



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2015 Senate Bill 601

**Senate
Amendments 1 and 2**

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2015 SENATE BILL 601

2015 Senate Bill 601 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 bill defines “auxiliary container” to mean a bag, cup, bottle, 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 bill specifies that it does not limit the authority of a political subdivision in operating a curbside recycling or commercial recycling program or in designating a recycling location.

SENATE AMENDMENT 1

Senate Amendment 1 modifies the definition of “auxiliary container” to expressly include cans.

SENATE AMENDMENT 2

Senate Amendment 2 clarifies that the bill does not limit the authority of a political subdivision in operating a recycling program authorized under s. 287.11, Stats.

BILL HISTORY

Senator Roth offered Senate Amendment 1 on February 3, 2016, and Senate Amendment 2 on February 10, 2016. On March 1, 2016, the Senate Committee on Elections and Local Government voted to recommend adoption of Senate Amendment 1 on a vote of Ayes, 3; Noes, 2; and adoption of Senate Amendment 2 on a vote of Ayes, 5; Noes, 0. The committee then voted to recommend passage of the bill, as amended, on a vote of Ayes, 3; Noes, 2.

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