

1 **AN ACT** *to create* 287.16 of the statutes; **relating to:** the collection for recycling or
 2 composting of single–use items at events.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the Joint Legislative Council’s Special Committee on Single–Use Plastics. It responds to the committee’s instruction to develop ideas for improving the effectiveness of local recycling programs other than those in section IV of Memo No. 1 to the committee and is based on conversations with committee members and Department of Natural Resources (DNR) staff.

The draft is designed to reduce the disposal of single–use items by requiring the organizers of certain events to either: (1) collect single–use items generated at the event and deliver them to a recycler; or (2) use only biodegradable single–use items, collect those items generated at the event, and deliver them to a composting facility. An organizer may use different strategies for different items (i.e., recycle certain types of single–use items and compost others). The draft applies this requirement to public events at which at least 1,000 participants may reasonably be expected to participate.

The draft defines “single–use item” as a single–use beverage container or a single–use plastic cup. It authorizes the DNR, by rule, to specify that an additional item is subject to the requirements of the draft if the DNR determines that there are recyclable or compostable forms of the item commercially available.

The draft directs the DNR to promulgate rules specifying minimum standards for compliance with the requirements of the draft.

3 **SECTION 1.** 287.16 of the statutes is created to read:

4 **287.16 Single–use items at public events. (1) DEFINITIONS.** In this section:

5 (a) “Event” means an organized event that is of a public nature. “Event” includes a fair,
 6 carnival, sporting event, concert, theatrical performance, conference, convention, or
 7 exposition.

1 (b) "Event planner" means a person with overall responsibility for the planning and
2 execution of an event.

3 (c) "Single-use item" means a single-use beverage container or a single-use plastic
4 cup.

5 (2) REQUIREMENT. An event planner shall, for each type of single-use item sold,
6 distributed, or used at an event for which the event planner is responsible, do one of the
7 following:

8 (a) All of the following:

9 1. Ensure that facilities are provided for the collection of used single-use items separate
10 from other refuse.

11 2. Make a reasonable effort to ensure that individuals deposit used single-use items in
12 the facilities provided.

13 3. Deliver the collected single-use items to a facility that will accept them for recycling.

14 (b) All of the following:

15 1. Ensure that the single-use items sold or provided at the event are compostable.

16 2. Ensure that facilities are provided for the collection of used single-use items separate
17 from other refuse.

18 3. Make a reasonable effort to ensure that individuals deposit used single-use items in
19 the facilities provided.

20 4. Deliver the collected single-use items to a facility that will accept them for
21 composting.

22 (3) RULES. (a) The department shall, by rule, specify minimum standards for
23 compliance with sub. (2).

