



2015 ASSEMBLY BILL 730

1 **AN ACT to create** 66.0419 of the statutes; **relating to:** local regulation of certain
2 containers.

Analysis by the Legislative Reference Bureau

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

3 **SECTION 1.** 66.0419 of the statutes is created to read:
4 **66.0419 Local regulation of auxiliary containers.** (1) In this section:
5 (a) "Auxiliary container" means a bag, cup, bottle, can, or other packaging that
6 is designed to be reusable or single-use; that is made of cloth, paper, plastic,
7 cardboard, corrugated material, aluminum, glass, postconsumer recycled material,
8 or similar material or substrates, including coated, laminated, or multi-layer
9 substrates; and that is designed for transporting or protecting merchandise, food, or
10 beverages from a food service or retail facility.

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SECTION 1

1 (b) “Political subdivision” means a city, village, town, or county.

2 (2) No political subdivision may do any of the following:

3 (a) Enact or enforce an ordinance or adopt or enforce a resolution regulating
4 the use, disposition, or sale of auxiliary containers.

5 (b) Prohibit or restrict auxiliary containers.

6 (c) Impose a fee, charge, or surcharge on auxiliary containers.

7 (3) (a) This section does not limit the authority of a political subdivision in
8 operating a curbside recycling or commercial recycling program or an effective
9 recycling program under s. 287.11 or in designating a recycling location.

10 (b) Subsection (2) (b) and (c) does not apply to the use of auxiliary containers
11 on a property owned by the political subdivision.

12 (END)