



State of Wisconsin  
2011 – 2012 LEGISLATURE



LRB-1377/1  
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## 2011 BILL

1     **AN ACT** *to amend* 20.370 (6) (bv); and *to repeal and recreate* 287.235 of the  
2             statutes; **relating to:** recycling effectiveness improvement grants and making  
3             an appropriation.

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### *Analysis by the Legislative Reference Bureau*

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

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

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was recommended by the Joint Legislative Council's Special Committee on Single-Use Plastics.

The bill replaces the recycling efficiency incentive grant program with a 3-part recycling effectiveness improvement grant program. One part of this program provides grants to "responsible units" (the units of local government that have taken on the responsibility for compliance with the state recycling law) to increase compliance with their programs through education and enforcement activities. This part must also include grants that seek to increase the diversion of recyclable materials from nonresidential, nonindustrial sources. The second part provides grants to counties that are not responsible units to develop plans for coordination of the recycling programs of the responsible units in those counties. The third part provides grants for the

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development of systems for the collection and recycling of large volume plastic films, including plastic films used in various agricultural and horticultural applications, to wrap goods on pallets for transportation or storage, and to wrap boats for winter storage. The bill appropriates \$1,900,000 annually for this program, the level at which the recycling efficiency incentive grant program was funded in the 2007–09 fiscal biennium.

The bill also restores funding of the waste reduction and recycling demonstration grant program, appropriating \$1,500,000 per year for this program.

The appropriations that fund both of these programs are from the recycling and renewable energy fund, the fund to which recycling landfill tipping fee revenues are credited.

1           **SECTION 1.** 20.370 (6) (bv) of the statutes is amended to read:

2           20.370 **(6)** (bv) (title) *Recycling efficiency incentive effectiveness improvement*  
3 *grants.* From the recycling and renewable energy fund, the amounts in the schedule  
4 for recycling ~~efficiency incentive~~ effectiveness improvement grants under s. 287.235.

5           **SECTION 2.** 287.235 of the statutes is repealed and recreated to read:

6           **287.235 Recycling effectiveness improvement grants. (1)** In this section,  
7 “large–volume plastic film” includes plastic film used to store or protect silage or hay,  
8 mulch agricultural or horticultural crops, cover greenhouses, wrap goods on pallets  
9 for transportation or storage, or wrap boats for winter storage.

10           **(2)** (a) The department may make a grant to a responsible unit for the purpose  
11 of increasing compliance with programs established under s. 287.09 (2) (a) through  
12 public education and enforcement of ordinances adopted under s. 287.09 (3) (b). A  
13 grant under this paragraph is in addition to the amount of any grant for which the  
14 responsible unit is eligible under s. 287.23.

15           (b) The department shall ensure that grants under par. (a) include grants to  
16 fund activities that will increase the diversion of materials listed in s. 287.07 (3) from  
17 solid waste generated by individuals in nonresidential, nonindustrial settings,  
18 including any of the following:

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1           1. Commercial buildings, such as gas stations, convenience stores, shopping  
2 malls, office buildings, meeting or convention centers, and hotels.

3           2. Public facilities, such as highway rest areas, parks, schools, and government  
4 buildings.

5           3. Public events, such as fairs, carnivals, concerts, sporting events, and  
6 expositions.

NOTE: The materials listed in s. 287.07 (3) are those banned from landfills and subject to local recycling programs. They are aluminum containers, corrugated paper or other container board, foam polystyrene packaging, glass containers, magazines, newspapers, office paper, plastic containers, steel containers, waste tires, and bi-metal beverage containers.

7           **(3)** The department may make a grant to a county, other than a county that is  
8 a responsible unit, for the purpose of preparing a plan for coordination of the  
9 recycling programs of the responsible units in the county.

10          **(4)** The department may make a grant to a person who proposes to develop a  
11 system for the collection and recycling of large-volume plastic film.

**SECTION 3. Fiscal changes.**

12          **(1)** RECYCLING EFFECTIVENESS IMPROVEMENT GRANTS. In the schedule under  
13 section 20.005 (3) of the statutes for the appropriation to the department of natural  
14 resources under section 20.370 (6) (bv) of the statutes, as affected by the acts of 2011,  
15 the dollar amount is increased by \$1,900,000 for the first fiscal year of the fiscal  
16 biennium in which this subsection takes effect to increase funding for the purposes  
17 for which the appropriation is made. In the schedule under section 20.005 (3) of the  
18 statutes for the appropriation to the department of natural resources under section  
19 20.370 (6) (bv) of the statutes, as affected by the acts of 2011, the dollar amount is  
20 increased by \$1,900,000 for the second fiscal year of the fiscal biennium in which this  
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1 subsection takes effect to increase funding for the purposes for which the  
2 appropriation is made.

NOTE: The recycling efficiency incentive grant program was funded at \$1,900,000 million in each year of the 2007–09 fiscal biennium. The program received no funding in the 2009–11 fiscal biennium.

3 (2) WASTE REDUCTION AND RECYCLING DEMONSTRATION GRANTS. In the schedule  
4 under section 20.005 (3) of the statutes for the appropriation to the department of  
5 natural resources under section 20.370 (6) (br) of the statutes, as affected by the acts  
6 of 2011, the dollar amount is increased by \$1,500,000 for the first fiscal year of the  
7 fiscal biennium in which this subsection takes effect to increase funding for waste  
8 reduction and recycling demonstration grants. In the schedule under section 20.005  
9 (3) of the statutes for the appropriation to the department of natural resources under  
10 section 20.370 (6) (br) of the statutes, as affected by the acts of 2011, the dollar  
11 amount is increased by \$1,500,000 for the second fiscal year of the fiscal biennium  
12 in which this subsection takes effect to increase funding for waste reduction and  
13 recycling demonstration grants.

NOTE: The appropriation affected by this provision funds both the waste reduction and recycling demonstration grant program and the business waste reduction and recycling assistance grant program. In each year of the 2007–09 fiscal biennium, the legislature appropriated \$1,500,000 under this appropriation, \$500,000 of which was used for the waste reduction and recycling demonstration grant program and \$1,000,000 of which was used for the business waste reduction and recycling assistance grant program. These programs received no funding in the 2009–11 fiscal biennium.

14 **SECTION 4. Effective dates.** This act takes effect on the day after publication,  
15 except as follows:

16 (1) SECTION 3 (1) and (2) takes effect on the on the day after publication, or on  
17 the 2nd day after publication of the 2011–13 biennial budget act, whichever is later.

18 (END)