

Milk Contractor License Fees and Surcharges

Wisconsin Statute Chapter 126, Section 126.41

1. **Annual License Fee:** A nonrefundable license processing fee of \$25, regardless of whether application is made after the beginning of a license year.
2. **Surcharges:**
 - a) A license surcharge of \$500 if the department determines that, within 365 days before submitting the license application, the applicant operated without a license in violation of § 126.41(1). The applicant shall also pay any license fees, license surcharges, and fund assessments that are still due for any license year in which the applicant violated § 126.41(1).
 - b) A license surcharge of \$100 if during the preceding 12 months the applicant failed to file an annual financial statement required under § 126.44(1)(b) by the applicable deadline.
 - c) A license surcharge of \$100 if a renewal applicant fails to renew a license by the license expiration date of April 30.
3. **Monthly License Fee:** § 126.42(1) Except as provided under sub. (5) or (6), a milk contractor licensed under § 126.41(1) shall pay to the department, by the 25th day of each month, a monthly license fee of 0.15 cent for each 100 pounds of producer milk that the milk contractor procured in this state during the preceding month. The milk contractor shall submit, with the fee payment, a report stating the number of pounds of producer milk that the milk contractor procured in this state during the preceding month.
 - (5) PRODUCER AGENTS; EXEMPTION. A producer agent is not required to pay the monthly fee under § 126.42(1) for producer milk that the producer agent markets to a milk contractor who is licensed under § 126.41 (1) and who pays the monthly fee on the same milk.
 - (6) FEE CHANGES. The department may modify the license fees under § 126.42(1) by rule, as provided under § 126.81.
4. **Late payment surcharge:** §126.42(2) If a milk contractor fails to pay a monthly fee under § 126.42(1) when due, the milk contractor shall pay, in addition to that monthly fee, a surcharge equal to 20% of that monthly fee. The milk contractor shall pay the surcharge by the 25th day of the following month.

You may visit the following websites to see the applicable statutes and rules:

Chapter 126, Wis. Stats. - <http://www.legis.wisconsin.gov/statutes/stat0126.pdf>

Chapter ATCP 100, Wis. Adm. Code - <http://www.legis.wisconsin.gov/rsb/code/atcp/atcp100.pdf>

Wisconsin Dept. of Agriculture, Trade and Consumer Protection - https://datcp.wi.gov/Pages/Programs_Services/AgriculturalProducerSecurity.aspx