licenses currently expire one year from the date of issuance. We are asking for this same exception for food licenses so that a business that has both types of licenses only has to come in once in a year to renew. All other municipalities are already able to do this because both licenses in other communities expire on June 30<sup>th</sup>. Obviously, due to the volume of these licenses in Milwaukee it would be nearly impossible for us to administer all of these renewals on June 30<sup>th</sup>.

Again, because the City has an agent agreement with DATCP and DHS, nothing will change for them. We will continue to provide them with the same information they currently receive and require of us in the same report format and timing. The only change will be for the business who will only have to come to the City once for both licenses and for the City who will administer the licenses over a 12 month cycle rather than a June 30<sup>th</sup> deadline. Another benefit is that, under this change, we will be able to conduct our inspections closer to the actual renewal date.

We see this bill as a win-win for food licensed businesses and for government efficiency in issuing these food licenses. We ask for your support of AB 589. Thank you.

For questions or for additional information please contact:

Brenda Wood

414-286-2371 office

414-339-9054 cell

bwood@milwaukee.gov