



## 1995 SENATE BILL 191

May 16, 1995 - Introduced by Senators LEEAN, ELLIS and RUDE, by request of Governor Tommy G. Thompson. Referred to Committee on Environment and Energy.

1     **AN ACT to repeal** 159.07 (7) (e) and 227.01 (13) (ym); and **to amend** 159.07 (2)  
2             of the statutes; **relating to:** the prohibition on burning yard waste without  
3             energy recovery.

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### *Analysis by the Legislative Reference Bureau*

Current law generally prohibits the burning of yard waste without energy recovery in a solid waste facility in this state. Yard waste consists of leaves, grass clippings, yard and garden debris and brush, including clean woody vegetative material no greater than 6 inches in diameter. Current law authorizes the department of natural resources (DNR) to grant waivers to the prohibition on burning yard waste to allow the burning of brush or other clean woody vegetative material no greater than 6 inches in diameter at wood burning facilities licensed by DNR.

This draft specifies that the prohibition on burning yard waste without energy recovery does not apply to the burning of brush or other clean woody vegetative material no greater than 6 inches in diameter at a wood burning facility that is licensed or permitted by DNR.

For further information see the *local* 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.** 159.07 (2) of the statutes is amended to read:  
5             159.07 (2) **YARD WASTE.** Beginning on January 3, 1993, no person may dispose  
6             of yard waste in a solid waste disposal facility, except in a land spreading facility

1 approved in accordance with ss. 144.43 to 144.47, or burn yard waste without energy  
2 recovery in a solid waste facility in this state, except that this prohibition does not  
3 apply to the burning of brush or other clean woody vegetative material that is no  
4 greater than 6 inches in diameter at a wood burning facility that is licensed or  
5 permitted under ch. 144.

6 **SECTION 2.** 159.07 (7) (e) of the statutes is repealed.

7 **SECTION 3.** 227.01 (13) (ym) of the statutes is repealed.

8 (END)