ASSEMBLY BILL 139 (LRB -0892)

An Act to amend 287.81 (2)	intro.) of the statutes; r	relating to: littering	and providing a penalty.
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03-09.	A.	Introduced by Representatives Jorgensen, A. Ott, Smith, Soletski, Zepnick, Berceau and Black; cosponsored by Senators Carpenter, Lassa and Taylor.	
03-09.	A.	Read first time and referred to committee on Natural Resources	98
03-25.	A.	Public hearing held.	
05-20.	Α.	Executive action taken.	
06-16.	A.	Report passage recommended by committee on Natural Resources, Ayes 15, Noes 0	. 268
06-16.	A.	Referred to committee on Rules	. 268
06-18.	A.	Placed on calendar 6-23-2009 by committee on Rules.	
06-23.	A.	Read a second time	. 282
06-23.	A.	Ordered to a third reading	. 282
06-23.	A.	Rules suspended	
06-23.	A.	Read a third time and passed, Ayes 81, Noes 15	. 282
06-23.	A.	Ordered immediately messaged	
06-23.	S.	Received from Assembly	. 224
06-25.	S.	Read first time and referred to committee on Environment	. 231
09-10.	S.	Public hearing held.	
10-07.	S.	Executive action taken.	
10-07.	S.	Report concurrence recommended by committee on Environment, Ayes 4, Noes 1	. 349
10-07.	S.	Available for scheduling.	
2010			
03-02.	S.	Senate substitute amendment 1 offered by Senator Carpenter (LRB s0293)	
03-03.	S.	Placed on calendar 3-4-2010 pursuant to Senate Rule 18(1)	
03-04.	S.	Read a second time	
03-04.	S.	Senate substitute amendment 1 adopted	
03-04.	S.	Ordered to a third reading	
03-04.	S.	Rules suspended	. 616
03-04.	S.	Read a third time and concurred in as amended	
03-04.	S.	Ordered immediately messaged	
03-05.	A.	Received from Senate amended and concurred in as amended (Senate substitute amendment 1 adopted)	
03-05.	A.	Referred to committee on Rules	. 740
04-07.	A.	Placed on calendar 4-13-2010 by committee on Rules.	
04-13.	A.	Senate substitute amendment 1 concurred in	
04-13.	A.	Action ordered immediately messaged	. 813

2009 ENROLLED BILL

ADOPTED DOCUMENTS:	SubAmd	,	09 <u>5</u> 0293/
□ Orig □ Engr	SubAmd	t	09 5 0273 /
Amendments to above (if no	one, write "NON	те"): <u>Мъте</u>	<u>/</u>
Corrections - show date (if	none, write "N(ONE"): Non	e /
Topic Rel			
4	-15-10	Sam	24
	Date	Enrollin	g Drafter \

LRBs0293/1 RCT:bjk:ph

SENATE SUBSTITUTE AMENDMENT 1, TO 2009 ASSEMBLY BILL 139

March 2, 2010 - Offered by Senator CARPENTER.

- 1 AN ACT to amend 27.019 (11) and 287.81 (3); and to create 287.81 (1) (as) and
 - 287.81 (2m) of the statutes; relating to: littering and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, the maximum penalty for littering is a forfeiture (civil monetary penalty) of \$500. Littering includes depositing solid waste along a highway, in the waters of the state, or on public or private property, other than in a trash receptacle or a solid waste facility, and failing to remove within 30 days, or otherwise abandoning, a vehicle in the waters of the state.

This bill provides that a person who deposits a large item of solid waste along a highway, in the waters of the state, or on public or private property, other than in a trash receptacle or a solid waste facility, is subject to a forfeiture of not more than \$1,000. Large items of solid waste are appliances, furniture, tires, motor vehicles, nonmotorized vehicles, boats, aircraft, building materials, and demolition waste.

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

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chapters.

27.019 (11) Enforce highway littering law. Such committee shall work out
plans to enforce the provision provisions of s. 287.81 (2) (a) and (2m) prohibiting the
depositing of solid waste on or along highways.
SECTION 2. 287.81 (1) (as) of the statutes is created to read:
287.81 (1) (as) "Large item" means an appliance, an item of furniture, a tire,
a vehicle, a boat, an aircraft, building materials, or demolition waste.
SECTION 3. 287.81 (2m) of the statutes is created to read:
287.81 (2m) Except as provided in sub. (3), a person who deposits any large
item on or along any highway, in any waters of the state, on the ice of any waters of
the state, or on any other public or private property shall forfeit not more than
\$1,000.
SECTION 4. 287.81 (3) of the statutes is amended to read:
287.81 (3) (a) Subsection Subsections (2) (a) does and (2m) do not apply to a
person who places solid waste in a receptacle designed for solid waste storage that
is located along a highway or on other public or private property.
(b) Subsection Subsections (2) does and (2m) do not apply to a person who
deposits or discharges solid waste in conformance with chs. 30, 31, 281 to 285 or 289
to 299 or a permit, license or other approval issued by the department under those

(END)