

Notice of Hearing

The Department of Natural Resources announces that it will hold a public hearing on a permanent rule to revise chs. NR 157 and 500-526, related to the non-landfill management of solid waste. The virtual hearing will take place at the time shown below.

Hearing Information

Date: October 15, 2026

Time: 1:00pm

Virtual Location: Link to Register and Join via Teams: [Public Hearing on Proposed Nonlandfill Rule WA-14-24 | Join meeting in Teams | Microsoft Teams](#)

Join by phone: 1-608-571-2209; passcode 215459937#

Rule Information

The proposed rule is an update of non-landfill solid waste code. This includes code that covers waste fill and landspreading locations; waste transporters; waste storage, transfer, and processing facilities; infectious and PCB waste generators; and fees assessed for non-landfill solid waste facilities and infectious waste generators. Many of the rule revisions being considered reflect existing policies and practices but with additional clarification or criteria. The revisions would streamline processes by removing ambiguities that make it difficult for applicants to understand the requirements. Some of the proposed rule revisions being considered may reflect new allowances or requirements requested by stakeholders, such as a reduction in the requirements by offering general permits and reducing treatment requirements for infectious waste sharps. The proposed rule would improve the management of solid waste facilities in Wisconsin, create additional efficiencies, and reflect experience and industry changes over the last 18 years. It would also include updates to fees which have not been updated since 2006.

Accessibility

For the hearing or visually impaired, non-English speakers, or those with other personal circumstances which might make communication at the meeting/hearing difficult, DNR will, to the maximum extent possible and with reasonable advance notice, provide aids including an interpreter, or a non-English, large-print, or recorded version of hearing documents. To access these resources, please contact the email address or phone number listed below as soon as possible.

Appearances at the Hearing and Submittal of Written Comments

The public has the opportunity to testify at the hearing. To join via Teams, please register or pre-register using the link above under "Hearing Information," which will prompt you to enter information required on the Hearing Appearance form. Pre-registration is strongly encouraged if you plan to provide spoken comments during the hearing. To pre-register if you plan to attend via phone instead of Teams, please download and complete the fillable Hearing Appearance

Form <https://apps.dnr.wi.gov/doclink/forms/8300-014.pdf> and send it to Malena.grimm@wisconsin.gov.

Comments on the proposed rule must be received on or before October 23, 2026. Written comments may be submitted by U.S. mail, E-mail, or through the internet and will have the same weight and effect as oral statements presented at the public hearing.

Written comments and any questions on the proposed rules should be submitted to:

Department of Natural Resources
Attn: Casey Krausensky
P.O. Box 7921
Madison, WI 53707-7921

Casey.Krausensky@wisconsin.gov

The rule may be viewed under NRB Order number WA-14-24 at:
<https://dnr.wisconsin.gov/news/input/ProposedPermanent.html>.

Comments may be emailed to: DNRAAdministrativeRulesComments@wisconsin.gov.

The rule may also be reviewed, and comments may be made, at:
<http://docs.legis.wisconsin.gov/code/chr/hearings>.

Initial Regulatory Flexibility Analysis

Some solid waste facilities directly impacted by these proposed rules likely meet the definition of a small business under s. 227.114 (1), Wis. Stats. ("small business" means a business entity, including its affiliates, which is independently owned and operated and not dominant in its field, and which employs 25 or fewer full-time employees or which has gross annual sales of less than \$5,000,000). However, it is unknown how many licensed facilities would meet this definition.

The greatest number of small businesses impacted by this rule would likely see impacts due to solid waste transporter code and fee updates, which have a proposed incremental annual license fee increase of \$83 in years 2 and 3 of rule implementation. While it is unknown which solid waste and infectious waste transporters meet the definition of small business, 320 of 1,387 licensed transporters or 23% are licensed for a single truck which means they are small operations in many cases. A much smaller number of small businesses may be impacted by code and fee updates across a combination of air curtain destructor, woodburning, and partially exempt transfer facilities; these have a proposed incremental annual license fee increase of \$145 in years 2 and 3 of rule implementation. Composting facilities and processing facilities with a primary purpose of recycling may also include facilities with small business ownership; however, these facilities do not currently pay annual license fees and the proposed rule maintains that standard.

The department estimates that eight currently licensed transporters that meet the definition of small businesses will have license fees waived under an exemption for transporters of source separated compostable materials resulting in a cost savings. Almost all non-landfill facilities

have license, operation, and approval exemptions based on the size of operation, which benefits small businesses.

Agency Small Business Regulatory Coordinator

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