

State of Misconsin 1997 - 1998 LEGISLATURE

1997 ASSEMBLY BILL 110

February 18, 1997 – Introduced by Representatives SCHNEIDER and PLALE, cosponsored by Senator GROBSCHMIDT. Referred to Committee on Urban and Local Affairs.

1 AN ACT to renumber and amend 287.08; and to create 287.08 (2) of the 2 statutes; relating to: the placement of postconsumer waste and recyclable 3 materials in transparent trash bags.

Analysis by the Legislative Reference Bureau

Current law prohibits the disposal of yard waste in any trash bag that does not decompose when exposed to weather elements. This bill prohibits the required use of transparent trash bags for disposal or collection of postconsumer waste or recyclable materials. The bill prohibits charging a fee for the collection of postconsumer waste or recyclable materials in opaque trash bags that is higher than the fee charged for collection of those materials in transparent trash bags. Any person who violates these prohibitions is subject to a forfeiture of not less than \$50 nor more than \$2,000.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 287.08 of the statutes is renumbered 287.08 (1) and amended to

5 read:

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1 287.08 (title) **Yard waste <u>Waste</u> bags. (1)** YARD WASTE BAGS. After December 2 31, 1990, no <u>No</u> person may discharge, deposit, inject, dump or place in a solid waste 3 facility that is for solid waste treatment or for solid waste storage yard waste that 4 is in a bag unless the bag is constructed of a material that decomposes within a 5 reasonable time after exposure to weather elements and is labeled as being so 6 constructed.

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SECTION 2. 287.08 (2) of the statutes is created to read:

8 287.08 (2) TRANSPARENT TRASH BAGS. No person may require the use of 9 transparent bags for the collection or disposal of postconsumer waste or recyclable 10 materials. No person may charge a higher fee for the collection or disposal of 11 postconsumer waste or recyclable materials in bags that are not transparent than 12 the fee charged to collect or dispose of those materials in bags that are transparent.

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(END)