

## 2011 DRAFTING REQUEST

### Bill

Received: 05/04/2011

Received By: btradewe

Wanted: As time permits

Companion to LRB:

For: Jim Steineke (608) 266-2418

By/Representing: Himself

May Contact:

Drafter: btradewe

Subject: Environment - solid haz. waste  
Environment - recycling

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Rep.Steineke@legis.wi.gov

Carbon copy (CC:) to:

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#### Pre Topic:

No specific pre topic given

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#### Topic:

Narrow prohibition on disposing of oil absorbant materials in landfill

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#### Instructions:

See attached -- option 2.

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#### 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>
/?							
/1	btradewe 07/06/2011	jdye 07/15/2011	rschluet 07/18/2011	_____	sbasford 07/18/2011	lparisi 11/08/2011	

FE Sent For:

<END>

*how*

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/?	btradewe	7/15 jld		_____	_____		

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AB 258

## **Option #1: Repeal the Ban on Disposal of Oil Absorbent Materials in a Landfill:**

**Section 287.07(4m) of the statutes is amended to read:**

**(4m) Oil filters and oil absorbent materials.**

(a) In this subsection:

1. "Automotive engine oil" has the meaning given in s. 287.15 (1) (a).
- ~~2. "Oil absorbent materials" means materials that are used to absorb waste oil.~~
3. "Oil filter" means a filter for automotive engine oil.
- ~~4. "Waste oil" means any petroleum derived or synthetic oil that has been used or spilled.~~

(b) Beginning on January 1, 2011, no person may do any of the following:

- ~~1. Dispose of a used oil filter in a solid waste disposal facility.~~
- ~~2. Dispose of oil absorbent materials that contain waste oil in a solid waste disposal facility, except as provided in par. (c).~~

~~(c) Paragraph (b) 2. does not apply to the disposal of less than one gallon of oil absorbent materials that contain waste oil resulting from a nonroutine spill.~~

## **Option #2: Replace the Ban on Disposal of Oil Absorbent Materials in a Landfill with Restrictions to Ensure Safe Disposal:**

**Section 287.07(4m) of the statutes is amended to read:**

**(4m) Oil filters and oil absorbent materials.**

(a) In this subsection:

1. "Automotive engine oil" has the meaning given in s. 287.15 (1) (a).
2. "Oil absorbent materials" means materials that are used to absorb waste oil.
3. "Oil filter" means a filter for automotive engine oil.
4. "Waste oil" means any petroleum-derived or synthetic oil that has been used or spilled.

(b) Beginning on January 1, 2011, no person may ~~do any of the following:~~

~~1. Dispose of a used oil filter in a solid waste disposal facility.~~

~~2. Dispose of oil absorbent materials that contain waste oil in a solid waste disposal facility, except as provided in par. (c).~~

~~(c) Paragraph (b) 2. does not apply to the disposal of less than one gallon of oil absorbent materials that contain waste oil resulting from a nonroutine spill.~~

(bm) Oil absorbent materials containing waste oil may be disposed in a solid waste disposal facility if all of the following conditions are met:

1. Any free-flowing waste oil is properly drained or removed to minimize free-flowing oil from remaining in the oil absorbent material.
2. The oil absorbent material is not a hazardous waste.
3. The oil absorbent material is disposed in a solid waste disposal facility licensed by the Department.



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-2032/1

RCT:.....

In 7/6

Jld

2011 BILL

TUESDAY

please

X

Gen

1

AN ACT ...; relating to: the disposal of oil absorbent materials. ✓

*Analysis by the Legislative Reference Bureau*

Current law prohibits the disposal of certain materials in solid waste disposal facilities, such as landfills. ✓ The law prohibits the disposal of oil absorbent materials that contain waste oil in a solid waste disposal facility, except that the prohibition does not apply to the disposal of less than one gallon of oil absorbent materials that contain waste oil resulting from a nonroutine spill. ✓

This bill replaces the general prohibition on disposing of oil absorbent materials that contain waste oil in a solid waste disposal facility with a narrower prohibition. Under this bill, a person may not dispose of oil absorbent materials that contain waste oil in a solid waste disposal facility unless free-flowing oil has been drained from the materials and the materials are not hazardous waste. ✓

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

2

SECTION 1. 287.07 (4m) (b) (intro.) ✓ and 1. of the statutes are consolidated,

3

renumbered 287.07 (4m) ✓ (b) and amended to read:

4

287.07 (4m) (b) (intro.) ✓ Beginning on January 1, 2011, no person may do any

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of the following: 1. Dispose ✓ dispose of a used oil filter in a solid waste disposal facility.

**BILL**

**SECTION 2**

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**SECTION 2.** 287.07 (4m) (b) 2. of the statutes is repealed.

**SECTION 3.** 287.07 (4m) (bm) of the statutes is created to read:

287.07 (4m) (bm) Beginning on the effective date of this paragraph .... [LRB inserts date], no person may dispose of oil absorbent materials containing waste oil in a solid waste disposal facility unless all of the following apply:

1. Free-flowing waste oil is drained or other action is taken to minimize the amount of free-flowing waste oil in the absorbent materials.

2. The oil absorbent materials are not hazardous waste, as defined in s. 289.01 (12).

**SECTION 4.** 287.07 (4m) (c) of the statutes is repealed.

(END)

PARTNERS IN GIVING  
**We Make  
IT HAPPEN!**

Call from Katherine in Rep.  
Steinke's office:

Please packet 11-2032 for  
the Assembly, as soon as  
possible. O

RET

THE STATE, UNIVERSITY & UW HOSPITAL & CLINICS EMPLOYEES  
COMBINED CAMPAIGN OF DANE COUNTY  
[www.secc.wi.gov](http://www.secc.wi.gov)