

## Chapter NR 545

## OUT-OF-STATE UNITS WITH EFFECTIVE RECYCLING PROGRAMS

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**NR 545.01 Purpose.** The purpose of this chapter is to designate by rule as required under s. 159.11 (1), Stats., the out-of-state units which have effective recycling programs under s. 159.11 (2e), Stats.

**Note:** The landfill and incineration prohibitions in s. 159.07 (3) and (4), Stats., do not apply to solid waste generated in out-of-state units which have effective recycling programs as determined under s. 159.11, Stats., and which are located in a state with an effective siting program as determined under s. 159.12, Stats.

**History:** Cr. Register, January, 1995, No. 469, eff. 2-1-95.

**NR 545.02 Applicability.** This chapter applies to an out-of-state unit that has applied for effective recycling program approval in accordance with ss. NR 544.08 and 544.15 and has been determined by the department to have an effective recycling program under s. NR 544.09 (1).

**History:** Cr. Register, January, 1995, No. 469, eff. 2-1-95.

**NR 545.03 Definitions.** In this chapter:

(1) "Department" means the department of natural resources.

(2) "Out-of-state unit" has the meaning specified in s. 159.01 (5), Stats.

**History:** Cr. Register, January, 1995, No. 469, eff. 2-1-95.

**NR 545.04 Designation of out-of-state units with effective recycling programs.** (1) The following out-of-state units have submitted applications for effective recycling program approval to the department in accordance with ss. NR 544.08 and 544.15:

- (a) Fillmore county, Minnesota
- (b) Houston county, Minnesota
- (c) City of Lansing, Iowa
- (d) City of Harpers Ferry, Iowa
- (e) City of Waukon, Iowa
- (f) Wabasha county, Minnesota
- (g) Goodhue county, Minnesota
- (h) Carlton county, Minnesota
- (i) City of New Albin, Iowa
- (j) Western Lake Superior sanitary district, Minnesota
- (k) Pope/Douglas solid waste management, Minnesota

(2) Upon review of the applications received under sub. (1), the following out-of-state units have been determined

by the department to have solid waste management programs which are effective recycling programs in accordance with s. 159.11 (2e), Stats., and ss. NR 544.08 and 544.15:

(a) Fillmore county, Minnesota, conditional approval dated September 9, 1994.

(b) Houston county, Minnesota, conditional approval dated September 9, 1994.

(c) City of Lansing, Iowa, conditional approval dated September 9, 1994.

(d) City of Harpers Ferry, Iowa, conditional approval dated September 9, 1994.

(e) City of Waukon, Iowa, conditional approval dated September 9, 1994.

(f) Wabasha county, Minnesota, conditional approval dated September 9, 1994.

(g) Goodhue county, Minnesota, conditional approval dated September 9, 1994.

(h) Carlton county, Minnesota, conditional approval dated September 9, 1994.

(i) City of New Albin, Iowa, conditional approval dated September 9, 1994.

(j) Western Lake Superior sanitary district, Minnesota, conditional approval dated September 9, 1994.

(k) Pope/Douglas solid waste management, Minnesota, conditional approval dated September 9, 1994.

**History:** Cr. Register, January, 1995, No. 469, eff. 2-1-95.

**NR 545.05 Maintenance of effective recycling program approval.** (1) An out-of-state unit with an effective recycling program designated under this chapter shall submit an annual program report to the department as required under s. NR 544.10. The department shall review the annual program report to determine compliance with the conditions of effective program approval and compliance with s. 159.11, Stats., and ch. NR 544.

(2) Notwithstanding the determination under s. NR 545.04 (2), if the department finds that an out-of-state unit is not in compliance with s. 159.11, Stats., ch. NR 544, or the conditions of its effective recycling program approval issued by the department, the department may take any of the actions specified in s. NR 544.11 (2).

**History:** Cr. Register, January, 1995, No. 469, eff. 2-1-95.