

# Recycling Rulemaking Update

WMM Study Group

February 2, 2023



DRAFT

# Overview

- Scope includes NR 500, 502, 520, 542, 544
- Rulewriting through June 2023
- Soliciting feedback throughout
  - WMM Study Group
  - Council on Recycling
  - Associated Recyclers of WI
  - WI Integrated Resource Management Conference
- Following are draft concepts subject to further internal, external and legal review/modification and not reflective of totality of potential code revisions

# General Clarification/ Correction Updates (NR 544)

## Removal of inadvertent tire references [s. 287.07(3) change]

- Not intended to make Responsible Units (RUs), multi-family or all non-residential properties collect, process or market tires

## Modify obsolete language that doesn't reflect operational realities of single stream recycling

- Glass compaction prohibition
- RU recycling tonnage by commodity

# Education Additions/ Enhancements (NR 544.04 and 544.16)

## Responsible Units (RUs)

- Electronics
- Food Waste

## Material Recovery Facilities (MRFs)

- Maintain up-to-date information on acceptable/non-acceptable material
- Share info with contracted RUs annually and within 30 days of change
- Share info with MRF staff (sales, customer service); staff shall factually convey
- Outreach materials indicate they are for X facility, may differ elsewhere
- Review contracted RU outreach material within 60 days, upon request

## Multi-family/ Non-residential (NR 544.06)

- Clarify 'adequate' recycling at multi-family properties
  - Minimum recycling volume
  - Container placement
- Recognize variability in non-residential facilities, modify language
- Reduce education requirements
  - Reasons to reduce and recycle waste
  - Details on drop-off locations for materials not collected on-site

# Variations/Exemptions (NR 544.14)

- Presently variations may only be requested or initiated by RUs or department
- Add ability to allow MRFs to request variance
- Update 'cost of processed material' figure to reflection inflation\*

\*The department shall grant a variance if it determines that the cost of selling processed material as defined in s. 287.11 (2m) (a) 2., Stats., exceeds any of the following:

(a) Forty dollars per ton of processed material, as annually adjusted by the department to reflect changes in price levels due to inflation since 1989.

# MRF Operations (NR 544.16)

- Require Owner Financial Responsibility (per guidelines in NR 520)
  - Prior to accepting RU materials for new facilities
  - Within designated timeframe for existing facilities
- Modify self-certification of operation
  - Limit outside storage of unbaled paper/plastic, unless contained by bunker
  - Require contingency plans for 'less than 48 hours' and '48 hours or greater;' implement plans when applicable
  - Produce materials to market quality specifications as much as practical, including 80% of total incoming material by weight and at least 70% for each commodity

# Collection & Transportation Services (NR 502.06)

- Modify requirements for providing RU tonnage data
  - Data to be provided to all RUs (with or without contract)
  - Total tonnage from single family and 2-4 unit properties
  - Data from 'point of collection' (not after MRF processing)
  - Include MRF(s) material was delivered to
  - By Feb. 1 each year (same as MRF requirement)
  - If scale weights unavailable (mixed loads), estimated weights acceptable
  - Provide to DNR (if requested) within two weeks
- Notify RU of change in MRF within one week





# Feedback/ Questions?

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