



2021 ASSEMBLY BILL 140

March 5, 2021 - Introduced by Representatives RAMTHUN, HEBL, HINTZ, KITCHENS, B. MEYERS, MILROY, MOSES, MURSAU, NOVAK, OLDENBURG, J. RODRIGUEZ, ROZAR, SINICKI, SKOWRONSKI, SPREITZER, SUBECK and TUSLER, cosponsored by Senators COWLES, WIMBERGER, BALLWEG, JACQUE and RINGHAND. Referred to Committee on Environment.

1 **AN ACT to create** 20.115 (7) (vb) and 93.56 of the statutes; **relating to:** expanding
2 the clean sweep program to include collection of certain fire fighting foams and
3 making an appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Agriculture, Trade and Consumer Protection to collect and store or dispose of unused fire fighting foams that contain perfluoroalkyl or polyfluoroalkyl substances (PFAS) and that are voluntarily surrendered. The bill allows DATCP to contract with a third party to conduct the collection and storage or disposal. The bill requires DATCP or the third party administering the collection program to prioritize collecting from the state and from cities, villages, towns, and counties. Under the bill, any PFAS foams that are collected under the program must be stored in an environmentally safe manner until properly disposed of or treated according to DNR's administrative rules.

For further information see the state and local fiscal estimate, which will be printed as an appendix to this bill.

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

4 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

ASSEMBLY BILL 140

SECTION 1

2021-22

2022-23

1 **20.115 Agriculture, trade and consumer**

2 **protection, department of**

3 (7) AGRICULTURAL RESOURCE MANAGEMENT

4 (vb) Clean sweep — fire fighting

5 foam SEG C 500,000 -0-

6 **SECTION 2.** 20.115 (7) (vb) of the statutes is created to read:

7 20.115 (7) (vb) *Clean sweep — fire fighting foam.* As a continuing
8 appropriation, from the environmental fund, the amounts in the schedule for fire
9 fighting foam collection under s. 93.56.

10 **SECTION 3.** 93.56 of the statutes is created to read:

11 **93.56 Fire fighting foam collection.** The department shall administer a
12 program to collect and store or dispose of unused fire fighting foam that contains
13 perfluoroalkyl or polyfluoroalkyl substances and that was voluntarily surrendered
14 by the person in possession of the foam. The department may contract with a 3rd
15 party to undertake the collection and storage or disposal under this section. The
16 department or the 3rd party shall give priority to collecting from the state and from
17 cities, villages, towns, and counties. Fire fighting foam that is collected under this
18 section shall be stored in an environmentally safe manner until properly disposed
19 of or treated in accordance with any rules promulgated by the department of natural
20 resources relating to the treatment and disposal of fire fighting foam.

21 (END)