



## WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

**2017 Wisconsin Act 159**  
[2017 Senate Bill 466]

**Sheboygan Kohler Andrae Air  
Monitor**

### **BACKGROUND**

The federal Clean Air Act requires each state to describe its network of air monitoring sites in an “annual monitoring network plan.” The plan identifies each of the state’s monitoring sites, including site location and information about the type of air quality data collected at each site. [40 C.F.R. s. 58.10 (a) (1).] Any proposed network modification, including the discontinuation of a monitoring site, is subject to approval by the U.S. Environmental Protection Agency (EPA) Regional Administrator. [40 C.F.R. ss. 58.10 (a) (1) and 58.14 (b).]

Wisconsin’s air quality management program is administered by the Department of Natural Resources (DNR). As part of this program, DNR manages a network of 38 air monitoring sites throughout the state, including the Sheboygan Kohler Andrae air monitoring site located at the Kohler-Andrae State Park in Sheboygan County. The Sheboygan Kohler Andrae air monitoring site is currently included in Wisconsin’s 2018 annual monitoring network plan, which was submitted in June, 2017.

### **2017 WISCONSIN ACT 159**

2017 Wisconsin Act 159 prohibits DNR from including the Sheboygan Kohler Andrae air monitoring site in the state’s initial monitoring network plan submitted on or after January 1, 2018. The Act also requires DNR to request a waiver of the relevant provisions of the federal Clean Air Act relating to the state implementation plan that may be implicated by discontinuing the use of the Sheboygan Kohler Andrae air monitoring site. If the EPA does not approve the initial plan, then DNR may submit a revised plan to the EPA that includes the Sheboygan Kohler Andrae air monitoring site.

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.wisconsin.gov>.