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.

AN ACT to create 20.115 (7) (vb) and 93.56 of the statutes; relating to: expanding the clean sweep program to include collection of certain fire fighting foams and 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:

SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:
20.115 Agriculture, trade and consumer protection, department of

(7) AGRICULTURAL RESOURCE MANAGEMENT

(vb) Clean sweep — fire fighting foam

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

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

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

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