



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa0514/1  
RCT;jld&bjk:jf

**SENATE AMENDMENT 1,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 2009 SENATE BILL 107**

June 9, 2009 – Offered by Senator MILLER.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 13, line 14: after “years” insert “and except as provided under par. (g)”.

3 **2.** Page 16, line 14: after that line insert:

4 “(g) *Relief from shortfall fee.* 1. Instead of paying a shortfall fee under this  
5 subsection in a year, a manufacturer may submit, with its registration, a request for  
6 relief from the shortfall fee in that year along with information showing that the  
7 manufacturer has made good faith progress toward meeting its target recycling  
8 weight under par. (c) 1. or (d) 1.

9 2. If the department determines that a manufacturer that makes a request  
10 under subd. 1. in a year has made good faith progress toward meeting its target  
11 recycling weight, the department shall waive requirement that the manufacturer  
12 pay the shortfall fee in the year. If the department determines that the manufacturer

1 has not made good faith progress toward meeting its target recycling weight, it shall  
2 notify the manufacturer and the manufacturer shall pay the shortfall fee within 60  
3 days after receiving the notification.”.

4 (END)