

State of Wisconsin



2011 Senate Bill 349

Date of enactment: April 6, 2012
Date of publication*: April 19, 2012

2011 WISCONSIN ACT 263

AN ACT *to consolidate, renumber and amend* 98.16 (1) (intro.) and (b); and *to amend* 92.06 (1) (b) 2., 94.681 (6) (a) 2., 95.51 (5) (a), 98.16 (2) (cm) 1. and 98.16 (4) of the statutes; **relating to:** the confidentiality of information related to exemptions from the requirement to register livestock premises; membership of county land conservation committees; vehicle scale operators; and changing a reporting requirement for pesticide sales (suggested as remedial legislation by the Department of Agriculture, Trade and Consumer Protection).

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

SECTION 1. 92.06 (1) (b) 2. of the statutes is amended to read:

92.06 (1) (b) 2. The county board shall appoint to the land conservation committee a person who is the chairperson of the county agricultural stabilization and conservation farm service agency committee created under 16 USC 590h (b) or other county agricultural stabilization and conservation farm service agency committee member designated by the chairperson of the county agricultural stabilization and conservation farm service agency committee.

SECTION 2. 94.681 (6) (a) 2. of the statutes is amended to read:

94.681 (6) (a) 2. By March 31 of the year following the year in which the person stopped selling or distributing the pesticide product for use in this state, file a report with the department showing the gross revenue that the person derived from the sale of the pesticide product for use in this state from October 1 of the year before the year in which the person stopped selling or distributing the pesticide product to December 31 of the year in which the

person stopped selling or distributing the pesticide product.

SECTION 3. 95.51 (5) (a) of the statutes is amended to read:

95.51 (5) (a) Information that a person is required to provide to the department under sub. (2) and information that a person is required to provide to the department to request an exemption under sub. (3m) is not subject to public inspection under s. 19.35. Except as provided in pars. (b) and (c), the department may not disclose information provided under sub. (2) or provided to request an exemption under sub. (3m) to any other person or agency.

SECTION 4. 98.16 (1) (intro.) and (b) of the statutes are consolidated, renumbered 98.16 (1) and amended to read:

98.16 (1) DEFINITIONS. In this section: (b) "Vehicle vehicle scale" means a commercial scale that is designed to weigh loaded or unloaded highway, farm or industrial vehicles, except that it does not include a scale that is operated exclusively by this state.

SECTION 5. 98.16 (2) (cm) 1. of the statutes is amended to read:

98.16 (2) (cm) 1. A license fee. ~~The fee for a license under this subsection is \$100, except that the department~~

* Section 991.11, WISCONSIN STATUTES 2009-10 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

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may establish a different fee in the amount specified by the department by rule promulgated under sub. (4).

SECTION 6. 98.16 (4) of the statutes is amended to read:

98.16 (4) RULES. The department shall promulgate rules to regulate the construction, operation, testing, and maintenance of vehicle scales, including a rule specify-

ing the amount of the fee under sub. (2) (cm) 1. The department may promulgate rules to adjust fees and surcharges under subs. (2) (cm) ~~1.~~ and 2. and (2m) (a) and (b) and to impose a testing surcharge upon a vehicle scale operator if the operator fails to file a vehicle scale test report as required by a rule promulgated by the department under this subsection.
