

**State of Wisconsin  
Department of Agriculture, Trade and Consumer Protection**

**NOTICE OF PUBLIC HEARING AND COMMENT PERIOD**

The Department of Agriculture, Trade and Consumer Protection (Department) announces that it will hold a public hearing on Emergency Rule EmR2208 and Emergency Rule EmR2210 relating to creating a commercial nitrogen optimization pilot program and providing crop insurance rebates for cover crops, at the time and place shown below.

EmR2208 implements the commercial nitrogen optimization pilot project program created under s. 92.14 (16) Stats., by 2021 Wisconsin Act 223. The Department is authorized to make grants for nitrogen optimization pilot projects conducted in collaboration with a University of Wisconsin System institution.

EmR2210 implements the crop insurance premium rebates for planting cover crop program created under s. 92.14 (17) Stats., by 2021 Wisconsin Act 223. The Department is authorized to provide rebates in the amount of \$5 for each acre of a cover crop planted for crop insurance premiums paid on those acres.

**Hearing Information**

Date: Thursday August 18, 2022

Time: 1:30 PM

Location: <https://www.zoomgov.com/j/1612048724?pwd=c3E0Q1pLYIRSc2FhRjZlXVFFybVV5QT09>

Meeting ID: 161 204 8724

Passcode: 313205

One tap mobile

+16692545252,,1612048724# US (San Jose)

+16468287666,,1612048724# US (New York)

Dial by your location

+1 669 254 5252 US (San Jose)

+1 646 828 7666 US (New York)

+1 551 285 1373 US

+1 669 216 1590 US (San Jose)

Meeting ID: 161 204 8724

Find your local number: <https://www.zoomgov.com/u/aeBc8Z1YqZ>

**Accessibility**

Pursuant to the Americans with Disabilities Act, reasonable accommodations, including the provision of information material in an alternative format, will be provided for qualified individuals with disabilities upon request. Please call Alex Elias at (608) 224-6338 with specific information on your request at least 10 days before the date of the scheduled hearing.

**Appearances at the Hearing and Submittal of Written Comments**

Interested persons are invited to appear at the hearing and will be afforded the opportunity to make an oral presentation of their positions. Persons making oral presentations are requested to submit their written comments. The Department will accept written comments until Monday, August 22, 2022 at 4:30 p.m. Written comments may be sent to Alex Elias at [Alex.Elias@wisconsin.gov](mailto:Alex.Elias@wisconsin.gov) or [DATCPLANDWATER@wisconsin.gov](mailto:DATCPLANDWATER@wisconsin.gov).

Comments can also be made on EmR2208 and EmR2210, through the Legislature's Administrative Rules website at <http://docs.legis.wisconsin.gov/code/comment>, until Monday, August 22, 2022 at 4:30 p.m.

The rule may be reviewed at [https://docs.legis.wisconsin.gov/code/emergency\\_rules/all/emr2208](https://docs.legis.wisconsin.gov/code/emergency_rules/all/emr2208) or [https://docs.legis.wisconsin.gov/code/emergency\\_rules/all/emr2210](https://docs.legis.wisconsin.gov/code/emergency_rules/all/emr2210) or [https://datcp.wi.gov/Pages/About\\_Us/AdministrativeRules.aspx](https://datcp.wi.gov/Pages/About_Us/AdministrativeRules.aspx).

### **Initial Regulatory Flexibility Analysis**

EmR2208 will have no adverse effect on small business. Because participation in the program is voluntary, there will be no negative economic impact produced by the rule. EmR2208 will enable the Department to provide grants to agricultural producers to voluntarily participate in commercial nitrogen optimization pilot projects. Grant funds should positively impact businesses that provide goods and services used in activities under this rule.

EmR2210 will have no adverse effect on small business. Because participation in the program is voluntary, there will be no negative economic impact produced by the rule. The proposed rule will enable the Department to provide rebates to producers who plant cover crops. Grant funds should positively impact businesses that utilize cover crops.

### **Agency Small Business Regulatory Coordinator**

Bradford Steine, [Bradford.Steine1@wisconsin.gov](mailto:Bradford.Steine1@wisconsin.gov), (608) 224-5024