



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRBa1146/1  
MCP:ahe

**ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY BILL 843**

February 11, 2020 – Offered by Representative NYGREN.

1           At the locations indicated, amend the bill as follows:

2           **1.** Page 4, line 7: after “receives” insert “or has received”.

3           **2.** Page 4, line 11: after “services” insert “or the first day of the 7th month  
4 beginning after the effective date of this subsection .... [LRB inserts date], whichever  
5 is later”.

6           **3.** Page 4, line 25: delete the material beginning with “or any other” and  
7 ending with “toxic compound” on page 5, line 1.

8           **4.** Page 5, line 5: delete “or any other toxic compound”.

9           **5.** Page 5, line 21: delete “standards for any known” and substitute “standards,  
10 for”.

11           **6.** Page 5, line 22: after “substances” insert “for which the department has  
12 received a recommended groundwater enforcement standard from the department

1 of health services or that has been identified by the federal Environmental  
2 Protection Agency as having an inhalation effect,”.

3 **7.** Page 6, line 15: after that line insert:

4 “(a) “Municipality” means a city, town, village, county, county utility district,  
5 town sanitary district, public inland lake protection and rehabilitation district,  
6 sewerage district, or metropolitan sewage district.”.

7 **8.** Page 6, line 16: delete “(a)” and substitute “(b)”.

8 **9.** Page 6, line 17: delete lines 17 to 21.

9 **10.** Page 6, line 23: delete the material beginning with “that are not” and  
10 ending with “par. (b)” on line 24.

11 **11.** Page 6, line 25: delete the material beginning with “Except as provided”  
12 and ending with “eligible activity.” on page 7, line 2.

13 **12.** Page 7, line 3: delete the material beginning with “that is a responsible”  
14 and ending with “applies:” on line 4 and substitute “only if the municipality proposes  
15 to conduct an eligible activity under sub. (3) in response to any of the following:”.

16 **13.** Page 7, line 5: delete the material beginning with “discharge of PFAS” and  
17 ending with “from the” on line 6.

18 **14.** Page 7, line 8: delete “prior to August 1, 2020” and substitute “in  
19 accordance with state and federal law”.

20 **15.** Page 7, line 11: delete the material beginning with “discharge of PFAS”  
21 and ending with “from the” on line 12.

22 **16.** Page 7, line 12: delete “or making any other discharge”.

23 **17.** Page 7, line 13: delete “or discharge”.

1           **18.** Page 7, line 14: delete the material beginning with “and was done” and  
2 ending with “[LRB inserts date]” on line 15.

3           **19.** Page 7, line 15: after that line insert:

4           “3. Any other municipal operations for which the municipality wishes to sample  
5 for PFAS, if the operations were done in accordance with state and federal law and,  
6 if applicable, with a pollution discharge elimination system permit issued under ch.  
7 283.

8           4. The discharge of PFAS or the presence of environmental pollution caused by  
9 PFAS, if the discharge or pollution is suspected to have impacted or is known to be  
10 impacting a municipal or private water supply and if the person that caused the  
11 discharge or pollution is unknown or is unwilling or unable to take the necessary  
12 response actions.”.

13           **20.** Page 7, line 18: delete the material beginning with “environmental  
14 pollution” and ending with “discharge” on line 19 and substitute “impacts to the air,  
15 land, or water”.

16           **21.** Page 7, line 24: delete “contain PFAS” and substitute “have caused the  
17 discharge of PFAS or environmental pollution from PFAS”.

18           **22.** Page 8, line 3: after “environmental pollution” insert “, including by  
19 treating or disposing of contaminated groundwater, sediment, biosolids, soil, and  
20 other affected media”.

21           **23.** Page 8, line 10: delete “The department may, if it” and substitute “(a) In  
22 this section:”.

23           **24.** Page 8, line 10: after that line insert:

1           “1. “Municipality” means a city, town, village, county, county utility district,  
2 town sanitary district, public inland lake protection and rehabilitation district,  
3 sewerage district, or metropolitan sewage district.

4           2. “PFAS” means a perfluoroalkyl or polyfluoroalkyl substance.”.

5           **25.** Page 8, line 11: delete “is necessary to protect human health or the  
6 environment” and substitute “is in the financial best interests of the state”.

7           **26.** Page 8, line 11: before “determines doing so” insert “(b) At sites or facilities  
8 where the department has directed a responsible party, in writing, to take action  
9 under ch. 292, the department may, if it”.

10          **27.** Page 8, line 12: delete the material beginning with “controls” and ending  
11 with “substance” on line 13 and substitute “controls PFAS or who causes the  
12 discharge of PFAS or environmental pollution from PFAS”.

13          **28.** Page 8, line 14: delete “for conducting emergency response actions,” and  
14 substitute “to ensure that the necessary”.

15          **29.** Page 8, line 15: delete the material beginning with “to address  
16 contamination” and ending with “substances” on line 17 and substitute “at the site  
17 or facility can be conducted. This requirement applies only if the department  
18 estimates that these costs would exceed \$1,000,000.”.

19          **30.** Page 9, line 2: after “state.” insert “This section also does not apply to a  
20 person who owns an agricultural site at which biosolids received from a municipality  
21 are spread on land, if the application is done in accordance with a pollution discharge  
22 elimination system permit issued under ch. 283 and only while the site remains  
23 under agricultural use.”.

24          **31.** Page 9, line 4: delete “all known”.

**32.** Page 9, line 6: after “per year.” insert “Reporting to the department shall be limited to perfluoroalkyl and polyfluoroalkyl substances for which the department has received a recommended groundwater enforcement standard from the department of health services or that has been identified by the federal Environmental Protection Agency as having an inhalation effect”.

**(END)**