

**BOARD OF AGRICULTURE, TRADE AND CONSUMER PROTECTION
MINUTES**

May 12, 2022

The Board of Agriculture, Trade and Consumer Protection (Board) met in the DATCP Boardroom, 2811 Agriculture Drive, Madison, WI 53718 and via zoom on **May 12, 2022**. The meeting was preceded by public notice as required by Wis. Stat. § 19.84.

Call to Order

Board Chair Miranda Leis called the meeting to order at 9:04 a.m.

Members Present

Miranda Leis, Andy Diercks, Patty Edelburg, Dr. Clare Hintz, Doug Rebout, Dan Smith, and Carla Washington.

Not present: Paul Bauer and Paul Palmby

Minutes

Motion

A motion was made by Dan Smith and seconded by Doug Rebout to approve the March 3, 2022, DATCP Board minutes. Motion was approved unanimously.

Wisconsin Agriculture Youth Council

Ashley Andre, Policy Initiatives Advisor in the Office of the Secretary, presented the 2021-2022 Wisconsin Agriculture Youth Council (Council) to the Board. The Council encourages young people to engage in state government and to increase their awareness of DATCP's interactions with Wisconsin's agriculture industry. The four goals of the Council are to highlight the available agricultural-related career opportunities, share the state tools available to support Wisconsin farmers, provide insight on how to effectively engage in state agricultural policy development, and increase networking opportunities for participants across the agricultural industry.

The Council consists of 15 Wisconsin high school seniors from across the state. Students serve a one-year term and will receive a certificate at the completion of their year. Current members are: Crystal Anhalt, Manitowoc, Lauren Breunig, Sauk City, Connor Fields, Plain, Kelly Herness, Whitehall, Amy Jentges, Port Washington, Sophie Koehler, Chippewa Falls, Isabella Kraus, Beaver Dam, Katelyn Meinholz, Deforest, Ainsley Noble, Lancaster, Cameron Pokorny, Waupun, Michael Schaal, Burlington, Mary Schrieber, East Troy, Emily Stumpf, Appleton, Rebecca Tank, New London, and Maria Zillges, Larsen.

**Beth Schaefer, Wisconsin Farm Bureau
Federation Ag Classroom Coordinator
Wisconsin Agriculture in the Classroom**

Beth Schaefer, Wisconsin Farm Bureau Federation Ag in the Classroom Coordinator, presented Wisconsin's Ag in the Classroom (AITC) program to the Board. This program's mission is to increase agricultural literacy in the classroom through K-12 education by improving student achievement in applying authentic, agricultural-based content as context to teach core curriculum concepts in science, social studies, language arts and nutrition. AITC also encourages teachers to embed agriculture into their classroom because it cultivates an understanding and appreciation of the food and fiber system we all rely on daily.

Public Appearances

The following made public appearances in front of the Board today:

Sean Burke
Sun Prairie, WI
Re: Consumer Protection

Laurie Seale
Gilman, WI
Re: Depopulation of herd

ATCP 1 Administrative Orders and Contested Cases Office of the Secretary Statement of Scope

Julie Schmidt, Administrative Rules Coordinator from the Office of the Secretary presented the Statement of Scope for Wis. Admin. Code ch. ATCP 1, to the Board. Ms. Schmidt gave a brief overview and requested the Board approve the Statement of Scope.

Motion

A motion was made by Andy Diercks and seconded by Doug Rebout to approve the Statement of Scope for Wis. Admin. Code ch. ATCP 1. Motion was approved unanimously.

ATCP 78 Recreational and Educational Camps Division of Food and Recreational Safety Final Rule

Caitlin Jeidy, Program Policy Analyst from the Division of Food and Recreational Safety presented the Final Rule for Wis. Admin. Code ch. ATCP 78, to the Board. Ms. Jeidy gave a brief overview and requested the Board approve the Final Rule.

Motion

A motion was made by Doug Rebout and seconded by Dan Smith to approve the Final Rule for Wis. Admin. Code ch. ATCP 78. Motion was approved unanimously.

ATCP 76 Safety, Maintenance, and Operation of Public Pools and Water Attractions

**Division of Food and Recreational Safety
Final Rule**

Caitlin Jeidy, Program Policy Analyst from the Division of Food and Recreational Safety presented the Final Rule for Wis. Admin. Code ch. ATCP 76, to the Board. Ms. Jeidy gave a brief overview and requested the Board approve the Final Rule.

Motion

A motion was made by Dan Smith and seconded by Patty Edelburg to approve the Final Rule for Wis. Admin. Code ch. ATCP 76. Motion was approved, Andy Diercks voted no.

**ATCP 161 and 163 Grants and Loans
Division of Agricultural Development
Statement of Scope**

Sharon Henes, Program Policy Analyst from the Division of Agricultural Development presented the Statement of Scope for Wis. Admin. Code ch. ATCP 161 and 163, to the Board. Ms. Henes gave a brief overview and requested the Board approve a notice for a Preliminary Public Hearing if requested by JCRAR or the Statement of Scope.

Motion

A motion was made by Andy Diercks and seconded by Patty Edelburg to approve a notice of Preliminary Public Hearing if requested by JCRAR or the Statement of Scope for Wis. Admin. Code ch. ATCP 161. Motion was approved unanimously.

**ATCP 52 Nitrogen Optimization Producer Led Watershed Protection Grants
Division of Agricultural Resource Management
Emergency Rule Statement of Scope**

Alex Elias, Program Policy Analyst from the Division of Agricultural Resource Management presented the Statement of Scope for Wis. Admin. Code ch. ATCP 52, to the Board. Ms. Elias gave a brief overview and requested the Board approve a notice of Preliminary Public Hearing if requested by JCRAR or the Statement of Scope.

Motion

A motion was made by Patty Edelburg and seconded by Carla Washington to approve a notice of Preliminary Public Hearing if requested by JCRAR or the Statement of Scope for Wis. Admin. Code ch. ATCP 52. Motion was approved unanimously.

**ATCP 52 Crop Insurance Premium Rebates Producer
Led Watershed Protection Grants
Division of Agricultural Resource Management
Emergency Rule Statement of Scope**

Alex Elias, Program Policy Analyst from the Division of Agricultural Resource Management presented the Statement of Scope for Wis. Admin. Code ch. ATCP 52, to the Board. Ms. Elias gave a brief overview and requested the Board approve a notice of Preliminary Public Hearing if requested by JCRAR or the Statement of Scope.

Motion

A motion was made by Doug Rebout and seconded by Dan Smith to approve a notice of Preliminary Public Hearing if requested by JCRAR or the Statement of Scope for Wis. Admin. Code ch. ATCP 52. Motion was approved unanimously.

Wisconsin Agricultural Statistics Survey Update

Greg Bussler

Greg Bussler, State Statistician from the USDA National Agricultural Statistics Service presented his May 12, 2022 report to the Board on Crop Planting Intentions, Milk Production, Prices Received, Crop Progress as of May 2, 2022, Chicken & Eggs, and upcoming NASS Surveys.

Legislative Report Office of the Secretary

Bradford Steine, Legislative Advisor from the Office of the Secretary presented a legislative update to the Board on: ATCP 76 next steps and JCRAR ruling, the close of the legislative session, DATCP bills in the last budget process and legislative session, agricultural exports legislation (ACT 207), nitrogen and cover crop legislation (ACT 223), ATCP 160 and VE 1-11 which are currently in legislative review, and the next steps for the new budget cycle.

High Path Avian Influenza Update Division of Animal Health

Dr. Elizabeth Patton, Assistant State Veterinarian from the Division of Animal Health presented a High Path Avian Influenza (HPAI) response update to the Board. Please see Dr. Patton's PowerPoint for further information.

[HPAI Board PPT](#)

First Quarter Export Highlights Division of Agriculture Development

Mark Rhoda-Reis, Bureau Director from the Division of Agricultural Development presented the first quarter export highlights to the Board. Wisconsin export of food, forestry, and agricultural products reached a record of \$3.96 billion in 2021. While the growth rate has slowed in the first quarter of 2022, it is still up nearly 12% over the first quarter of 2021. Among the top five countries, Canada, China, and Korea posted double digit gains in the first quarter while Mexico was down nearly 3% and Japan down nearly 7%. Dairy is up 22%, crops are up nearly 12% and

meat is up nearly 6% despite inflation, a strong U.S. dollar, conflict between Russia and Ukraine, high logistics costs, lack of container availability, high fuel costs, continued tariffs on agricultural products, and pandemic lockdowns in China. Wisconsin had a strong first quarter, however, the rate of climb will likely slow over the next several months due to economic disruptions from sanctions on Russia.

Office of the Secretary Report

Secretary Randy Romanski presented the Office of the Secretary update to the Board:

This is Public Service recognition week. The following employees were selected by their division leadership for the Employee of the Year award: Bev Enke, Becky Gutsch, Kevin Hoffman, Dr. Amy Horn-Delzer, Kara Kasten-Olson, Brian Kolb, and Monica Sipes.

Wisconsin Agricultural Export Advisory Council. DATCP and the Wisconsin Economic Development Corporation created this council to help guide the Wisconsin Initiative for the Agricultural Exports program that promotes exports of Wisconsin products.

Meat processing grants. The first round of grant distribution is completed and there were 5 recipients across the State of Wisconsin. This group shared \$200,000. We get another \$200,000 after July 1st for the second round of grants.

Dairy processing grants. 15 Wisconsin dairy companies have received these grants in 2021. The grants are designed to foster innovation, improve profitability, and sustain long-term viability of processing facilities. We received \$400,000 for these grants.

Agriculture Youth Council. This group is great and comes to the Council from different places. It is meaningful for us to hear from the individuals about their insights on agriculture.

E15 sales year around. Governor Evers sent a letter to the EPA supporting the year around sale of E15 fuel.

Good to see Board members at events across the state.

Hunger and Health Summit. This group consists of food support organizations across the state and their mission is to help food banks and partners fight hunger, improve health, and strengthen local communities so that every Wisconsinite has access to food.

I participated in a meet and greet with the Latino Chamber of Commerce recently where we were connecting the dots between farmers and producers.

Board Member Updates

The following DATCP Board members commented on industry, business, training and personal agricultural issues that arose since the last Board meeting: Miranda Leis, Patty Edelburg, Andy Diercks, Dr. Clare Hintz, Dan Smith, and Doug Rebut.

Future Agenda Items

Possible onsite meeting locations were discussed for the summer Board meeting.

Adjournment

Motion

A motion to adjourn was made by Dan Smith and seconded by Andy Diercks. Motion approved unanimously. The Board adjourned at approximately 12:57 p.m.

All reports and any associated documents presented during a Board meeting can be accessed by contacting the Office the Secretary, Legal Counsel at (608) 224-5029.