



**WISCONSIN LEGISLATIVE COUNCIL
ACT MEMO**

2015 Wisconsin Act 302 [2015 Assembly Bill 730]	Local Regulation of Certain Containers
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2015 Wisconsin Act 302 generally prohibits cities, villages, towns, and counties from doing any of the following relating to “auxiliary containers”:

- Enacting or enforcing ordinances or adopting or enforcing resolutions regulating the use, disposition, or sale of auxiliary containers.
- Prohibiting or restricting auxiliary containers.
- Imposing fees, charges, or surcharges on auxiliary containers.

The Act defines “auxiliary container” to mean a bag, cup, bottle, can, or other packaging that is all of the following:

- Designed to be reusable or single-use.
- Made of cloth, paper, plastic, cardboard, corrugated material, aluminum, glass, postconsumer recycled material, or similar material or substrates, including coated, laminated, or multi-layer substrates.
- Designed for transporting or protecting merchandise, food, or beverages from a food service or retail facility.

The Act specifies that it does not limit the authority of a political subdivision in operating a curbside recycling or commercial recycling program or a recycling program authorized under s. 287.11, Stats., or in designating a recycling location.

Effective date: April 1, 2016

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.wisconsin.gov>.