



2019 SENATE BILL 106

March 15, 2019 - Introduced by Senators PETROWSKI, COWLES, KAPENGA, MARKLEIN and OLSEN, cosponsored by Representatives SNYDER, KULP, MURPHY, RAMTHUN, SKOWRONSKI, SPIROS, STEFFEN, THIESFELDT and TUSLER. Referred to Committee on Public Benefits, Licensing and State-Federal Relations.

1 **AN ACT to amend** 97.41 (4) (a) and 97.41 (4) (c) of the statutes; **relating to:** micro
2 market licensing fees.

Analysis by the Legislative Reference Bureau

This bill prohibits a local health department that is granted agent status to issue retail food establishment licenses by the Department of Agriculture, Trade and Consumer Protection from establishing separate fees for pre-licensing inspections of micro markets.

For further information see the *local* 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:

3 **SECTION 1.** 97.41 (4) (a) of the statutes is amended to read:

4 97.41 (4) (a) Except as provided in par. (b) or (c), a local health department
5 granted agent status under this section shall establish and collect the license fee for
6 retail food establishments, as defined in s. 97.30 (1) (c). The Except as provided in
7 par. (c), the local health department may establish separate fees for pre-licensing

SENATE BILL 106**SECTION 1**

1 inspections of new establishments, for pre-licensing inspections of existing
2 establishments for which a person intends to be the new operator or for the issuance
3 of duplicate licenses. No fee may exceed the local health department's reasonable
4 costs of issuing licenses to, making investigations and inspections of, and providing
5 education, training and technical assistance to the establishments, plus the state fee
6 established under sub. (5). A local health department which is granted agent status
7 under this section or under s. 97.615 may issue a single license and establish and
8 collect a single fee which authorizes the operation on the same premises of more than
9 one type of establishment with respect to which it is granted agent status under this
10 section or under s. 97.615 (2).

11 **SECTION 2.** 97.41 (4) (c) of the statutes is amended to read:

12 97.41 (4) (c) A local health department granted agent status under this section
13 shall collect the license fees under s. 97.30 (3s) for retail food establishments, as
14 defined in s. 97.30 (1) (c), that are micro markets. The local health department may
15 not establish fees for pre-licensing inspections of micro markets.

16 (END)