



## 1997 ASSEMBLY JOINT RESOLUTION 39

March 20, 1997 - Introduced by Representatives ROBSON, BLACK, BOCK, HANSON, R. YOUNG, MUSSER, PLOUFF, J. LEHMAN, NOTESTEIN, TURNER, WARD, BOYLE, RYBA and BALDWIN, cosponsored by Senator CLAUSING. Referred to Committee on State-Federal Relations.

1     **Relating to:** requesting Congress to enact legislation to allow states to control the  
2         interstate shipment of solid waste.

3         Whereas, the amount of solid waste generated in the United States more than  
4         doubled from 1960 to 1990; and

5         Whereas, in the next 15 years, 80% of the landfills that were operating in 1989  
6         will be filled; and

7         Whereas, Congress, to date, has refused to address nonhazardous solid waste  
8         regulation on a national level; and

9         Whereas, in 1989 this state passed a recycling law that prohibited the disposal  
10        of recyclable material in Wisconsin landfills unless the municipality generating the  
11        waste had a mandatory recycling program in place; and this applied to  
12        municipalities both in Wisconsin and outside of Wisconsin; and

13        Whereas, the recycling law also required states that ship waste to Wisconsin  
14        to have effective landfill siting programs in place; and

15        Whereas, the U.S. district court for the western district of Wisconsin ruled that  
16        both of those provisions violated the U.S. Constitution's commerce clause; and

