ISSUE: Clarify requirements for confirmation samples after remedial action is conducted

Rule Subgroup: RA confirmation samples

BACKGROUND

Wis. Admin. Code ch. NR 724 describes the requirements that must be followed when a remedial action and some interim actions are undertaken. Wis. Admin. Code § NR 724.15 includes the requirements to document the construction and completion of the remedial action. While it is standard practice, that section doesn’t clearly require that the consultant for the responsible party conduct sampling after the remedial action has been taken to confirm that the remedial action has achieved the objectives and provide those results to the DNR.

PROPOSED CHANGES

The DNR is proposing to modify Wis. Admin. Code § NR 724.15 to explicitly require that the construction documentation report include appropriate confirmation sampling of the soil or sediment to demonstrates that the remedy was successful, and the remedial objectives have been met. This confirmation sampling will be in addition to any long-term monitoring that may be needed as described in Wis. Admin. Code § NR 724.17.

AFFECTED RULE CHAPTERS

Wis. Admin. Code ch. NR 724

COMPARABLE STATE OR FEDERAL POLICIES

NA

DISCUSSION OF POTENTIAL ECONOMIC IMPACTS

Because this is standard consulting practice, there is not an economic impact expected from this change.

COMMENTS