

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0178/4dn

TKK:nwn:rs

April 27, 2009

Sen. Jauch:

In an April 22, 2009, e-mail message from Randy Case (of the DNR) to legislative drafter Chris Sundberg, Suzanne Bangert (also of the DNR) responds to my drafter's note inquiry regarding what a school must do with mercury and mercury-containing products removed from the school. Ms. Bangert notes that the following language could be added to proposed s. 118.07 (4): "All eliminated mercury products shall be recycled in accordance with applicable state rules."

Ms. Bangert also indicates in that e-mail message that waste management services utilized by school districts to dispose of fluorescent lighting and other wastes know how to recycle mercury, that recycling mercury is common and not expensive, and most school districts have already collected and disposed of their mercury products (under the existing law applicable to the disposal of mercury).

If it is the case that schools are already required to comply with mercury disposal rules, then there is no need to add the language proposed by Ms. Bangert to s. 118.07 (4). However, if it was Ms. Bangert's intent that school districts *\*only\** recycle mercury (as opposed to either recycling mercury or disposing of mercury as a hazardous waste), then adding the language proposed by Ms. Bangert would be necessary.

Please let me know if I misunderstood Ms. Bangert's response to my inquiry or if you have any questions or wish to make any changes.

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