

Clearinghouse Rule 19-044

PETITION OF THE STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES REPEALING AN UNAUTHORIZED RULE

The Wisconsin Department of Natural Resources proposes the following permanent rule to **repeal** NR 544.20 to 544.27, relating to effective recycling programs.

EXR-4

Analysis Prepared by the Department of Natural Resources

1. Statute Interpreted:

- Section 287.11(4), Stats.
- 2011 Wis. Act 32.

2. Statutory Authority:

- Section 227.26(4)(b), Stats.
- Section 227.29(1)(a), Stats.
- Section 287.03, Stats.

3. Explanation of Agency Authority:

Statutory authority for ss. NR 544.20 to 544.27, Wis. Adm. Code, was repealed by 2011 Wis. Act 32.

4. Related Statutes or Rules:

The remaining sections of ch. NR 544 remain in effect to guide the development of effective recycling programs.

5. Plain Language Analysis:

The purpose of ss. NR 544.20 through 544.27, Wis. Adm. Code, was to establish the criteria for a pilot program under s. 287.11 (4), Stats., for an alternative method of complying with s. 287.11 (2) (b), Stats., which requires separation of specified recyclable materials from post-consumer waste.

The pilot program ended on December 31, 2005, and statutory authority for ss. NR 544.20 to 544.27 was repealed by 2011 Wis. Act 32.

6. Agency Contact Person:

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TEXT OF RULE

SECTION 1. NR 544.20 to 544.27 are repealed.

SECTION 2. EFFECTIVE DATE. This rule takes effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22 (2) (intro.), Stats.

END OF TEXT