

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

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**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 demonstrate 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**

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Wis. Admin. Code ch. NR 724

### **COMPARABLE STATE OR FEDERAL POLICIES**

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### **DISCUSSION OF POTENTIAL ECONOMIC IMPACTS**

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

### **COMMENTS**

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