

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
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Tony Evers, Governor
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December 19, 2023

Mr. Edward A. Blazel
Assembly Chief Clerk
17 West Main Street, Room 401
Madison WI 53703

Mr. Richard Champagne
Acting Senate Chief Clerk
Post Office Box 7882
Madison WI 53707

Subject: Final economic impact analysis submitted pursuant to Wis. Stat. § 227.139 for Department of Natural Resources proposed rule DG-17-22

Dear Chief Clerks Blazel and Champagne:

Pursuant to Wis. Stat. § 227.139(1), this letter notifies the Legislature that the department has prepared its final economic impact analysis for DG-17-22 and that it indicates that \$10,000,000 or more in implementation and compliance costs are reasonably expected to be incurred by or passed along to businesses, local governmental units, and individuals over a 2-year period as a result of the proposed rule. The department has stopped work on the proposed rule, and will only resume work upon enactment of a bill authorizing the department to promulgate the rule or upon germane modification and revision of the economic impact analysis.

The proposed permanent rule, DG-17-22, would amend Wis. Admin. Code ch. NR 140, to establish numerical standards to minimize the concentration of polluting substances for certain per- and polyfluoroalkyl substances (PFAS) in groundwater. The scope statement, SS 075-22, was submitted to the Legislature on September 8, 2022. On November 4, 2022, the department held a preliminary public hearing on the scope statement, and the Natural Resources Board approved the scope statement on December 12, 2022. The department provided a public comment period for the draft economic impact analysis from September 28, 2023 to October 28, 2023.

The department remains committed to promulgating groundwater standards for PFAS and encourages the Legislature to authorize the department to resume work on this important proposed rule.

Sincerely,
DocuSigned by:

Steven Little

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Steven Little
Deputy Secretary

Cc: Sen. Nass, JCRAR co-chair
Rep. Neylon, JCRAR co-chair
Secretary Blumenfeld, Department of Administration