

Wisconsin Department of Agriculture, Trade and Consumer Protection

Regulatory Flexibility Analysis

Rule Subject: Swine PRRS and PEDv, and affecting
small business
Adm. Code Reference: ATCP 10 and 12
Rules Clearinghouse No.:
DATCP Docket No.: 25-R-03

Rule Summary

The proposed rule would repeal current testing requirements and movement restrictions related to porcine reproductive and respiratory syndrome (PRRS) and porcine epidemic diarrhea virus (PEDv).

The rule with these testing requirements and movement restrictions went into effect in 2018, and was created with input and support from swine producers and industry groups. The main goal of the rule was to control the spread and reduce the prevalence of PRRS and PEDv in Wisconsin. At the time, it was anticipated that other states would develop similar regulations; however, other states have not developed similar regulations. In 2024, the department received a letter from Wisconsin's largest swine industry group requesting that the department initiate rulemaking to repeal PRRS and PEDv swine movement rules.

Small Businesses Affected

The affected entities would include many small businesses, pursuant to the definition under Wis. Stat. § 227.114 (1). The overall economic impact is anticipated to be minimal or reduced.

Swine producers would be affected by this rule. Direct costs to swine producers would decrease because of the repeal of PRRS and PEDv testing requirements. The rule would also reduce administrative burdens. Also affected by this rule would be animal markets, animal dealers, animal truckers, Wisconsin fairs, swine show organizers, swine exhibitors, veterinarians, veterinary diagnostic laboratories, and slaughter plants. In general, the rule change would result in less recordkeeping, paperwork, and organizational efforts by these entities.

It is unknown whether the prevalence of PRRS and PEDv in Wisconsin has decreased due to the rule, so it is unknown whether repealing the rule would impact the prevalence of PRRS and PEDv in Wisconsin. PRRS is the most expensive disease currently affecting US swine. According to an analysis by Iowa State University, PRRS caused an estimated \$1.2 billion per year in lost production in the US pork industry from 2016 to 2020, an 80% increase from a decade earlier.

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Reporting, Bookkeeping and other Procedures

The proposed rule does not create any new reporting, bookkeeping, or other procedures. The proposed rule would repeal current testing requirements and movement restrictions.

Professional Skills Required

The proposed rule does not create any new professional skills requirements.

Accommodation for Small Business

No accommodation for small business would be needed for this proposed rule. The proposed rule would repeal current testing requirements and movement restrictions, which would reduce direct costs and administrative burdens.

Conclusion

The affected entities would include many small businesses, pursuant to the definition under Wis. Stat. § 227.114 (1). The overall economic impact is anticipated to be minimal or reduced. Direct costs to swine producers would decrease because of the repeal of PRRS and PEDv testing requirements. The rule would also reduce administrative burdens. It is unknown whether the prevalence of PRRS and PEDv in Wisconsin has decreased due to the rule, so it is unknown whether repealing the rule would impact the prevalence of PRRS and PEDv in Wisconsin.

Dated this 26th day of August, 2025.

STATE OF WISCONSIN
DEPARTMENT OF AGRICULTURE,
TRADE AND CONSUMER PROTECTION

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