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LRB-1461/1 PEN:jlg:hmh

1999 SENATE BILL 53

February 24, 1999 – Introduced by Senator Burke, cosponsored by Representative Bock. Referred to Committee on Agriculture, Environmental Resources and Campaign Finance Reform.

AN ACT to amend 287.23 (3) (b); and to create 287.07 (1m) (c) of the statutes;

relating to: a ban on disposal and incineration of used automotive oil filters.

Analysis by the Legislative Reference Bureau

Current law prohibits the disposal of waste oil in a solid waste disposal facility and the burning of waste oil without energy recovery in a solid waste treatment facility. Used automotive oil filters that are not lead-plated may be disposed of in a solid waste disposal facility or burned without energy recovery in a solid waste treatment facility, if the oil filter is first properly drained of waste oil. Current law requires each city, village, town, county or other governmental unit responsible for a region's solid waste management ("responsible unit") to develop and implement a recycling or other program to comply with state bans on disposal of specified materials in a solid waste disposal facility.

Beginning on January 1, 2000, this bill prohibits the disposal of used automotive oil filters in a solid waste disposal facility and the burning of a used automotive oil filter without energy recovery in a solid waste treatment facility. When the prohibition takes effect each responsible unit is required to develop and implement a recycling or other program to comply with the disposal ban created by this bill. The bill makes the costs of complying with this prohibition eligible for this state's annual recycling grants to responsible units.

A person who disposes of or burns a used automotive oil filter on or after January 1, 2000, in violation of this ban may be required to forfeit not more than \$50

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for a first violation, \$200 for a second violation or \$2,000 for a third or a subsequent violation.

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

SECTION 1. 287.07 (1m) (c) of the statutes is created to read:

287.07 **(1m)** (c) Beginning on January 1, 2000, dispose of an oil filter used in a motor vehicle, as defined in s. 287.15 (1) (e), in a solid waste disposal facility or burn an oil filter used in a motor vehicle, as defined in s. 287.15 (1) (e), without energy recovery in a solid waste treatment facility in this state.

Section 2. 287.23 (3) (b) of the statutes is amended to read:

287.23 (3) (b) Only expenses, including capital expenses, anticipated to be incurred for planning, constructing or operating a recycling program with one or more of the components specified in s. 287.11 (2) (a) to (h) and for complying with the prohibition prohibitions under s. 287.07 (1m) (c) and (2) during the year for which an application is submitted under sub. (4) are eligible for assistance under the program.

13 (END)