

**SENATE BILL 370 (LRB -3564)**

An Act to renumber and amend 100.45 (5e); and to create 100.45 (5e) (b) of the statutes; relating to: regulating certain substitutes for ozone-depleting refrigerants. (FE)

**2012**

- 01-09. S. Introduced by Senators **Grothman, Holperin, Schultz, Taylor, Lasee and Hansen**; cosponsored by Representatives **Knilians, Kestell, Bernier, Endsley, Jacque, LeMahieu, Kooyenga, Spanbauer, Strachota, Thiesfeldt, Tiffany, Van Roy, Vos and Rivard**.
- 01-09. S. Read first time and referred to committee on Agriculture, Forestry, and Higher Education ..... 645
- 01-23. S. Public hearing held.
- 01-26. S. Fiscal estimate received.
- 01-31. S. Executive action taken.
- 01-31. S. Report passage recommended by committee on Agriculture, Forestry, and Higher Education, Ayes 7, Noes 0 ..... 680
- 01-31. S. Available for scheduling.
- 02-13. S. Placed on calendar 2-14-2012 pursuant to Senate Rule 18(1) ..... 698
- 02-14. S. Read a second time ..... 706
- 02-14. S. Ordered to a third reading ..... 706
- 02-14. S. Rules suspended ..... 706
- 02-14. S. Read a third time and **passed** ..... 706
- 02-14. S. Ordered immediately messaged ..... 708
- 02-16. A. Received from Senate ..... 802
- 02-16. A. Read first time and referred to committee on Rules ..... 803
- 02-16. A. Placed on calendar 2-21-2012 by committee on Rules.
- 02-21. A. Rules suspended to withdraw from calendar and take up.
- 02-21. A. Read a second time.
- 02-21. A. Assembly substitute amendment 1 offered by Representative Vruwink (**LRB s0349**).
- 02-21. A. Assembly substitute amendment 1 laid on table. Ayes 60, Noes 34.
- 02-21. A. Ordered to a third reading.
- 02-21. A. Rules suspended.
- 02-21. A. Read a third time and **concurred in**.
- 02-21. A. Ordered immediately messaged.
- 02-22. S. Received from Assembly concurred in.

**2011  
ENROLLED BILL**

11en S B-370

**ADOPTED DOCUMENTS:**

Orig     Engr         SubAmdt     

11-3564/1

Amendments to above (if none, write "NONE"):

None

Corrections - show date (if none, write "NONE"):

FEB. 16, 2012

Topic

Rel

2-22-12

Date

JR Hill

Enrolling Drafter



State of Wisconsin  
2011-2012 LEGISLATURE

**CORRECTIONS IN:**

**2011 SENATE BILL 370**

Prepared by the Legislative Reference Bureau  
(February 16, 2012)

1. Page 2, line 10: delete “noncommerical” and substitute  
“noncommercial”.

(END)

CORR



## 2011 SENATE BILL 370

January 9, 2012 – Introduced by Senators GROTHMAN, HOLPERIN, SCHULTZ, TAYLOR, LASEE and HANSEN, cosponsored by Representatives KNILANS, KESTELL, BERNIER, ENDSLEY, JACQUE, LEMAHIEU, KOOYENGA, SPANBAUER, STRACHOTA, THIESFELDT, TIFFANY, VAN ROY, VOS and RIVARD. Referred to Committee on Agriculture, Forestry, and Higher Education.

1     **AN ACT** *to renumber and amend* 100.45 (5e); and *to create* 100.45 (5e) (b) of  
2             the statutes; **relating to:** regulating certain substitutes for ozone-depleting  
3             refrigerants.

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### *Analysis by the Legislative Reference Bureau*

Current law imposes certain restrictions on ozone-depleting refrigerants (ODRs) used in air conditioners for motor vehicles and motor vehicle trailers. The restrictions prohibit the sale of an ODR in a container holding less than 15 pounds of the ODR. Unless certain requirements are satisfied, the restrictions also prohibit repairing such an air conditioner, if the repair may release ODRs, and installing or servicing such an air conditioner, if the air conditioner contains ODRs. The requirements that must be satisfied to perform such work include training or certification requirements established by the Department of Agriculture, Trade and Consumer Protection (DATCP) that the individual who performs the work must satisfy, as well as requirements for removing and recycling the ODRs. Current law also authorizes DATCP to promulgate rules providing that any of the foregoing restrictions also apply to substances used as substitutes for ODRs (ODR substitutes).

This bill creates exceptions to DATCP's rule-making authority regarding ODR substitutes. Under the bill, DATCP may not promulgate rules that prohibit the sale of an ODR substitute in a container holding less than 15 pounds of the ODR substitute. In addition, the bill prohibits DATCP from promulgating rules regulating an individual's noncommercial use of an ODR substitute that is sold in such a container.

