





**Section B - License Information**

14.	What was the largest amount owed to vegetable producers and producer agents* at any one time during the applicant's last completed fiscal year?	\$
15.	What is the amount of unpaid contract obligations at the time of application?	\$
	The amount of unpaid obligations due prior to January 31?	\$
	The amount of unpaid obligations that are under deferred payment contracts? (Due after January 31) [Wis. Stat. §§ 126.55(8) and 126.63(4) and (5)]	\$
16.	Will you pay cash on delivery under all vegetable contracts during the license year for which you are applying? (Payment on delivery means cash payment of the full agreed price for vegetables when the vegetable is tendered or delivered to a contractor, or cash payment of the full agreed price within 72 hours if the vegetable is graded.) ["Cash Payment" defined in Wis. Stat. § 126.55(2).]	<input type="checkbox"/> Yes <input type="checkbox"/> No
17.	Do you have fire and extended coverage insurance that covers, at its full market value, all vegetables in your possession, custody, and control as required by Wis. Stat. § 126.57.	<input type="checkbox"/> Yes <input type="checkbox"/> No
18.	List species of vegetables to be purchased or contracted for from Wisconsin growers:	
19.	Will you and your affiliates or subsidiaries collectively grow more than 10% of the acreage of any vegetable species grown or procured during the registration year for which application is made?	<input type="checkbox"/> Yes <input type="checkbox"/> No
	If yes, which species?	
20.	Are you a producer-owned cooperative or organization doing business on a cooperative pooling basis with its producer-owners?	<input type="checkbox"/> Yes <input type="checkbox"/> No
	If you answered "Yes", do you plan to procure any vegetables from producers who are not producer-owners?	<input type="checkbox"/> Yes <input type="checkbox"/> No
21.	Are you a producer agent?	<input type="checkbox"/> Yes <input type="checkbox"/> No
22.	List Applicant's fiscal year-end date: _____ (month and day)	

**Section C – Vegetable Contractor Default Claim Waiver**

23.	Has the license applicant attached to the application or already filed with WDATCP Agricultural Producer Security Section, a Vegetable Contractor Default Claim Waiver (Waiver) filed by a producer/producer agent who has greater than 50% ownership in the producer/producer agent and a greater than 50% ownership in the license applicant? If yes, please complete questions 23 through 28. If previously filed, then provide a copy of the Waiver.	<input type="checkbox"/> Yes <input type="checkbox"/> No
24.	Date that vegetable producer or producer agent filed a written waiver under Wis. Stat. § 126.70(1)(c).	
25.	Has there been any change in ownership percentages from the waiver filed with WDATCP? If yes, provide a listing of ownership percentages in producer/producer agent and license holder.	<input type="checkbox"/> Yes <input type="checkbox"/> No
26.	Enter total contract obligations (from Section A, question 1)	\$
27.	Enter the amount included in line 26 that was procured from a producer/producer agent that has filed a waiver.	\$
28.	Subtract line 27 from line 26. (This amount will be used for determining Assessments and type of Financial Statement to be filed.)	\$

License holder agrees to indemnify the Wisconsin Agricultural Producer Security Fund (hereafter "Fund") for any and all money paid out of the Fund under Wis. Stat. § 126.71 as a result of a recovery proceeding under Wis. Stat. ch. 126, Subchapter VII conducted against license holder because of license holder's default. License holder also agrees to indemnify any surety for any and all money a surety pays into the Fund as a result of license holder's default and a recovery proceeding under Wis. Stat. ch. 126, Subchapter VII.

**\*\*\* If any lines in the following section are left blank, this application is invalid. \*\*\***

The applicant has authorized the undersigned person to execute this application. All statements contained in this application are true, complete and accurate. The undersigned authorized person fully understands that if any statement contained in this certification is not true, complete, or accurate or is false or misleading, the applicant and the authorized person signing this application may be in violation of Wis. Stat. § 126.63, and subject to the provisions of Wis. Stat. ch. 126, Subchapter VIII. The person signing the application must be listed as an officer for this application.

Signature

Type or Print – First Name and Last Name:

Position/Title

**If you have any questions regarding this application, contact Scott Manthey at (608) 224-4966.**

# **Wis. Stat. ch. 126, Subchapter VI – Vegetable Contractors**

## **Vegetable Contractor License Fees and Surcharges**

### **Wis. Admin. Code § ATCP 101.23**

#### **Wis. Admin. Code § ATCP 101.23, Vegetable Contractor license fees.**

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

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 *Wis. Stat. § 126.56(9)(a)*, less any fee credits for which the vegetable contractor qualifies under *Wis. Stat. § 126.56(6)*. This subsection does not apply to a processing potato buyer that has elected under *Wis. Stat. § 126.595(1)*, not to participate in the fund.
3. For a processing potato buyer that has elected under *Wis. Stat. § 126.595(1)*, 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 *Wis. Stat. § 126.56(9)(a)*.
  - 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 *Wis. Stat. § 126.56(1)*. 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 *Wis. Stat. § 126.56(1)*.
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 *Wis. Stat. § 126.58(1)(b)*, 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; DEFERRED CONTRACTS**

Under *Wis. Stat. § 126.55*, “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 *Wis. Stat. § 126.63(5)*.

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

*Wis. Stat. ch. 126* <http://www.legis.wisconsin.gov/statutes/statutes/126.pdf>

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

Producer Security Fund under Dept. of Agriculture, Trade and Consumer Protection

[http://datcp.wisconsin.gov/Business/Agricultural\\_Producer\\_Security/index.aspx](http://datcp.wisconsin.gov/Business/Agricultural_Producer_Security/index.aspx)

If the entity is a sole proprietor or individual, we are required to collect your social security number.

We will call you if this is the case.