

State of Wisconsin



2021 Assembly Bill 243

Date of enactment:
Date of publication*:

2021 WISCONSIN ACT

AN ACT to create 281.73 of the statutes; **relating to:** allocation of federal American Rescue Plan Act of 2021 funds for certain environmental purposes and granting rule-making authority.

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

SECTION 1. 281.73 of the statutes is created to read:

281.73 County grants for well testing and public education. (1) The department shall administer a program to provide grants to counties for either of the following purposes:

(a) To conduct countywide testing and mapping of privately owned wells to assess groundwater quality and to determine the extent and type of any contamination and to study and map geologic characteristics and well construction practices in the county, including depth to bedrock and well age, to determine any correlation between water quality, geology, and well construction.

(b) For counties that have completed the type of study described under par. (a), to notify the public of the results of the completed study and to notify private well owners whose wells may be contaminated based on the results of the completed study.

(2) A county may receive a grant under either sub. (1) (a) or (b), but not both.

(3) More than one county may apply for a joint grant under this subsection if the counties are applying for the same grant category.

(4) The department may not provide more than \$10,000 per county under sub. (1) (a) or more than \$2,500 per county under sub. (1) (b).

(5) As a condition of receiving a grant under this section, a county shall do all of the following:

(a) Provide matching funds equal to the amount of the proposed grant.

(b) Submit the results of its testing to the University of Wisconsin–Stevens Point Center for Watershed Science and Education. Information submitted under this subsection may not include any personally identifiable information.

(6) In making grants under this section, the department shall seek to make a grant to every county that applies.

(7) The department may promulgate rules necessary to implement this section but may not impose substantive requirements on applicants other than those provided in this section.

SECTION 9101. Nonstatutory provisions; Administration.

(1) **PRIVATE LEAD SERVICE LINE REPLACEMENT.** Of the moneys the governor accepts from the federal government under s. 16.54 pursuant to section 602 of the federal Social Security Act as amended by the federal American Rescue Plan Act of 2021, P.L. 117–2, the governor shall allocate \$40,000,000 to provide, under s. 281.61, principal forgiveness to municipalities to cover up to 50 percent of the costs of lead service line replacement on private property or principal forgiveness to municipalities to provide grants to private users of public water systems to

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

cover up to 50 percent of the costs of lead service line replacement on private property.

SECTION 9132. Nonstatutory provisions; Natural Resources.

(1) URBAN NONPOINT SOURCE WATER POLLUTION ABATEMENT AND STORM WATER MANAGEMENT PROGRAM. Of the moneys the governor accepts from the federal government under s. 16.54 pursuant to section 602 of the federal Social Security Act as amended by the federal American Rescue Plan Act of 2021, P.L. 117–2, the governor shall allocate \$12,000,000 for the urban nonpoint source water pollution abatement and storm water management program under s. 281.66.

(2) NONPOINT SOURCE WATER POLLUTION ABATEMENT PROJECTS. Of the moneys the governor accepts from the federal government under s. 16.54 pursuant to section 602 of the federal Social Security Act as amended by the federal American Rescue Plan Act of 2021, P.L. 117–2,

the governor shall allocate \$6,500,000 for nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e).

(3) WELL COMPENSATION GRANT PROGRAM. Of the moneys the governor accepts from the federal government under s. 16.54 pursuant to section 602 of the federal Social Security Act as amended by the federal American Rescue Plan Act of 2021, P.L. 117–2, the governor shall allocate \$2,000,000 for the well compensation grant program under s. 281.75.

(4) COUNTY GRANTS FOR WELL TESTING AND PUBLIC EDUCATION. Of the moneys the governor accepts from the federal government under s. 16.54 pursuant to section 602 of the federal Social Security Act as amended by the federal American Rescue Plan Act of 2021, P.L. 117–2, the governor shall allocate \$500,000 for county grants for well testing and public education under s. 281.73.
