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State of Misconsin 2001 - 2002 LEGISLATURE

## SENATE SUBSTITUTE AMENDMENT 1, TO 2001 ASSEMBLY BILL 365

March 8, 2002 – Offered by COMMITTEE ON ENVIRONMENTAL RESOURCES.

| 1  | AN ACT to amend 287.31 (3) (b), 287.31 (3) (c) (intro.) and 287.31 (4) (a); and to                |
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| 2  | <i>create</i> 287.31 (4) (e) of the statutes; <b>relating to:</b> the newspaper recycling fee,    |
| 3  | the recycled content of newsprint used in newspapers, and granting                                |
| 4  | rule-making authority.  |
|    | The people of the state of Wisconsin, represented in senate and assembly, do<br>enact as follows: |
| 5  | <b>SECTION 1.</b> 287.31 (3) (b) of the statutes is amended to read:                              |
| 6  | 287.31 (3) (b) The recycling status is the target recycled content specified in                   |
| 7  | par. (c) <u>or under sub. (4) (e)</u> minus the actual recycled content specified in par. (d).    |
| 8  | <b>SECTION 2.</b> 287.31 (3) (c) (intro.) of the statutes is amended to read:                     |
| 9  | 287.31 (3) (c) (intro.) The Except as provided under sub. (4) (e), the target                     |
| 10 | recycled content is the following recycled content in the specified year:                         |
| 11 | <b>SECTION 3.</b> 287.31 (4) (a) of the statutes is amended to read:                              |

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287.31 (4) (a) The newspaper recycling fee imposed under sub. (2) does not 1  $\mathbf{2}$ apply to the publisher of a newspaper that meets or exceeds the target recycled 3 content <u>under par. (e) or</u> specified in sub. (3) (c). 4 **SECTION 4.** 287.31 (4) (e) of the statutes is created to read:  $\mathbf{5}$ 287.31 (4) (e) 1. The department may promulgate a rule under which the 6 department may reduce the target recycled content under sub. (3) (c) 3. or 4. for a year 7 to a percentage specified by the department in the rule that is not less than 33% for 8 the publisher of a newspaper if the department determines that it is not economically 9 feasible for the publisher to meet the target recycled content under sub. (3) (c) 3. or 10 4. for that year. To qualify for a reduction of the target recycled content, the publisher 11 of a newspaper shall demonstrate that the publisher qualifies for the reduction, shall 12implement an environmental management system that the department determines 13is appropriate to the business and equivalent to an environmental management 14 system that complies with the standards for environmental management systems 15issued by the International Organization for Standardization, and shall implement 16 newsprint recycling or reuse activities that are acceptable to the department.

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2. If the department promulgates a rule under subd. 1., the department may
18 increase the target recycled content specified in the rule for a subsequent year to a
19 percentage that is not greater than 40% if the department determines that it is
20 economically feasible for publishers of newspapers to meet the increased target
21 recycled content.

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(END)