

# Registering Livestock Premises

This Act generally requires anyone who keeps any livestock, regardless of number, to register the premises where the livestock are kept with the state Department of Agriculture, Trade and Consumer Protection (DATCP). The Act defines “livestock” as bovine animals, equine animals, goats, poultry, sheep, swine, farm-raised deer, and any other animal that the DATCP identifies by rule. Registrants must provide their name and business address, the location where the registrant keeps livestock, the type of livestock, and the type of livestock operation.

Under the Act, the DATCP assigns and maintains a code to each location which complies with U.S. Department of Agriculture standards. The Act specifies that in general, registrant information is not a public record subject to disclosure under the open records law.

Submitted as:

Wisconsin

[2003 Act 229](#)

Status: Enacted into law in 2004.

## Suggested State Legislation

(Title, enacting clause, etc.)

1           Section 1. [*Short Title.*] This Act may be cited as “An Act Concerning Registration of  
2 Livestock Premises.”

3  
4           Section 2. [*Definition.*] As used in this Act:

5           (a) “Livestock” means bovine animals, equine animals, goats, poultry, sheep, swine,  
6 farm-raised deer, and any other kind of animal that the [department] identifies by rule for the  
7 purposes of this Act.

8           (b) “Department” means [Department of Agriculture, Trade and Consumer  
9 Protection.]

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11           Section 3. [*Livestock Premises Registration.*]

12           (a) A person shall register under par. (c) on a form provided by the  
13 [department] and shall provide all of the following information:

14                   1. The registrant’s legal name and any trade names under which the  
15 registrant keeps livestock in this state.

16                   2. The registrant’s business address.

17                   3. The address of each location at which the registrant keeps livestock  
18 in this state.

19                   4. The type of livestock kept at each location under subsection 3 of  
20 this section and the type of livestock operation, using standards and guidelines from the  
21 national animal identification plan developed by the animal and plant health inspection  
22 service of the federal department of agriculture, to the extent practicable.

23           (b) Except as provided under subsection (d) of this section, no person may do  
24 any of the following at a location in this state unless that person registers that location with  
25 the [department]:

- 26 1. Keep any bovine animals, equine animals, goats, sheep, swine,  
27 poultry, or farm-raised deer.  
28 2. Keep any other kind of livestock that the [department] identifies by  
29 rule.

30 (c) A person to whom this section applies may comply with this section as  
31 part of the registration process under [insert citation] or the licensing process under [insert  
32 citation].

33 (d) The [department] may promulgate rules specifying exemptions from  
34 subsection (a) of this section, including exemptions based on the number or type of livestock  
35 kept by a person or on the type of locations where a person keeps livestock.

36  
37 Section 4. [*Premises Code.*]

38 (a) The [department] shall assign a unique identification code to each location  
39 registered under Section 3 (a) of this Act.

40 (b) The [department] shall use a uniform system to assign codes that is reasonably  
41 designed to facilitate animal health and disease control, interstate consistency, and interstate  
42 commerce. The [department] shall use a system that complies with any applicable standards  
43 established by the animal and plant health inspection service of the federal department of  
44 agriculture. The [department] shall use premises codes that are federally allocated for  
45 premises in this state.

46 (c) The [department] shall establish and maintain an electronic data base related to  
47 livestock premises in this state. The [department] shall include in the data base the premises  
48 code assigned to each location under par. (a) and the registration information under this  
49 section that is associated with that premises code. The [department] may include in the data  
50 base global positioning system coordinates and other information that the [department]  
51 considers appropriate.

52  
53 Section 5. [*Confidentiality.*]

54 (a) Information that a person is required to provide to the [department] under Section  
55 3 of this Act is not subject to public inspection under [insert citation]. Except as provided in  
56 pars. (b) and (c) of this section, the [department] may not disclose information provided  
57 under Section 3 of this Act to any other person or agency.

58 (b) Paragraph (a) does not apply to information that a person is required to provide to  
59 the [department] under other laws.

60 (c) The [department] may disclose information that a registrant provides under Section  
61 3 of this Act to any of the following:

- 62 1. A person to whom the registrant authorizes disclosure.  
63 2. The animal and plant health inspection service of the federal department of  
64 agriculture, if the animal and plant health inspection service agrees not to disclose the  
65 information except in situations in which the [department] is authorized to disclose the  
66 information under subdivision 1 or 4 of paragraph (c).

67 3. Any agent of the [department] under Section 8 of this Act.

68 4. Another person or agency if the [department] believes that the release is  
69 necessary to prevent or control disease or to protect public health, safety, or welfare. The  
70 [department] may disclose information under this subdivision subject to any confidentiality  
71 requirements that the [department] determines are appropriate under the circumstances.

72 (d) Any agent of the [department] under Section 8 of this Act may not disclose  
73 information provided under Section 3 of this Act except to a person to whom the registrant or  
74 the [department] authorizes disclosure.

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Section 6. [*Funding.*] The [department] shall seek federal funding for the administration of this section.

Section 7. [*Rules.*] The [department] may promulgate rules for the administration of this section. The [department] shall promulgate rules to govern the release of aggregate information under this section by the [department].

Section 8. [*Contract Agent.*] The [department] may contract with an agent to administer the registration program under this section on behalf of the [department]. The [department] may not authorize an agent to release aggregate information under this section.

Section 9. [*Nonstatutory Provisions: Funding Proposal.*] The [state department of agriculture, trade and consumer protection] shall include in its budget request under [insert citation] for the [2005–07 biennial] budget bill a proposal for funding the program, as created by this Act.

Section 10. [*Severability.*] [Insert severability clause.]

Section 11. [*Repealer.*] [Insert repealer clause.]

Section 12. [*Effective Date.*] [Insert effective date.]