



## 2013 ASSEMBLY BILL 494

November 5, 2013 - Introduced by Representative LOUDENBECK, cosponsored by Senator KEDZIE. Referred to Committee on Environment and Forestry.

1     **AN ACT to amend** 289.63 (1), 289.64 (1), 289.645 (1) and 289.67 (1) (a); and **to**  
2             **create** 289.675 of the statutes; **relating to:** the waiver of fees imposed on waste  
3             disposed of at a solid or hazardous waste disposal facility.

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### *Analysis by the Legislative Reference Bureau*

Current law imposes several fees, often called tipping fees, that are based on the weight of solid or hazardous waste disposed of at a landfill or other waste disposal facility. This bill authorizes the Department of Natural Resources (DNR) to waive these tipping fees to provide an incentive for participation in waste removal activities at DNR's request.

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

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

4             **SECTION 1.** 289.63 (1) of the statutes is amended to read:  
5             289.63 (1) IMPOSITION OF GROUNDWATER AND WELL COMPENSATION FEES ON  
6             GENERATORS. Except as provided under sub. (6) and s. 289.675 (1), a generator of solid  
7             or hazardous waste shall pay separate groundwater and well compensation fees for

**ASSEMBLY BILL 494****SECTION 1**

1 each ton or equivalent volume of solid or hazardous waste which is disposed of at a  
2 licensed solid or hazardous waste disposal facility. If a person arranges for collection  
3 or disposal services on behalf of one or more generators, that person shall pay the  
4 groundwater and well compensation fees to the licensed solid or hazardous waste  
5 disposal facility or to any intermediate hauler used to transfer wastes from collection  
6 points to a licensed facility. An intermediate hauler who receives groundwater and  
7 well compensation fees under this subsection shall pay the fees to the licensed solid  
8 or hazardous waste disposal facility. Tonnage or equivalent volume shall be  
9 calculated in the same manner as the calculation made for tonnage fees under s.  
10 289.62 (1).

11 **SECTION 2.** 289.64 (1) of the statutes is amended to read:

12 **289.64 (1) IMPOSITION OF SOLID WASTE FACILITY SITING BOARD FEE ON GENERATORS.**

13 Except as provided under sub. (4) and s. 289.675 (1), a generator of solid waste or  
14 hazardous waste shall pay a solid waste facility siting board fee for each ton or  
15 equivalent volume of solid waste or hazardous waste that is disposed of at a licensed  
16 solid waste or hazardous waste disposal facility. If a person arranges for collection  
17 or disposal services on behalf of one or more generators, that person shall pay the  
18 solid waste facility siting board fee to the licensed solid waste or hazardous waste  
19 disposal facility or to any intermediate hauler used to transfer wastes from collection  
20 points to a licensed facility. An intermediate hauler who receives the solid waste  
21 facility siting board fee under this subsection shall pay the fee to the licensed solid  
22 waste or hazardous waste disposal facility. Tonnage or equivalent volume shall be  
23 calculated in the same manner as the calculation made for tonnage fees under s.  
24 289.62 (1).

25 **SECTION 3.** 289.645 (1) of the statutes is amended to read:

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1           289.645 (1) IMPOSITION OF RECYCLING FEE ON GENERATORS. Except as provided  
2           under sub. (4) and 289.675 (1), a generator of solid waste or hazardous waste shall  
3           pay a recycling fee for each ton or equivalent volume of solid waste or hazardous  
4           waste that is disposed of at a licensed solid waste or hazardous waste disposal  
5           facility. If a person arranges for collection or disposal services on behalf of one or  
6           more generators, that person shall pay the recycling fee to the licensed solid waste  
7           or hazardous waste disposal facility or to any intermediate hauler used to transfer  
8           wastes from collection points to a licensed facility. An intermediate hauler who  
9           receives the recycling fee under this subsection shall pay the fee to the licensed solid  
10          waste or hazardous waste disposal facility. Tonnage or equivalent volume shall be  
11          calculated in the same manner as the calculation made for tonnage fees under s.  
12          289.62 (1).

13           **SECTION 4.** 289.67 (1) (a) of the statutes is amended to read:

14           289.67 (1) (a) *Imposition of fee.* Except as provided under pars. (f) and (fm) and  
15          s. 289.675 (1), a generator of solid or hazardous waste shall pay an environmental  
16          repair fee for each ton or equivalent volume of solid or hazardous waste which is  
17          disposed of at a licensed solid or hazardous waste disposal facility. If a person  
18          arranges for collection or disposal services on behalf of one or more generators, that  
19          person shall pay the environmental repair fee to the licensed solid or hazardous  
20          waste disposal facility or to any intermediate hauler used to transfer wastes from  
21          collection points to a licensed facility. An intermediate hauler who receives  
22          environmental repair fees under this paragraph shall pay the fees to the licensed  
23          solid or hazardous waste disposal facility. Tonnage or equivalent volume shall be  
24          calculated in the same manner as the calculation made for tonnage fees under s.  
25          289.62 (1).

