

**2013 DRAFTING REQUEST**

**Senate Amendment (SA-SA1-SSA1-SB517)**

Received: 2/14/2014 Received By: **emueller**  
Wanted: **As time permits** Same as LRB:  
For: **Frank Lasee (608) 266-3512** By/Representing: **Rob Kovach**  
May Contact: Drafter: **emueller**  
Subject: **Local Gov't - misc** Addl. Drafters:  
**Public Util. - misc.** Extra Copies: **MES, MDK, PJH**

Submit via email: **YES**  
Requester's email: **Sen.Lasee@legis.wisconsin.gov**  
Carbon copy (CC) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Various changes

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 2/14/2014	scalvin 2/14/2014	jmurphy 2/14/2014	_____			
/P1	emueller 2/17/2014			_____	lparisi 2/14/2014		
/1		scalvin 2/17/2014	jmurphy 2/17/2014	_____	mbarman 2/17/2014	mbarman 2/17/2014	

FE Sent For:

<END>

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/P1				_____	lparisi 2/14/2014		
/1	EUM 2/17/14	1/1 SAC 02/17/2014	1 SAC 02/17/2014	_____			

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1?	emueller						
1/1	Emueller	1/1 SAC					
	2/14/14	02/14/14					
	FE Sent For:						

<END>

## Mueller, Eric

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**From:** Kovach, Robert  
**Sent:** Wednesday, February 12, 2014 4:14 PM  
**To:** Mueller, Eric  
**Cc:** Lovell, David; Larson, Brian  
**Subject:** FW: SSA 1 to SB 517

Dear Eric & David,

We screwed up on our committee amendment SA1 to SSA1. We forgot the clause that allows a landlord authority to request shutoff only when the Muni electric has the authority to transfer arrears to the property owner. Please add that to the list of things we must have on a floor amendment.

Let's look at Lawrie's suggestions below. Can you also call her on them? She's a smart attorney. 608-283-1788

About the deposit proposal. Why can't that be allowed by the existing language of allowing different treatment between rental customers and homeownership customers? If it isn't allowed by the bill, I'm going to say we should NOT add that to the floor amendment.

We have until Monday to have any amendments that we need for the floor on Tuesday.

Thanks to all of you for your hard work. ALMOST TO THE FINISH LINE!!

## Rob Kovach

Policy Advisor/Committee Clerk  
Office of Senator Frank Lasee  
(608) 266-3512

---

**From:** Lawrie J. Kobza [<mailto:lkobza@boardmanclark.com>]  
**Sent:** Wednesday, February 12, 2014 3:34 PM  
**To:** Kovach, Robert  
**Subject:** SSA 1 to SB 517

Rob,

To follow-up on our telephone conversation, here are the floor amendments we would like Sen. Lasee to consider. After your review, I'd appreciate if someone would get back to me on these. Manitowoc Utilities is particularly interested in some of these and I told them I would let them know. Thanks.

Lawrie

### TECHNICAL AMENDMENT

Page 3, line 22 to 23. Delete "on the date that the notice is given for which the tenant is responsible".

*(The way I read this section, the amount of the lien would be limited to the arrears and penalty amount existing on October 15 (the date the notice is given). My understanding is that the lien that may be ultimately filed should be for the amount that would be placed on the tax roll (i.e., includes arrearage, penalties based on utility rules, and 10% penalty from 66.0809(3)(a)))*

Page 3, line 25. Replace "municipal utility" with "municipality".

*(Make consistent with other references (e.g., p. 3, line 20; p. 4, line 8)*

Page 6, lines 9-11. Revise sentence as follows: "This paragraph does not apply if a municipal public utility does not use the procedures under sub. (3) to collect the past-due electric charges."

*(1. Changes "subdivision" to "paragraph." Otherwise wouldn't this just apply to 2.? Utilities want this to apply to all of 66.0809(5)(bm) - especially 3.*

*2. Can "may" to "does"*

*3. Correct typo "changes" to "charges."*

*The clarification in this sentence is very important to Manitowoc.)*

DEPOSIT AMENDMENT FOR CONSIDERATION

*Don't do this one*

Page 7, line 13. Add: 66.0809 (7) (b). A municipal utility may require a prospective customer to pay a deposit for utility service.

*(Manitowoc has asked that I ask you to consider offering this amendment on the floor.)*

Thanks for your consideration.

Lawrie



Lawrie J. Kobza  
Attorney  
[lkobza@boardmanclark.com](mailto:lkobza@boardmanclark.com)  
Direct: 608-283-1788  
Phone: 608-257-9521  
Fax: 608-283-1709

MADISON OFFICE  
BOARDMAN & CLARK LLP  
1 S PINCKNEY ST STE 410  
P.O. BOX 927  
MADISON, WI 53701-0927

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sc

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION  
SENATE AMENDMENT,  
TO SENATE AMENDMENT 1,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO SENATE BILL 517**

RMNA

2/14/14

before 5pm  
Today

1 At the locations indicated, amend the amendment as follows:

2 1. Page 1, line 1: after that line insert:

3 <sup>plain</sup> 1g. Page 3, line 22: delete the material beginning with "utility, on" and ending  
4 with "responsible" on line 23 and substitute "utility".

5 <sup>plain</sup> 1m. Page 3, line 25: delete "municipal utility" and substitute "municipality".

6 2. Page 1, line 2: delete "1." and substitute "1s."

7 3. Page 1, line 10: after "paragraph." insert "This paragraph does not apply if  
8 a municipal public utility does not use the procedures under sub. (3) to collect the  
9 past-due charges."

10

(END)

LPs: make  
lg and 1m  
frozen

DNote

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa1818/7dn

EVM:./:....

SAC

-date-

\* Rob Kovach:

Under this amendment the final sentence of s. 66.0890 (5) (bm) will read "This paragraph does not apply if a municipal public utility does not use the procedures under sub. (3) to collect the past-due charges." Since it appears likely that, in some instances, a termination request under sub. (5) (bm) could come before the procedures under sub. (3) are triggered, the word "does" is somewhat ambiguous. Please let me know if you have any questions or further instructions.

Eric V. Mueller  
Legislative Attorney  
Phone: (608) 261-7032  
E-mail: eric.mueller@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa1818/P1dn  
EVM:sac:jm

February 14, 2014

Rob Kovach:

Under this amendment the final sentence of s. 66.0890 (5) (bm) will read "This paragraph does not apply if a municipal public utility does not use the procedures under sub. (3) to collect the past-due charges." Since it appears likely that, in some instances, a termination request under sub. (5) (bm) could come before the procedures under sub. (3) are triggered, the word "does" is somewhat ambiguous. Please let me know if you have any questions or further instructions.

Eric V. Mueller  
Legislative Attorney  
Phone: (608) 261-7032  
E-mail: [eric.mueller@legis.wisconsin.gov](mailto:eric.mueller@legis.wisconsin.gov)



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**SENATE AMENDMENT ,**  
**TO SENATE AMENDMENT 1,**  
**TO SENATE SUBSTITUTE AMENDMENT 1,**  
**TO SENATE BILL 517**

RMR

No changes

2/17/14

Today

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