

Notice of Hearing

The Department of Natural Resources announces that it will hold a public hearing on two permanent rules that affect ch. NR 809, at the virtual time and place shown below.

- Board Order DG-01-24, related to drinking water standards for PFAS and affecting small businesses.
- Board Order DG-02-24, to clarify and correct existing language and add federal Consumer Confidence Report requirements.

Hearing Information

Date: October 2, 2025

Time: 10 a.m.

Virtual Zoom Link: <https://us02web.zoom.us/j/89626959865>

Meeting ID: 896 2695 9865

Call-in #: 1 (312) 626-6799

Rule Information

This public hearing will cover two proposed rulemaking efforts updating ch. NR 809, Wis. Adm. Code:

- The objective of Board Order DG-01-24 is to establish drinking water standards, referred to as Maximum Contaminant Levels (MCLs), based on the new federal standards for certain per- and polyfluoroalkyl substances (PFAS). The Environmental Protection Agency (EPA) set individual MCLs for five of the PFAS, as well as a Hazard Index approach, to protect public health from mixtures of these substances. In establishing standards consistent with federal requirements, this rule would revise the state PFOA and PFOS MCLs to be consistent with (no less stringent than) the new federal MCL standards for PFOA and PFOS, as required under the federal Safe Drinking Water Act (SDWA).
- The objectives of Board Order DG-02-24 are to:
 - Clarify and correct existing requirements to meet the requirements of the EPA and the SDWA.
 - Establish a definition, address redundancies and omissions, clarify to improve understanding and readability, and correct grammatical, spelling, and punctuation errors.
 - Update Consumer Confidence Report requirements to be consistent with new federal regulations under the SDWA.

Accessibility

For the hearing or visually impaired, non-English speakers, or those with other personal circumstances which might make communication at the meeting/hearing difficult, DNR will, to the maximum extent possible and with reasonable advance notice, provide aids including an interpreter, or a non-English, large-print, or recorded version of hearing documents. To access

these resources, please contact the email address or phone number listed below as soon as possible.

Appearances at the Hearing and Submittal of Written Comments

The public has the opportunity to testify at the hearing. To join via Zoom, please register or pre-register using the link above, which will prompt you to enter information required on the Hearing Appearance form. Pre-registration is strongly encouraged if you plan to provide spoken comments during the hearing. For those who plan to phone in, please download and complete the fillable [Hearing Appearance form](#) and send it to Maggie Reid at margaret.reid@wisconsin.gov.

Comments on the proposed rule must be received on or before October 8, 2025. Written comments may be submitted by U.S. mail, E-mail, or through the internet and will have the same weight and effect as oral statements presented at the public hearing.

Written comments and any questions on the proposed rules should be submitted to:

Department of Natural Resources
Attn: Dino Tsoris DG/5
P.O. Box 7921
101 S. Webster Street,
Madison, WI 53707-7921

ConstantineTsoris@wisconsin.gov

The rules may be viewed under NRB Order numbers DG-01-24 and DG-02-24 at:
<https://dnr.wisconsin.gov/news/input/ProposedPermanent>

Comments can be made at: DNRAdministrativeRulesComments@wisconsin.gov

The rule may also be reviewed, and comments made at:
<http://docs.legis.wisconsin.gov/code/chr/hearings>.

Initial Regulatory Flexibility Analysis

For both of these rules, the state is not imposing additional costs above what is required in federal rules. If the federal changes were not promulgated in state administrative code, public water systems in Wisconsin would still be obligated to comply with these requirements under the federal Safe Drinking Water Act. There are no additional state costs of implementing and complying with the proposed state rule. The Economic Impact Analysis does provide an estimate of the costs of the federal rule requirements in Wisconsin.

Implementing the federal and state rules for drinking water standards for PFAS (DG-01-24) will affect small businesses. These rules provide some flexibility by allowing monitoring waivers to reduce the frequency of required monitoring at public water systems that are below half of the MCL trigger levels of PFAS.

Implementing the revised federal requirements in (DG-02-24) will have minimal impacts related to some water systems having to distribute additional consumer confidence reports.

Agency Small Business Regulatory Coordinator

Emma Esch (608) 266-1959

emma.esch@wisconsin.gov