



2009 SENATE BILL 268

August 21, 2009 – Introduced by Senator LEIBHAM, cosponsored by Representatives TOWNSEND and ZIEGELBAUER. Referred to Committee on Agriculture and Higher Education.

1 **AN ACT** *to renumber and amend* 95.72 (3); and *to create* 95.72 (3) (b) of the
2 statutes; **relating to:** the location of facilities in which rendering, animal food
3 processing, or grease processing is conducted.

Analysis by the Legislative Reference Bureau

Current law regulates persons who render dead animals to produce grease or other nonfood products, process dead animals to produce animal food, or process previously cooked materials containing animal fat to produce grease. The law prohibits a person from establishing a facility in which such rendering or processing is conducted within one-eighth mile of a building used as a residence or as a public or private place of business.

The bill permits a person to establish or expand a facility in which such rendering or processing is conducted within one-eighth mile of a building used as a residence or as a public or private place of business with the approval of the city, village, or town in which the facility would be located.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 95.72 (3) of the statutes is renumbered 95.72 (3) (a) and amended
5 to read:

SENATE BILL 268**SECTION 1**

1 95.72 (3) (a) No Except as provided in par. (b), no person may establish a
2 rendering or processing plant within one-eighth mile of a dwelling, other than a
3 dwelling associated with the rendering or processing plant, or within one-eighth
4 mile of a public or private business building, but a rendering or processing plant is
5 not required to cease operations because a dwelling or business building is
6 constructed closer than one-eighth mile to an existing plant. This subsection does
7 not prohibit the continued operation of the plant of a renderer, animal food processor
8 or grease processor in existence on November 26, 1981, or the erection of new or
9 improved rendering or processing plant facilities on the existing premises subject to
10 provisions of any local ordinances.

11 **SECTION 2.** 95.72 (3) (b) of the statutes is created to read:

12 95.72 (3) (b) A person may establish or expand a rendering or processing plant
13 within one-eighth mile of a dwelling or a business building with the approval of the
14 city, village, or town in which the rendering or processing plant would be located.

15 **(END)**