

Notice of Hearing

The Department of Natural Resources announces that it will hold a public hearing on a permanent rule to revise ch. NR 809, updating lead and copper requirements for public drinking water in order to be consistent with revised federal requirements, at the time and place shown below.

Hearing Information

Date: September 17, 2025

Time: 10:00 AM

Virtual Zoom Link: <https://us02web.zoom.us/j/82878645463>

Meeting ID: 828 7864 5463

Call-in #: +1 929-205-6099

Rule Information:

The primary objective of the proposed rule is to include new federal requirements from the 2021 Lead and Copper Rule Revisions (LCRR) and the 2024 Lead and Copper Rule Improvements (LCRI). The rule proposes changes to the lead and copper drinking water regulations for community and non-transient non-community water systems. The proposed rule includes changes to lead and copper sampling, service line inventory and replacement, corrosion control treatment, and public education and outreach. The proposed changes are designed to protect the public from lead health impacts and ensure state regulations are consistent with federal regulations.

Accessibility

For the hearing or visually impaired, non-English speakers, or those with other personal circumstances which might make communication at the hearing difficult, the 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 Briana.Harter@wisconsin.gov.

Comments on the proposed rule must be received on or before September 24, 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: Briana Harter DG/5
P.O. Box 7921
Madison, WI 53707-7921
DNRDGnr809lccomments@wisconsin.gov

The rule may be viewed under NRB Order number DG-04-24 at:

<https://dnr.wisconsin.gov/news/input/ProposedPermanent>

Comments can be made at: DNRAAdministrativeRulesComments@wisconsin.gov

The rule may also be reviewed, and comments made at:

<http://docs.legis.wisconsin.gov/code/chr/hearings>.

Initial Regulatory Flexibility Analysis:

Some small businesses are subject to the federal LCRR and LCRI and corresponding state rule. The proposed rule regulates non-transient non-community water systems (NTNCWSs), which can include places like factories, farms, schools, and other places of work, and other-than-municipal community water systems (OTMs), such as apartment complexes and mobile home parks.

This state rulemaking will have minimal implementation and compliance costs beyond the baseline costs that are already required by federal law. The DNR estimated in the proposed rule's economic impact analysis (EIA) that 70% of NTNCWSs' and OTMs' compliance cost can be assumed to be a small business cost. The annual statewide cost for these small businesses, combined, is expected to be \$7,465.

Due to federal primacy requirements, the department is unable to consider any less stringent requirements. However, wherever possible, the department simplified and clarified the federal requirements in the proposed rule. The proposed rule and federal rules include a small-system flexibility section that will allow small businesses more flexibility in their rule compliance pathway.

Agency Small Business Regulatory Coordinator:

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