



2019 SENATE BILL 773

February 5, 2020 - Introduced by Senator HANSEN, cosponsored by Representative NYGREN. Referred to Committee on Natural Resources and Energy.

1 **AN ACT to amend** 20.435 (1) (q); and **to create** 20.285 (1) (sr), 20.370 (4) (as),
2 20.370 (4) (ax), 20.370 (4) (ay), 20.370 (4) (az) and 20.370 (6) (es) of the statutes;
3 **relating to:** providing funding related to PFAS programs and positions,
4 granting rule-making authority, and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill provides funding and positions for the provisions in 2019 Senate Bill (LRB-5545), relating to perfluoroalkyl and polyfluoroalkyl substances (PFAS) regulation.

The bill provides \$250,000 as a onetime appropriation from the environmental fund for the University of Wisconsin Board of Regents to provide a grant to a campus to research technologies for destroying PFAS.

The bill also provides \$1,000,000 as a onetime appropriation from the environmental fund for the Department of Natural Resources to test for PFAS in noncommunity water systems that may be in proximity to PFAS contamination and in municipal public water supply systems.

In addition, the bill provides \$150,000 biennially from the environmental fund for DNR to sample and test the environment, wildlife, facilities, and other sites for PFAS.

The bill provides, as a onetime appropriation, \$120,000 from the environmental fund for DNR to investigate emerging PFAS and to provide temporary potable water or treatment systems when no responsible party for contamination is available.

SENATE BILL 773

The bill also provides \$5,000,000 biennially from the environmental fund for the PFAS municipal grant program created under 2019 Senate Bill ... (LRB-5545).

In addition, the bill expands the purpose of an existing appropriation to the Department of Health Services so that it may be used to fund the blood testing program and cancer cluster study required under 2019 Senate Bill ... (LRB-5545).

The bill also creates a new appropriation for the settlement funds collected and deposited into the PFAS action fund created under 2019 Senate Bill ... (LRB-5545) so that the funds may be used for the purposes for which they are received.

Finally, the bill provides funding for the two new DHS positions created under 2019 Senate Bill ... (LRB-5545).

For further information see the *state* 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:

1 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
2 the following amounts for the purposes indicated:

				2019-20	2020-21
3	20.285	University of Wisconsin System			
4	(1)	UNIVERSITY EDUCATION, RESEARCH AND PUBLIC			
5		SERVICE			
6	(sr)	PFAS disposal research grant	SEG C	250,000	-0-
7	20.370	Natural resources, department of			
8	(4)	ENVIRONMENTAL MANAGEMENT			
9	(as)	PFAS — drinking water sam-			
10		pling	SEG C	1,000,000	-0-
11	(ax)	PFAS — sampling	SEG B	87,500	87,500
12	(ay)	PFAS — investigation and			
13		assistance	SEG C	120,000	-0-

SENATE BILL 773

1 (6) ENVIRONMENTAL AIDS

2 (es) Environmental aids — PFAS

3 municipal grant program SEG B 2,500,000 2,500,000

4 **SECTION 2.** 20.285 (1) (sr) of the statutes is created to read:

5 20.285 (1) (sr) *PFAS disposal research grant.* From the environmental fund,
6 as a continuing appropriation, the amounts in the schedule to provide the grant
7 under s. 36.50.

8 **SECTION 3.** 20.370 (4) (as) of the statutes is created to read:

9 20.370 (4) (as) *PFAS — drinking water sampling.* From the environmental
10 fund, as a continuing appropriation, the amounts in the schedule for testing water
11 samples for the presence of perfluoroalkyl or polyfluoroalkyl substances in
12 noncommunity water systems that may be in proximity to perfluoroalkyl or
13 polyfluoroalkyl substances contamination and in municipal public water supply
14 systems, as defined by the department by rule.

15 **SECTION 4.** 20.370 (4) (ax) of the statutes is created to read:

16 20.370 (4) (ax) *PFAS — sampling.* Biennially, from the environmental fund,
17 the amounts in the schedule for sampling and testing the environment, wildlife,
18 facilities, and other sites for perfluoroalkyl and polyfluoroalkyl substances.

19 **SECTION 5.** 20.370 (4) (ay) of the statutes is created to read:

20 20.370 (4) (ay) *PFAS — investigation and assistance.* From the environmental
21 fund, as a continuing appropriation, the amounts in the schedule for investigating
22 emerging contaminants that are perfluoroalkyl or polyfluoroalkyl substances and
23 providing temporary potable water or treatment systems when no responsible party
24 for contamination is available.

SENATE BILL 773

1 **SECTION 6.** 20.370 (4) (az) of the statutes is created to read:

2 20.370 (4) (az) *PFAS — settlement funds.* From the PFAS action fund, all
3 moneys described under s. 25.461 to carry out the purposes for which they are
4 received.

5 **SECTION 7.** 20.370 (6) (es) of the statutes is created to read:

6 20.370 (6) (es) *Environmental aids — PFAS municipal grant program.*
7 Biennially, from the environmental fund, the amounts in the schedule for the PFAS
8 municipal grant program under s. 292.66.

9 **SECTION 8.** 20.435 (1) (q) of the statutes is amended to read:

10 20.435 (1) (q) *Groundwater and air quality standards.* From the
11 environmental fund, the amounts in the schedule to develop groundwater standards
12 and implement ch. 160 and, to assist in the development of emission standards for
13 hazardous air contaminants under s. 46.34, to conduct blood testing under s. 254.25,
14 and to conduct the study under 2019 Wisconsin Act (2019 Senate Bill
15 LRB-5545), section 15 (4).

16 **SECTION 9. Nonstatutory provisions.**

17 (1) RECONCILIATION PROVISION. This act is void if 2019 Senate Bill (LRB-5545)
18 is not enacted.

19 **SECTION 10. Fiscal change.**

20 (1) POSITION AUTHORIZATIONS; HEALTH SERVICES. In the schedule under s. 20.005
21 (3) for the appropriation to the department of health services under s. 20.435 (1) (a),
22 the dollar amount for fiscal year 2019-20 is increased by \$17,500 to fund the increase
23 of the authorized FTE advanced toxicologist project position for the department
24 under 2019 Senate Bill (LRB-5545) and by \$20,500 to fund increase of the
25 authorized FTE research scientist project position for the department under 2019

SENATE BILL 773

1 Senate Bill (LRB-5545). In the schedule under s. 20.005 (3) for the appropriation
2 to the department of health services under s. 20.435 (1) (a), the dollar amount for
3 fiscal year 2020-21 is increased by \$70,000 to fund the increase of the authorized
4 FTE advanced toxicologist project position for the department under 2019 Senate
5 Bill (LRB-5545) and by \$81,900 to fund the increase of the authorized FTE
6 research scientist project position for the department under 2019 Senate Bill
7 (LRB-5545).

8

(END)