

2019 DRAFTING REQUEST

Assembly Amendment (AA-AB230)

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Date: 2/20/2020

May Contact:

Same as LRB: a1396

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Pre Topic:

No specific pre topic given

Topic:

Various additions from AB842 and AB843

Instructions:

See attached

Drafting History:

Table with columns: Vers., Drafted, Reviewed, Submitted, Jacketed, Required. Includes handwritten 'EFJ' in a bubble pointing to the 'Jacketed' column.

FE Sent For:

<END>



State of Wisconsin
2019 - 2020 LEGISLATURE

a1393/1
LRBa1373/P5
MCP:ahe/amn/wlj

for Vos on floor

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 600

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At the locations indicated, amend the bill as follows:

1. Page 1, line 2: after "districts" insert "PFAS laboratory standards funding for PFAS research and investigations, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation".

2. Page 1, line 3: ^{before} before that line insert:

"SECTION 10. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

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EB
colleges
referendum
employees

1 polyfluoroalkyl contamination or as having discharged perfluoroalkyl or
2 polyfluoroalkyl substances; for investigating emerging contaminants that are
3 perfluoroalkyl or polyfluoroalkyl substances in those areas; and for providing
4 temporary potable water or treatment systems in those areas when no responsible
5 party for contamination is available. (STC)

6 **3.** Page 2, line 2: after that line insert:

7 “SECTION 2d. 36.25 (56) (a) 3. of the statutes is created to read:

8 36.25 (56) (a) 3. Studying, with schools of public health, PFAS, the health
9 effects of PFAS, the safe destruction and disposal of PFAS, and safe levels of PFAS
10 in water and air, and providing information relating to these studies to the public.
11 In conducting the studies under this subdivision, the collaborative shall consult all
12 available research and science. In this subdivision, “PFAS” means perfluoroalkyl or
13 polyfluoroalkyl substances.

14 SECTION 2k. 36.25 (56) (f) of the statutes is created to read:

15 36.25 (56) (f) No later than January 1, 2021, the board shall submit a report
16 showing the scientifically safe levels determined under par. (a) 3. to the chief clerk
17 of each house of the legislature for distribution under s. 13.172 (3) to the standing
18 committees having jurisdiction over matters regarding natural resources.

19 # Page 3, line 48p
SECTION 2p. Nonstatutory provisions.

20 (1) TESTING LABORATORIES; EMERGENCY RULES.

21 (a) The department of natural resources shall use the procedure under s. 227.24
22 to promulgate, no later than the first day of the 7th month beginning after the
23 effective date of this paragraph, emergency rules establishing criteria for certifying
24 laboratories to test for any perfluoroalkyl or polyfluoroalkyl substances, including

1 the standards and methods for such testing, and shall certify laboratories that meet
2 these criteria. Notwithstanding s. 227.24 (1) (a) and (3), the department of natural
3 resources is not required to provide evidence that promulgating a rule under this
4 paragraph as an emergency rule is necessary for the preservation of public peace,
5 health, safety, or welfare and is not required to provide a finding of emergency for a
6 rule promulgated under this paragraph.

7 (b) Before emergency rules are promulgated under par. (a), the department of
8 natural resources may require testing for a perfluoroalkyl or polyfluoroalkyl
9 substance to be done according to any nationally recognized procedures.

10 (c) Emergency rules promulgated under par. (a) for drinking water shall be
11 based on federal environmental protection agency protocols, if any, for testing for
12 perfluoroalkyl and polyfluoroalkyl substances. In promulgating emergency rules
13 under par. (a) for nondrinking water, the department of natural resources shall take
14 into consideration the latest version of the federal department of defense's Quality
15 Systems Manual for Environmental Laboratories.

16 (2) BIENNIAL BUDGET REQUEST. The 2021-23 biennial budget request to the
17 department of administration from the department of natural resources shall
18 include funding for addressing any perfluoroalkyl and polyfluoroalkyl substance for
19 which the department has received a recommendation from the department of
20 health services under s. 160.07 (3).

21 (3) RECOVERY OF COSTS. The department of natural resources is entitled to
22 recover the costs of testing, investigations, and providing temporary potable water
23 provided from the appropriation under s. 20.370 (4) (as) from a significant source of
24 the substances for which the costs are incurred. Reimbursements to the department

1 of natural resources under this subsection shall be credited to the environmental
2 fund for environmental management.

3 (1) (4) RECONCILIATION PROVISION. The treatment of ss. 20.285 (1) (sr) and 36.25 (56)
4 (a) 3. and (f) is void if 2019 Assembly Bill 801 or 2019 Senate Bill 712 is not enacted.”

5 (END)