

Assembly Bill 734

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CHAPTER 224, LAWS OF 1967

AN ACT to amend 29.288, 29.29 (3), 60.70, 80.65, 86.07 (1), 346.95 (3) and 947.047 of the statutes, relating to changes in the laws pertaining to littering and providing an increase in penalties.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 29.288 of the statutes is amended to read:

29.288 Whoever deposits, places or throws into any waters within the jurisdiction of the state, or leaves upon the ice or in the water thereof, any cans, bottles, debris, refuse or other solid waste material, and whoever abandons any automobile or other vehicle in such waters, ~~shall~~ *may* be fined not *less than \$10* nor more than \$200 or imprisoned not more than 30 days, or both. Any automobile or other vehicle not removed from such waters within 30 days shall be deemed to be abandoned.

SECTION 2. 29.29 (3) of the statutes is amended to read:

29.29 (3) No person shall cast, deposit, or throw overboard from any boat, vessel or other craft into any waters within the jurisdiction of the state, or deposit or leave upon the ice thereof until it melts, any fish offal; or throw or deposit, or permit to be thrown or deposited, into any waters within the jurisdiction of the state any lime, tanbark, ship ballast, stone, sand, except where permitted by s. 30.12 (2) (b), slabs, decayed wood, sawdust, sawmill refuse, planing mill shavings, or any acids or chemicals or waste or refuse arising from the manufacture of any article of commerce, or any other substance deleterious to game or fish life other than authorized drainage and sewage from municipalities and industrial or other wastes discharged from mines or commercial or industrial or ore processing plants or operations, through treatment and disposal facilities installed and operated in accordance with plans submitted to and approved by the department of resource development under ch. 144, or in compliance with orders of that department. Any such order shall be subject to modification by subsequent orders. *Any person violating any provision of this subsection may be fined not less than \$10 nor more than \$200 or imprisoned not more than 30 days or both.*

SECTION 3. 60.70 of the statutes is amended to read:

60.70 Any person who throws or deposits any weeds, sod, brush, cans, machinery or other waste or rubbish in any highway located in any town, without the written permission of the town board, ~~shall, upon conviction, be punished by a fine of~~ *may be fined not to exceed fifty dollars*

~~or by imprisonment in the county jail not to exceed less than \$10 nor more than \$200 or imprisoned for not more than 30 days or both.~~

SECTION 4. 80.65 of the statutes is amended to read:

80.65 Persons owning or leasing lands abutting on any state, county or town highway, and operating thereon ice cream or custard stands or other like types of business, as a result of which operation the highway is cluttered and strewn with waste materials such as paper napkins, cups and the like, may be required by ordinance of the town or county having jurisdiction to maintain the highway, to keep such business location clear of such wastes and to clean up such wastes on the highways within 250 feet of such lands, as appear to result from customer use of such lands. Such ordinance may provide a penalty of not to exceed ~~\$10~~ \$200 and costs for each day's violation of the ordinance ~~or imprisonment for not more than 30 days or both.~~ Such ordinance shall be enforced by the county highway commissioner or town superintendent of highways.

SECTION 5. 86.07 (1) of the statutes is amended to read:

86.07 (1) Any person who throws, leaves or deposits any weeds, sod, brush or other waste or rubbish in any highway shall be ~~liable to a forfeiture of~~ fined not less than ~~\$5~~ \$10 nor more than ~~\$25~~ \$200 or imprisoned not more than 30 days or both; and every person who ~~shall draw, paint, print or paste draws, paints, prints or pastes~~ upon any culvert, bridge or guard rail on any highway shall be liable to a like ~~forfeiture~~ fine.

SECTION 6. 346.95 (3) of the statutes is amended to read:

346.95 (3) Any person violating s. 346.94 (5), (6) or (6m) ~~shall~~ may be fined ~~\$25~~ not less than \$10 nor more than \$200 or imprisoned not more than 30 days or both for each offense.

SECTION 7. 947.047 of the statutes is amended to read:

947.047 Whoever throws or deposits any metal cans or glass bottles or any other debris made in whole or in part of metal or glass in or on the shores of any lake or body of water ~~shall~~ may be fined not less than \$10 nor more than ~~\$50~~ \$200 or imprisoned not more than 30 days, or both, for each offense.

Approved December 6, 1967.