



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-2609/1
KP:skw

2021 SENATE BILL 298

April 8, 2021 - Introduced by Senators ROTH, BALLWEG and FEYEN, cosponsored by Representatives CABRAL-GUEVARA, SORTWELL, SCHRAA, WICHGERS, MAGNAFICI, TRANEL, KNODL, EDMING, BOWEN and SINICKI. Referred to Committee on Sporting Heritage, Small Business and Rural Issues.

1 **AN ACT to amend** 97.30 (5) of the statutes; **relating to:** allowing dogs on the
2 premises of certain retail food establishments.

Analysis by the Legislative Reference Bureau

This bill prohibits the Department of Agriculture, Trade and Consumer Protection from promulgating a rule that prohibits dogs from the premises of a retail food establishment that receives not more than 5 percent of its total revenues from the sale of food. Under current law, DATCP has authority to promulgate rules governing the operation of retail food establishments.

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

3 **SECTION 1.** 97.30 (5) of the statutes is amended to read:
4 **97.30 (5) RULE MAKING.** The department may promulgate rules to establish the
5 fees required under sub. (3) or to govern the operation of retail food establishments.
6 Rules may include standards for the construction and maintenance of facilities; the
7 design, installation, cleaning and maintenance of equipment and utensils; personnel
8 sanitation; food handling, display and storage; and food sources and food labeling.

SENATE BILL 298

SECTION 1

1 No rule promulgated under this subsection may prohibit dogs from the premises of
2 a retail food establishment that receives not more than 5 percent of its total revenues
3 from the sale of food.

4 (END)