



State of Wisconsin
2025 - 2026 LEGISLATURE

LRB-4708/1

MJW:emw

2025 BILL

1 **AN ACT** *to repeal* 95.68 (4) (b) 2., 95.69 (4) (b) 2. and 95.71 (5) (c) 2.; *to*
2 *renumber* 95.68 (7) and 95.69 (7); *to renumber and amend* 95.68 (4) (a); *to*
3 *amend* 95.68 (4) (b) 1., 95.68 (8), 95.69 (4) (a), 95.69 (4) (b) 1., 95.69 (8), 95.71
4 (5) (a), 95.71 (5) (b), 95.71 (5) (c) 1. and 95.71 (8); *to create* 95.68 (1) (aj), 95.68
5 (1) (ak), 95.68 (1) (aL), 95.68 (4) (a) 1., 95.68 (4) (a) 2., 95.68 (4) (a) 3., 95.68 (7)
6 (b), 95.69 (5) (a) 3., 95.69 (5) (a) 4., 95.69 (5) (a) 5. and 95.69 (7) (b) of the
7 statutes; **relating to:** fees related to animal markets, animal dealers, animal
8 truckers, and animal transport vehicles.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Agriculture, Trade and Consumer Protection is required to specify by rule fees related to animal market licenses, animal dealer licenses, animal trucker licenses, and animal transport vehicle registrations. This bill removes DATCP's authority to promulgate rules regarding the fees and statutorily establishes the fees in the same amounts as DATCP had established for the fees by rule, as published in the Wisconsin Administrative Register in December 2024.

BILL**SECTION 1**

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 95.68 (1) (aj) of the statutes is created to read:

95.68 (1) (aj) "Class A animal market license" means an annual license authorizing a person to operate an animal market at which the person may conduct livestock and wild animal sales and auction livestock on any number of days during the license year.

SECTION 2. 95.68 (1) (ak) of the statutes is created to read:

95.68 (1) (ak) "Class B animal market license" means an annual license authorizing a person to operate an animal market at which the person may conduct livestock sales on any number of days during the license year and auction livestock on no more than 4 days during the license year. A Class B animal market license does not authorize a person to conduct a sale or auction of a wild animal.

SECTION 3. 95.68 (1) (aL) of the statutes is created to read:

95.68 (1) (aL) "Class E animal market license" means an annual license authorizing a person to operate an animal market at which the person may conduct sales of equine animals on any number of days during the license year. A Class E animal market license does not authorize a person to conduct an auction of an equine animal. A Class E animal market license does not authorize a person to conduct a sale or auction of a wild animal or livestock that is not an equine animal.

SECTION 4. 95.68 (4) (a) of the statutes is renumbered 95.68 (4) (a) (intro.) and amended to read:

BILL**SECTION 4**

1 95.68 (4) (a) (intro.) The department shall, ~~by rule, specify the charge a~~
2 nonrefundable annual fee for an animal market license issued under this ~~section.~~
3 section as follows:

4 **SECTION 5.** 95.68 (4) (a) 1. of the statutes is created to read:

5 95.68 (4) (a) 1. For a Class A animal market license, \$420.

6 **SECTION 6.** 95.68 (4) (a) 2. of the statutes is created to read:

7 95.68 (4) (a) 2. For a Class B animal market license, \$220.

8 **SECTION 7.** 95.68 (4) (a) 3. of the statutes is created to read:

9 95.68 (4) (a) 3. For a Class E animal market license, \$280.

10 **SECTION 8.** 95.68 (4) (b) 1. of the statutes is amended to read:

11 95.68 (4) (b) 1. If the department reinspects an animal market because the
12 department has found a violation of this chapter or rules promulgated under this
13 chapter, the department shall charge the animal market operator ~~the reinspection~~
14 ~~fee specified under subd. 2.~~ a \$150 reinspection fee.

15 **SECTION 9.** 95.68 (4) (b) 2. of the statutes is repealed.

16 **SECTION 10.** 95.68 (7) of the statutes is renumbered 95.68 (7) (a).

17 **SECTION 11.** 95.68 (7) (b) of the statutes is created to read:

18 95.68 (7) (b) The department shall charge a nonrefundable annual \$20 fee for
19 each animal transport vehicle registered under par. (a).

20 **SECTION 12.** 95.68 (8) of the statutes is amended to read:

21 95.68 (8) **RULES.** The department may promulgate rules to regulate the
22 operation of animal markets, including rules related to market operator
23 qualifications, market construction and maintenance, construction and
24 maintenance of animal transport vehicles, identification of animal transport

BILL**SECTION 12**

1 vehicles, disease sanitation, humane treatment of animals, identification of
2 animals, record keeping, reports to the department and compliance with applicable
3 financial security requirements under state or federal law. The department may
4 not promulgate rules increasing the fees required under this section or creating new
5 fees related to this section.

6 **SECTION 13.** 95.69 (4) (a) of the statutes is amended to read:

7 95.69 (4) (a) The department shall, ~~by rule, specify the~~ charge a
8 nonrefundable annual \$220 fee for an animal dealer license issued under this
9 section.

10 **SECTION 14.** 95.69 (4) (b) 1. of the statutes is amended to read:

11 95.69 (4) (b) 1. If the department reinspects an animal dealer operation
12 because the department has found a violation of this chapter or rules promulgated
13 under this chapter, the department shall charge the animal dealer ~~the reinspection~~
14 ~~fee specified under subd. 2.~~ a \$150 reinspection fee.

15 **SECTION 15.** 95.69 (4) (b) 2. of the statutes is repealed.

16 **SECTION 16.** 95.69 (5) (a) 3. of the statutes is created to read:

17 95.69 (5) (a) 3. While operating under a Class B animal market license,
18 conducted a sale or auction of a wild animal.

19 **SECTION 17.** 95.69 (5) (a) 4. of the statutes is created to read:

20 95.69 (5) (a) 4. While operating under a Class E animal market license,
21 conducted an auction of an equine animal.

22 **SECTION 18.** 95.69 (5) (a) 5. of the statutes is created to read:

23 95.69 (5) (a) 5. While operating under a Class E animal market license,

BILL**SECTION 18**

1 conducted a sale or auction of a wild animal or livestock that is not an equine
2 animal.

3 **SECTION 19.** 95.69 (7) of the statutes is renumbered 95.69 (7) (a).

4 **SECTION 20.** 95.69 (7) (b) of the statutes is created to read:

5 95.69 (7) (b) The department shall charge a nonrefundable annual \$20 fee for
6 each animal transport vehicle registered under par. (a).

7 **SECTION 21.** 95.69 (8) of the statutes is amended to read:

8 95.69 (8) RULES. The department may promulgate rules to regulate animal
9 dealers, including rules related to animal dealer qualifications, construction and
10 maintenance of animal transport vehicles, identification of animal transport
11 vehicles, disease sanitation, humane treatment of animals, identification of
12 animals, record keeping, reports to the department and compliance with applicable
13 financial security requirements under state or federal law. The department may
14 not promulgate rules increasing the fees required under this section or creating new
15 fees related to this section.

16 **SECTION 22.** 95.71 (5) (a) of the statutes is amended to read:

17 95.71 (5) (a) The department shall, ~~by rule, specify the~~ charge a
18 nonrefundable annual \$60 fee for an animal trucker license issued under this
19 section.

20 **SECTION 23.** 95.71 (5) (b) of the statutes is amended to read:

21 95.71 (5) (b) The department shall, ~~by rule, specify the fee to be paid~~ charge a
22 \$20 fee for each animal transport vehicle registered under sub. (4). If during any
23 license year an animal trucker registers an animal transport vehicle that was not
24 registered with the animal trucker's annual license application under sub. (3), the

BILL**SECTION 23**

1 animal trucker shall pay the fee required under this paragraph at the time of
2 registration.

3 **SECTION 24.** 95.71 (5) (c) 1. of the statutes is amended to read:

4 95.71 (5) (c) 1. If the department reinspects an animal trucker operation
5 because the department has found a violation of this chapter or rules promulgated
6 under this chapter, the department shall charge the animal trucker ~~the~~
7 ~~reinspection fee specified under subd. 2.~~ a \$150 reinspection fee.

8 **SECTION 25.** 95.71 (5) (c) 2. of the statutes is repealed.

9 **SECTION 26.** 95.71 (8) of the statutes is amended to read:

10 95.71 (8) RULES. The department may promulgate rules to regulate animal
11 truckers, including rules related to animal trucker qualifications, construction and
12 maintenance of animal transport vehicles, identification of animal transport
13 vehicles, disease sanitation, humane treatment of animals, identification of
14 animals, record keeping, reports to the department and compliance with applicable
15 financial security requirements under state or federal law. The department may
16 not promulgate rules increasing the fees required under this section or creating new
17 fees related to this section.

18 (END)