

2019 DRAFTING REQUEST

Bill

For: Katrina Shankland (608) 267-9649 Drafter: emueller
By: Cara Secondary Drafters:
Date: 3/6/2019 May Contact:

Same as LRB:

Submit via email: YES
Requester's email: Rep.Shankland@legis.wisconsin.gov
Carbon copy (CC) to: eric.mueller@legis.wisconsin.gov
marc.shovers@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Eliminate prohibition on local regulation of auxiliary containers

Instructions:

See attached.

Handwritten note: Per EVM

Drafting History:

Table with columns: Vers., Drafted, Reviewed, Submitted, Jacketed, Required. Rows include drafters emueller, kfollett, lparisi, anienaja, chanaman, mbarman and dates from 3/7/2019 to 4/8/2019.

Handwritten circle around the 'Jacketed' column header.

FE Sent For: <END>

Handwritten note: Not Needed with an arrow pointing to the left.

## Mueller, Eric

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**From:** Henney, Cara  
**Sent:** Wednesday, March 06, 2019 10:59 AM  
**To:** Mueller, Eric  
**Subject:** Drafting Request Plastic Bags and Pesticides

Hey Eric,

Rep. Taylor would like to do a bill that repeals the prohibition on local governments being able to create ordinances regarding banning plastic bags. I don't know how it is written in statutes now, but I think just broadly we want local governments to be able to create ordinances regarding any single use plastic items (Styrofoam, plastic bags, straws, etc) whether that's banning them or charging for them.

In a separate bill, f



I think her goal is to roll these in April, so if we could have them by or around the 19<sup>th</sup> to discuss with others that would be great.

Please don't hesitate to call or email if you have any questions.

Thank you so much,  
Cara

**Cara Henney**

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State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-2331/P1  
EVM:kjf

Rmf

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

No Changes

3/15/19

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

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***Analysis by the Legislative Reference Bureau***

Current law limits the authority of a political subdivision to regulate auxiliary containers. "Auxiliary container" is defined as "a bag, cup, bottle, can, or other packaging that is designed to be reusable or single-use; that is 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; and that is designed for transporting or protecting merchandise, food, or beverages from a food service or retail facility." Specifically, with certain exceptions, a political subdivision may not 1) enact or enforce an ordinance regulating the use, disposition, or sale of auxiliary containers; 2) prohibit or restrict auxiliary containers; or 3) impose a fee, charge, or surcharge on auxiliary containers. This bill eliminates these restrictions on the authority of a political subdivision to regulate auxiliary containers.

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***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 repealed.

4 (END)