



**SENATE SUBSTITUTE AMENDMENT 2,
TO 2001 SENATE BILL 452**

March 12, 2002 - Offered by Senators GROBSCHMIDT, COWLES and HANSEN.

1 **AN ACT** *to create* 160.257 and 280.25 of the statutes; **relating to:** the
2 groundwater law and regulation of aquifer storage recovery systems.

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

3 **SECTION 1.** 160.257 of the statutes is created to read:

4 **160.257 Exceptions for aquifer storage and recovery systems.** (1) In
5 this section:

6 (a) "Aquifer storage and recovery system" means all of the aquifer storage and
7 recovery wells and related appurtenances that are part of a municipal water system.

8 (b) "Aquifer storage and recovery well" means a well through which treated
9 drinking water is placed underground for the purpose of storing and later recovering
10 the water through the same well for use as drinking water.

11 (c) "Municipal water system" means a community water system, as defined in
12 s. 281.62 (1) (a), that is owned by a city, village, town, county, town sanitary district,

1 utility district, public inland lake protection and rehabilitation district, or municipal
2 water district, or by a privately owned water utility serving any of the foregoing.

3 (d) "Specified substance" means one of the following:

- 4 1. Chloroform.
- 5 2. Bromodichloromethane.
- 6 3. Dibromochloromethane.
- 7 4. Bromoform.

8 (e) "Treated drinking water" means potable water that has been treated so that
9 it complies with the primary drinking water standards promulgated under ss. 280.11
10 and 281.17 (8).

11 (2) Notwithstanding s. 160.19 (1) and (2), the department is not required to
12 promulgate or amend rules that define design or management criteria for aquifer
13 storage and recovery systems to minimize the amount of a specified substance in
14 groundwater or to maintain compliance with the preventive action limit for a
15 specified substance, however, the department shall promulgate rules that define
16 design or management criteria for aquifer storage and recovery systems to maintain
17 compliance with drinking water standards promulgated under ss. 280.11 and 281.17
18 (8).

19 (3) Notwithstanding s. 160.21 (2), the point of standards application for an
20 aquifer storage and recovery well with respect to a specified substance is 1,200 feet
21 from the aquifer storage and recovery well.

22 **SECTION 2.** 280.25 of the statutes is created to read:

23 **280.25 Report on aquifer recovery system.** (1) In this section:

24 (a) "Aquifer storage and recovery system" has the meaning given in s. 160.257
25 (1).

1 (b) "Municipal water system" has the meaning given in s. 160.257 (1) (c).

2 (2) The operator of a municipal water system that uses an aquifer storage and
3 recovery system shall submit a report to the department, no later than the first day
4 of the 60th month after beginning to operate the aquifer storage and recovery system,
5 describing the experience that the operator has had with using the aquifer storage
6 and recovery system.

7 (END)