MEETING MINUTES

AGRICULTURAL PRODUCER SECURITY COUNCIL

December 6, 2016

Call to order

The Agricultural Producer Security (APS) Council held a meeting on Tuesday, December 6, 2016, at the headquarters of the Wisconsin Department of Agriculture, Trade and Consumer Protection, 2811 Agriculture Drive, Madison, Wisconsin.

Attendance

Eight council members were present: Nick George, Don Hamm, Louise Hemstead, John Manske, Dave Daniels, John Umhoefer, Doug Cropp, and Jim Zimmerman.

Council members Jeremie Pavelski and Craig Myhre were absent. However, a representative from Wisconsin Farmers Union attended in Craig's absence.

DATCP staff members present included Eric Hanson, Jeremy McPherson, Lori Ronnerud, David Woldseth, and Lauren Van Buren. Also in attendance were several members of the public.

Agenda Item I Call to Order

Chair John Manske called the meeting to order at 1:34 p.m.

Agenda Item II Approve Minutes

Louise Hemstead moved to approve the minutes, from the June 27, 2016 meeting. The motion was seconded by Jim Zimmerman. The motion passed unanimously.

Agenda Item III Draft Legislative Proposal re: Ch. 126 Wis. Stats.

John Manske requested that DATCP staff provide a detailed review of the proposed legislation.

Jeremy walked through the proposal and addressed questions that arose.

John Manske asked for clarification regarding the calculation of the security amount for milk contractors that use deferred payment. After discussion of the specific language, Jeremy said we will rework that section to make clear that security required solely due to not meeting the deferred payment thresholds will be calculated only on the amount of deferred payment obligations and not total default exposure.

The Council also asked for clarification regarding the required contents of deferred payment contracts issued by milk contractors. The Council offered suggestions about how that section could be reworked to focus on identifying specifically what payments or amounts are being deferred. The Council also suggested that a provision be added to the proposal to provide DATCP authority to modify contract requirements by administrative rule.

Louise Hemstead made a motion to support DATCP's effort to move forward with Ch. 126 legislation as proposed, with revisions to section 11, 12, 15 and 16. Nick George seconded the motion. The motion carried unanimously.

Agenda Item IV Draft Scope Statement re: ATCP 99, 100, 101

Eric provided an overview of the scope statement. John Manske asked if the language provided enough detail regarding the intended rule changes. Jeremy explained that the scope statement was intentionally broad to allow all of the various types of assessment changes that may be necessary, which depends partially on the passage of the legislative package. John U. suggested that the description more clearly define which rules will be impacted.

John Umhoefer made a motion to support the scope statement with a revision to the description to more clearly define which rules will be modified. Dave Daniels seconded the motion. Motion carried unanimously.

Agenda Item VI Adjourn

Chairman Manske asked about scheduling the next meeting. Jeremy suggested early spring, after the February DATCP Board Meeting, when a draft of the rulemaking Hearing Draft could be discussed. Jeremy added that the APS Fund Annual Report should also be ready for the next meeting.

Motion to adjourn the meeting was made by Jim Zimmerman, with a second by Doug Cropp. Motion was unanimously approved. The meeting was adjourned at approximately 3:07 p.m.

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Craig Myhre, Secretary

John Manske

John Manske, Chair