

Wisconsin Statute Chapter 126, Subchapter VI – Vegetable Contractors

Vegetable Contractor License Fees and Surcharges *ATCP* 101.23 Wisconsin Administrative Code

A person or business entity applying for an annual vegetable contractor license under s. 126.56, Wis. Stats., shall pay all of the following license fees and surcharges, rather than license fees and surcharges provided in s. 126.56(4), Wis. Stats.:

1. A nonrefundable license processing fee of \$25.
2. A fee of \$25 plus 8.75 cents for each \$100 in contract obligations reported under s. 126.56(9)(a), Wis. Stats., less any fee credits for which the vegetable contractor qualifies under s. 126.56(6), Wis. Stats. This subsection does not apply to a processing potato buyer that has elected under s. 126.595(1), Wis. Stats., not to participate in the fund.
3. For a processing potato buyer that has elected under s. 126.595(1), Wis. Stats., not to participate in the fund, a fee equal to the lesser of the following amounts:
 - a. \$25 plus 8.75 cents for each \$100 in contract obligations reported under s. 126.56(9)(a), Wis. Stats. b. \$2,000
4. A surcharge of \$500 if, within 365 days before submitting the license application, the applicant operated as a vegetable contractor without a license in violation of s. 126.56(1), Wis. Stats. The applicant shall also pay any license fees, license surcharges, and fund assessments that are still due for the license year in which the applicant violated s. 126.56(1), Wis. Stats.
5. A surcharge of \$100 if, within 365 days before submitting the license application, the applicant failed to file an annual financial statement required under s. 126.58(1)(b), Wis. Stats., by the applicable deadline.
6. A surcharge of \$100 if a renewal applicant fails to renew a license by the license expiration date of January 31.

Vegetable Contractors; Security

Under s. 126.55, Wis. Stats., “Deferred payment contract” means a vegetable procurement contract in which the vegetable producer or a producer agent agrees to accept payment after January 31 for processing vegetables harvested during the previous calendar year.

Before a vegetable contractor offers a deferred payment contract the vegetable contractor shall put the deferred payment contract to a vote of vegetable producers as provided in s. 126.63(5), Wis. Stats.

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

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

Chapter ATCP 101, Wis. Admin. Code - <http://www.legis.wisconsin.gov/rsb/code/atcp/atcp101.pdf>

Producer Security Fund under Dept. of Agriculture, Trade and Consumer Protection –
https://datcp.wi.gov/Pages/Programs_Services/VegetableContractor.aspx