

**2009 DRAFTING REQUEST**

**Bill**

Received: **12/22/2008**

Received By: **csundber**

Wanted: **As time permits**

Identical to LRB:

For: **Marlin Schneider (608) 266-0215**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **csundber**

May Contact:

Addl. Drafters:

Subject: **Trade Regulation - other**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Schneider@legis.wisconsin.gov**

Carbon copy (CC:) to: **christopher.sundberg@legis.wisconsin.gov**

**Pre Topic:**

No specific pre topic given

**Topic:**

Prohibit plastic bags

**Instructions:**

Redraft 2007 LRB-2753/1

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	csundber 12/23/2008	bkraft 12/23/2008		_____			State
/1	csundber 12/29/2008	bkraft 12/29/2008	rschluet 12/23/2008	_____	cduerst 12/23/2008		State
/2	csundber 02/19/2009	bkraft 02/19/2009	mduchek 12/29/2008	_____	mbarman 12/29/2008	cduerst 12/29/2008	State
/3			phenry	_____	sbasford	sbasford	

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			02/19/2009 _____		02/19/2009	02/19/2009	

FE Sent For:

*at  
intro*

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13bjk 2/19  
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/?	csundber	/1 bjk 12/23					
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*[Handwritten: 12238]*

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FE Sent For:

In: 12/23/08

9 10  
2007 - 2008 LEGISLATURE

1255/1  
LRB-275371

CTS:bjk&jld:nwn

RMNR

9  
2007 BILL

stage

regen.

SA ✓  
X-ref ✓

1 AN ACT *to create* 100.287 of the statutes; **relating to:** regulating the provision  
2 of certain bags to customers of grocery retailers and pharmacies and granting  
3 rule-making authority.

---

***Analysis by the Legislative Reference Bureau***

This bill prohibits a person who is engaged in the retail grocery business or who operates a pharmacy from providing a bag for a customer's purchases unless the bag is one of the following: 1) a compostable plastic bag; 2) a reusable cloth or plastic bag; or 3) a recyclable paper bag.

For further information see the **state** 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:***

4 SECTION 1. 100.287 of the statutes is created to read:  
5 **100.287 Provision of bags by grocery retailers or pharmacies.** No  
6 person who is engaged in the retail sale of groceries or who operates a pharmacy  
7 licensed under s. 450.06 may provide a bag to a customer for the purpose of carrying  
8 the customer's purchases unless the bag is any of the following:



## Sundberg, Christopher

---

**From:** Duerst, Christina  
**Sent:** Friday, December 26, 2008 9:01 AM  
**To:** Sundberg, Christopher  
**Subject:** FW:

**Importance:** High

---

**From:** Schneider, Marlin  
**Sent:** Thursday, December 25, 2008 6:55 PM  
**To:** Duerst, Christina  
**Subject:**

Apparently I am not making clear what I want to do about plastic bags. It is a general ban not restricted to pharmacies and grocery stores but to any merchants of any kind. The bill draft I was sent relates only to grocery stores and pharmacies and is not all inclusive.— Marlin Schneider



# 2009 BILL

SA ✓

regin.

1 AN ACT *to create* 100.287 of the statutes; **relating to:** regulating the provision  
2 of certain bags to customers of grocery retailers and pharmacies and granting  
3 rule-making authority.

### *Analysis by the Legislative Reference Bureau*

sale of goods

>  
>

This bill prohibits a person who is engaged in the retail grocery business or who operates a pharmacy from providing a bag for a customer's purchases unless the bag is one of the following: 1) a compostable plastic bag; 2) a reusable cloth or plastic bag; or 3) a recyclable paper bag.

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

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8 the customer's purchases unless the bag is any of the following:



**Duerst, Christina**

---

**From:** Schneider, Marlin  
**Sent:** Monday, December 29, 2008 2:59 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 09-1255/2 Topic: Prohibit plastic bags

Please Jacket LRB 09-1255/2 for the ASSEMBLY.

## **Sundberg, Christopher**

---

**From:** Dumas, Aaron  
**Sent:** Wednesday, February 18, 2009 5:33 PM  
**To:** Sundberg, Christopher  
**Subject:** LRB 1255

Hi Christopher,

We would like to get this bill redrafted with (2)(b) changed to share the language of the California Integrated Waste Management Board: "A durable plastic bag with handles that is at least 2.25 millimeters thick and is specifically designed and manufactured for multiple reuses." The key difference there is having 2.25 mm instead of 2.25 thousandths of an inch in required thickness. Let me know if you have any questions.

Thanks much,

*Aaron Dumas*

Office of Representative Marlin Schneider  
72nd Assembly District

[Aaron.Dumas@legis.wisconsin.gov](mailto:Aaron.Dumas@legis.wisconsin.gov)

(608) 266-0215 Toll Free 1-888-529-0072

Capitol 204 North

P.O. Box 8953 Madison, WI 53708



## 2009 BILL

SA-

regen.

intended for multiple reuses

1 AN ACT to create 100.287 of the statutes; relating to: regulating the provision  
2 of certain bags to customers of retailers and granting rule-making authority.

### *Analysis by the Legislative Reference Bureau*

> This bill prohibits a person who is engaged in the retail sale of goods from providing a bag for a customer's purchases unless the bag is one of the following: 1) a compostable plastic bag; 2) a reusable cloth or plastic bag; or 3) a recyclable paper bag.

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

3 SECTION 1. 100.287 of the statutes is created to read:

4 **100.287 Provision of bags by retailers.** No person who is engaged in the  
5 retail sale of goods may provide a bag to a customer for the purpose of carrying the  
6 customer's purchases unless the bag is any of the following:

7 (1) A compostable plastic bag, as defined by the department by rule.

**BILL**

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(2) A bag intended for reuse, if any of the following applies:

(a) The bag is made of cloth or other machine washable fabric.

(b) The bag is made of plastic that is not less than 2.25 thousandths of an inch in thickness.

(3) A recyclable paper bag.

(END)

*multiple reuses*  
*has handles and*  
*reusable*  
*thousandths of an inch*  
*millimeters*  
*in thickness*  
*in thickness*