

1993-94 SESSION
COMMITTEE HEARING
RECORDS

Committee Name:

Joint Committee on
Finance (JC-Fi)

Sample:

Record of Comm. Proceedings ... RCP

- 05hrAC-EdR_RCP_pt01a
- 05hrAC-EdR_RCP_pt01b
- 05hrAC-EdR_RCP_pt02

➤ Appointments ... Appt

➤ **

➤ Clearinghouse Rules ... CRule

➤ **

➤ Committee Hearings ... CH

➤ **

➤ Committee Reports ... CR

➤ **

➤ Executive Sessions ... ES

➤ **

➤ Hearing Records ... HR

➤ **

➤ Miscellaneous ... Misc

➤ 93hrJC-Fi_Misc_pt29

➤ Record of Comm. Proceedings ... RCP

➤ **



WISCONSIN LEGISLATURE

P.O. Box 7882 • Madison, WI 53707-7882

16.505

Lanni

6-3847

due today

Agiz & Log Tern

Send approved letter.

K. Lanzer

CC

Gassman JF

Bob Lang

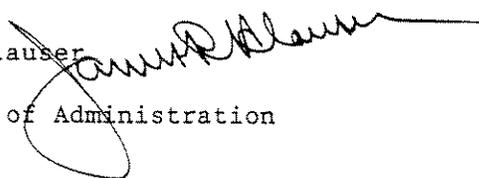
Janine members

CORRESPONDENCE/MEMORANDUM

STATE OF WISCONSIN
Department of Administration

Date: February 26, 1993
To: Honorable Gary R. George, Co-Chair
Honorable Barbara J. Linton, Co-Chair

From: James R. Klauser
Secretary
Department of Administration



FEB 26 1993

Subject: s. 16.515/16.505(2) Requests

Enclosed are requests which have been approved by this department under the authority granted in s. 16.515 and s. 16.505(2). The explanation for each request is included in the attached materials. Listed below is a summary of each item:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>1991-92</u>		<u>1992-93</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DNR 20.370(1)(mk)	Watershed Monitoring & Research				2.00*
PSC 20.155(1)(j)	Intervenor financing			\$ 80,550	

* Project positions ending June 30, 1994

As provided in s. 16.515, this request will be approved on March 22, 1993, unless we are notified prior to that time that the Joint Committee on Finance wishes to meet in formal session about this request.

Please contact Roger Grossman at 266-1072, or the analyst who approved the request in the Division of State Executive Budget and Planning, if you have any additional questions.

Attachments:

CORRESPONDENCE MEMORANDUMSTATE OF WISCONSIN
Department of Administration

Date: February 15, 1992

To: James R. Klauser, Secretary
Department of Administration

From: Shelley L. Moore, Policy and Budget Analyst
Department of Administration 

Subject: Department of Natural Resources s. 16.505 Request for Nonpoint
Priority Watershed Monitoring and Research

REQUEST

The Department of Natural Resources (DNR) requests 2.0 four-year PR-S project positions under s. 20.370 (1)(mk) in the Bureau of Research. Since s. 20.370 (1)(mk) is a continuing appropriation, expenditure authority increases can be approved through the allotment process.

BACKGROUND

The Priority Watershed Program is a cooperative program conducted by the DNR, the Department of Agriculture, Trade and Consumer Protection (DATCP), and local governmental units to reduce nonpoint pollution in streams, rivers, and lakes. Although a multi-million dollar program in existence over ten years, very little monitoring or research has been conducted to determine the actual biological and environmental impact of the Priority Watershed Program on Wisconsin's waterways. The requested positions are to conduct evaluation and research on the Priority Watershed Program on fisheries populations and habitat and to develop standardized sampling techniques.

ANALYSIS

The positions requested are 1.0 Natural Resources Research Scientist-Objective and 1.0 Natural Resources Research Technician 3. Through a June, 1992 agreement between the DNR Bureaus of Water Resources Management and Research, the requested positions would be funded by the Bureau of Water Resources Management, using funds from s. 20.370 (4)(cc). This agreement provides up to \$98,807 and is effective through June 30, 1993. The Bureau of Water Resources has indicated that they view this activity as a six- to eight-year project and thus a long-term commitment.

Prior to FY93, these two positions were funded for the maximum time period of two years through an interagency agreement with the U.S. Geological Survey (USGS). The requested positions will continue the same research and monitoring activities which began under the USGS contract.

The project agreement defines the following work tasks for these positions:

1. develop effective standardized techniques for assessing fish community characteristics, sport fishery potential, and habitat quality in streams affected by nonpoint source pollution;
2. develop a scientifically valid monitoring design to accurately evaluate responses of stream fish and habitat to land use changes brought about through Priority Watershed Projects;
3. train DNR Water Resources and Fisheries Management personnel in application of these standardized assessment techniques and monitoring design;
4. carry out a detailed, long-term evaluation responses of five priority watersheds representative of the range in land-use types, stream gradients, summer water temperatures and fishery potentials representative of the variety of Priority Watershed Projects;
5. develop a database of fish and habitat characteristics of streams in Priority Watersheds before and after implementation of Priority Watershed Projects; develop and refine predictive models that describe relationships between land-use and stream characteristics; and use the models to recommend strategies to increase the effectiveness and efficiency of Priority Watershed projects.

Additional deliverables include development of alternative fish sampling techniques, quantification of seasonal variations in fish and habitat characteristics, and completion and publication of the DNR Stream Habitat Sampling Manual.

All field work, evaluations, and data analysis are to be conducted in close cooperation with the DNR Bureaus of Water Resources Management and Fisheries Management, the USGS, the University of Wisconsin, and the appropriate county land conservation offices.

The current central office staffing level for the Bureau of Research Fisheries Research Section consists of twenty-three staff persons, which are committed to other priority research and monitoring projects (e.g., fisheries habitat improvement in warmwater rivers, weed management in lakes and effects on fish population, and trout regulation evaluation). Reallocation of these positions to conduct research on Priority Watershed Impacts is not a top priority of the Bureau of Fisheries Management. Other Bureau of Water Resources Management staff are committed to existing programs mandated by statute (e.g. implementation of the nonpoint program), and have not been allocated to research and monitoring activities.

Since 1979, the nonpoint source pollution abatement program has committed over \$75 million, of which more than \$42.9 million has been spent. In 1979 and 1987, the Legislature mandated DNR and DATCP to conduct periodic evaluations of the nonpoint program. In 1989, the agencies adopted a joint evaluation plan, but the plan has not been carried out.

An August, 1992 Legislative Audit Bureau (LAB) report states that in evaluating data for 13 watershed projects, no project has demonstrated significant water-quality improvement, although it is too early to draw definitive conclusions based on water-quality changes. The DNR response to the LAB report stated that existing assessment requirements were significantly hindered by the "recent hiring freeze, the limited number of staff available to conduct the needed water quality monitoring, and competing priorities for staff time."

Although the length of the intra-agency agreement is for one year only, the Bureau of Water Resources Management has committed to renew the agreement for at least another eight years. The length of the monitoring efforts is dependent on the time it takes for a stream to respond to best management practices and the long period of time it takes to install all the best management practices.

Utilization of funding in s. 20.370 (4)(cc), an environmental aids appropriation, for nonpoint evaluation and assessment is allowed by state statute. Section 144.25 (4)(j), Wis. Stats., provides that ... "(t)he Department may contract with any person from the appropriations under s. 20.370 (4)(cc) and (cq) for services to administer or implement this chapter, including information and education and training." Section 144.01 (9m) defines "person" to include state agencies.

In light of the considerable investment of funding for the Priority Watershed Program, sound monitoring and project assessment is vitally needed to determine the effectiveness of implementation of the program on Wisconsin's stream habitat and fisheries populations. This is especially critical as policymakers are evaluating considerable expansion of this program.

Two project positions, funded through June 30, 1994, are justified by current program needs. Additional nonpoint pollution control assessment options should be addressed in the 1993-95 Biennial Budget process.

RECOMMENDATION

Modify the DNR's request for four-year project positions and approve 2.0 FTE project positions under s. 20.370 (1)(mk), through June 30, 1994, to continue to develop standardized assessment and modeling techniques for Wisconsin's Priority Watershed Projects.

CORRESPONDENCE/MEMORANDUM

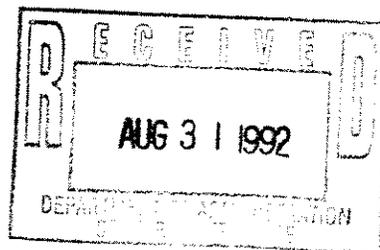
DATE: July 23, 1992 FILE REF:
TO: Shelley Moore - DOA/7
FROM: Joe Polasek - DNR/5
SUBJECT: Request for Project Positions in the DNR Bureau of Research

The memo requests the creation of two full-time project-05 positions in the DNR bureau of Research, Fish Research Section. These positions will be funded by an Agreement between the Bureaus of Water Resources Management and Research under the authority of Chapter 20.370(1)(mk) Stats. It is requested that the positions be created effect September 20, 1992 and be approved through September 21, 1996. This project began in 1990 under contract with the U.S. Geological Survey and along with similar nonpoint source evaluation projects, is expected to continue well into the future. Thus, the Department will also be pursuing ways of making these positions permanent.

One position will be filled at the Natural Resources Research Scientist - Objective level (Salary Range 15-13). The starting salary will be \$13.007/hour with a PSICM of \$13.397/hour; estimated salary and fringe benefits will be approximately \$29,000 for the first year and approximately \$36,000 for subsequent years. The other position will be filled at the Natural Resources Technician 3 level (Salary Range 6-11). Starting salary will be \$10.510/hour; estimated salary and fringe benefits for the first year are \$22,500 and approximately \$29,500 in subsequent years. The complete budget for this project is included in the attached Agreement. Both positions will be supervised by John Lyons, Bureau of Research and will be based at the DNR Research Center, 1350 Femrite Drive, Monona, WI 53716.

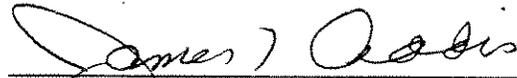
The primary duties of these two project positions will be to conduct an evaluation of the response of stream fisheries and habitat to land management practices installed under the Nonpoint Source Priority Watershed Program. The Priority Watershed Program is a cooperative effort by the DNR, DATCP, and local units of government to reduce nonpoint source pollution in streams, rivers, and lakes.

A key objective of most individual Priority Watershed Projects has been preservation and improvement of fisheries and habitat. However, although the Priority Watershed Program has been a multi-million dollar component of the State's pollution control strategy for over 10 years, it remains generally uncertain whether Priority Watershed Program activities have benefited fisheries and habitat in the State's surface waters. Thus, the Bureau of Research evaluation of the effectiveness of these practices is extremely important to the Bureau of water Resources Management, as well as the other organizations involved in the Priority Watershed Program. A more detailed description of the project scope is included in Section 5 of the attached



Agreement. It will be impossible for the Bureau of Research to meet the objectives of the Agreement without these two project positions.

Approval:

 7/13/92
James T. Addis, Administrator Date
Division of Resource Management

cc: Robert Dumke - RS/4
Debra Martinelli - PE/5
Joy Stewart - MB/5
Kari-Sue Beetham - RS/4
Carla Wright - RS/4
George Brandenburg - FN/1
Joe Polasek - MB/5
Paul Willihnganz - PE/5

EVALUATION MONITORING OF FISH AND HABITAT
FOR PRIORITY WATERSHED PROJECTS

THIS AGREEMENT is entered into by and between the Bureau of Water Resources Management (WRM) and the Bureau of Research (RS) for the purpose of evaluating changes in fish and habitat for Priority Watershed Projects and developing standardized fish and habitat sampling techniques. The Agreement was developed under the authority of Chapter 20.370(1)(mk).

The terms of this Agreement are as follows:

1. PERIOD OF AGREEMENT: This Agreement shall commence upon its signing by both parties and continue until June 30, 1993, during which period all performance as described in this Agreement shall be fully completed to the satisfaction of the WRM.
2. CANCELLATION: WRM reserves the right to cancel this Agreement in whole or in part, without penalty, due to nonappropriation of funds or for failure of RS to comply with terms, conditions, and specifications of this Agreement.
3. ENTIRE AGREEMENT; AMENDMENTS: This Agreement shall constitute the entire agreement and previous communications or agreements pertaining to this Agreement are hereby superseded. Any revisions, including cost adjustments and time extensions, must be made by a written amendment to this Agreement, signed by both parties prior to the ending date of this Agreement.
4. ASSIGNMENT: Neither this Agreement nor any right or duty in whole or in part by RS under this Agreement may be assigned, delegated or subcontracted without the written consent of the WRM.
5. DESCRIPTION OF WORK: Bureau of Research agrees to perform the following services:
 - A. PRINCIPAL INVESTIGATOR: John Lyons, WDNR, Bureau of Research
 - B. OBJECTIVES:
 1. Develop effective standardized techniques for assessing fish community characteristics, sport fishery potential, and habitat quality in streams affected by nonpoint source pollution. Develop a scientifically valid monitoring design to accurately evaluate responses of stream fish and habitat to land use changes brought about through Priority Watershed Projects. Instruct WDNR Water Resources and Fisheries Management personnel in application of assessment

techniques and monitoring design.

2. Carry out a detailed, long-term evaluation of responses of stream fish and habitat to Priority Watershed activities in stream systems representative of the range of Wisconsin streams affected by nonpoint source pollution. Conduct all field work and data analysis associated with the evaluations in close cooperation with the WDNR Water Resources and Fisheries Management programs, the U.S. Geological Survey, the University of Wisconsin, and the appropriate County Land Conservation Offices.

3. Develop a database of fish and habitat characteristics of streams in Priority Watersheds both before and after implementation of land use changes associated with Priority Watershed Projects. Develop and refine predictive models that describe relationships between land-use and stream characteristics. Use models to recommend strategies to increase the effectiveness and efficiency of Priority Watershed Projects.

C. TASKS:

1. Continue detailed intensive fish and habitat sampling within five Priority Watersheds representative of the range in land-use types, stream gradients, summer water temperatures, and fishery potentials typically encountered during Priority Watershed Projects. Also conduct identical intensive sampling in reference watersheds associated with each of the five Priority Watersheds.

2. Conduct additional field work on selected streams to evaluate the relative effectiveness of several alternative fish sampling techniques and to quantify seasonal variation in fish and habitat characteristics.

3. Compile outside and internal reviews and complete final revisions of the Stream Habitat Sampling Manual. Begin the process of publishing this as a WDNR Water Resources Management document. From this document, prepare one or more manuscripts for publication in peer-reviewed scientific journals. Give technical presentations on habitat sampling techniques at state or national scientific conferences, as well as at internal WDNR meetings.

4. Develop and conduct a series of one-day training sessions on stream habitat sampling techniques for

WDNR Water Resources Management and Fisheries Management personnel. Follow up these sessions with one-on-one instruction in field techniques as requested by WDNR personnel.

5. Prepare a draft of a procedures manual for standardized sampling of fish populations and communities in small streams. Solicit reviews of this draft from knowledgeable people within and outside the WDNR. Provide one-on-one instruction in field fish sampling techniques as requested by WDNR personnel. Give technical presentations on fish sampling techniques at state or national scientific conferences, as well as at internal WDNR meetings.

6. Continue development of a database on fish and habitat conditions in relation to land use in Wisconsin streams. Begin development and application of predictive models that link land-use patterns with instream fish and habitat characteristics.

6. AGENCY CONTACTS: All communications regarding this Agreement will be made through the designated agency contacts. The designated contacts are:

RS - John Konrad
Bureau of Research

WRM - Roger Bannerman
Bureau of Water Resources Management,
Nonpoint Source Program

7. PAYMENT: The WRM agrees to reimburse RS up to a total of \$98,807.

<u>Category</u>	<u>Cost</u>
<u>Project Positions</u>	
Biologist (NRRS Obj) - Salary, FTE, 9 months	\$21,351
Fringe (34.6%)	7,388
Technician (NRRT 3) - Salary	16,746
Fringe (34.6%)	<u>5,794</u>
Subtotal	\$51,279
<u>LTE Positions - Seasonal; 800 hours total</u>	
Field Crews (-\$7.00/hr) - Salary	5,600
Fringe (7.65%)	<u>428</u>
Subtotal	\$6,028
<u>Capital</u>	
Field Sampling/Data Processing	10,000
4WD Truck/Suburban, fleet addition ¹	<u>20,000</u>
Subtotal	\$30,000

Supplies and Services

Mileage/Transportation	3,000
Meals/Lodging during travel	6,000
Publication/Printing/Copying Charges	1,000
Supplies and Miscellaneous Expenses	<u>1,500</u>
Subtotal	\$11,500

Total \$98,807

¹ If a 4WD truck or suburban cannot be purchased directly, then a vehicle must be leased, at an approximate cost of \$9,000 per year.

Billings by RS shall be made on a quarterly itemized basis for the actual net costs incurred for review and acceptance. Invoices should be sent to:

Edwin Boebel
Department of Natural Resources
Bureau of Water Resources Management/2
P.O. Box 7921
Madison, WI 53707

Final invoices must be submitted within 60 days after the end of the Agreement.

The undersigned, as representatives of their respective Bureaus, hereto agree to this Agreement.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

Date 6/11/92

BY B. J. Baker
Bruce J. Baker, Director
Bureau of Water Resources Mgt.

Date 6/11/92

BY Robert T. Dumke
Robert T. Dumke, Director
Bureau of Research

(A0301.km)
NO301-15

CORRESPONDENCE MEMORANDUM

STATE OF WISCONSIN
Department of Administration

Date: February 24, 1993

To: James R. Klauser, Secretary
Department of Administration

From: Julie Keal, Budget Analyst
Division of Executive Budget and Planning

Subject: S. 16.515 Request from the Public Service Commission

Request

The Public Service Commission requests a supplement of \$80,550 PRO in FY93 to the s. 20.155(1)(j) appropriation for additional intervenor financing.

Background

The Public Service Commission has an annual appropriation of \$200,000 PRO for intervenor compensation. This funding gives groups that would otherwise lack the necessary resources the opportunity to participate in cases before the Commission. These groups include customers of the utility which is the subject of the proceeding, and persons with a substantial interest in the proceeding.

Requests for intervenor financing have varied widely from year to year. The demand for intervenor funds depends on the type and complexity of issues before the Commission. Table 1 below shows the status of the appropriation since FY88. An additional \$300,000 for FY92 was included in 1991 Wisconsin Act 269 for intervention in Advance Plan 6.

Table 1
Intervenor Financing from FY88 to FY93

<u>Year</u>	<u>Appropriation</u>	<u>Appropriation plus Prior Year Encumbrances</u>	<u>Expenditures</u>	<u>Encumbrances</u>	<u>Unexpended Balance</u>
FY88	200,000	200,000	64,594	86,861	48,544
FY89	200,000	286,861	118,652	155,868	12,340
FY90	200,000	355,868	183,509	47,715	124,643
FY91	200,000	247,715	36,323	187,148	24,243
FY92	500,000	687,148	542,433	142,214	2,500
FY93	200,000	342,214	97,269	244,943	0

Because of an increase in the number of cases of interest to intervenors in FY93, the Commission has already exhausted the s. 20.155 (1) (j) appropriation.

The Commission's request would fund intervenor testimony in three separate cases.

First, on February 22, 1993, the Public Service Commission began holding public hearings on the caller identification service. Caller identification allows a subscriber to see the originating telephone number of an incoming call. The Wisconsin Coalition Against Domestic Violence has requested from the Commission \$10,900 so that it may retain an expert witness to testify in this case. Its witness will offer technical testimony on the impacts of caller identification on various customer classes and its relationship to other telephone services.

Second, the commission is reviewing Wisconsin Electric Power Company's plans for cask storage of spent nuclear fuel rods at the Point Beach Nuclear Plant in Manitowoc County. Two groups are requesting funding for participation in the case. The Lake Michigan Federation has requested \$43,353 to address potential inadequacies in the design and testing of the casks. The Federation plans to employ Radioactive Waste Management Associates, a consulting firm specializing in radioactive waste issues, including waste disposal and transportation. RENEW Wisconsin, Inc. has requested \$9,013 to hire an expert to assess the section of the Environmental Impact Statement which deals with alternative generation schemes. RENEW Wisconsin plans to present expert testimony on the various types of renewable generation available and the costs of the options versus the cost of running a nuclear plant.

Third, two groups have requested funding from the Commission to allow them to participate in the Advance Plan 6 collaboratives, a group of tasks mandated by the Advance Plan 6 order. The objective is to finish tasks required by Advance Plan 6, review the process used to develop Advance Plan 6 and devise a more workable process for Advance Plan 7.

RENEW Wisconsin requests \$1,625 to set up a procedure to determine what issues can be stipulated and to develop guidelines whereby RENEW members can help utilities prepare technical documents for the record.

Wisconsin's Environmental Decade has requested a total of \$15,660 to participate in four tasks: (1) \$4,340 to devise a method for controlling the length of hearings and the volume of testimony, exhibits, and cross examination, (2) \$3,660 for participation in contingency planning to reflect their perception that the public prefers demand side management and renewable resources over traditional generation in future advance plans, (3) \$3,660 to clarify and standardize the power plant siting process and (4) \$4,000 to continue its involvement on a committee which is seeking public involvement in the advance planning process.

Analysis

The Commission has considered each request cited above for intervenor financing. Not all requests made to the commission were recommended for financing. Not all of the financing supported by this request was recommended in the entire amount. For each of the three cases before the Commission, outside analysis was deemed essential for the Commission to properly rule on the case.

For caller identification services, the expert witness retained by the Wisconsin Coalition Against Domestic Violence has the engineering expertise to testify on the technical requirements of caller identification and its relationship to other telephone services. He will present a viewpoint opposed to that of the telecommunications utilities. Legislation authorizing caller identification was enacted in 1992. Possible intervenor financing costs could not have been anticipated when the intervenor compensation FY93 budget was set.

For the dry cask storage case, the expert witness retained by the Lake Michigan Federation will provide the Commission with additional information on the risks of leakage of nuclear material from the casks, physical and environmental harm, and clean-up and replacement costs. This could involve costs which would be passed along to ratepayers. This information provided by the expert witness is essential in formulating a decision which will protect ratepayers. As part of the dry cask storage case, the Commission could decide to close Point Beach. The expert witness retained by RENEW will provide testimony on the available alternatives.

As part of the advance planning process, the collaboratives can be taken as a whole. The intervenor financing would resolve loose ends from Advance Plan 6 and improve the process in preparation for future advance plans. The success of the planning process rests in large part upon participation and cooperation by all groups. Without intervenor financing, these public interest groups would be unable to participate.

Recommendation

Approve the request for FY93. Direct the Public Service Commission to determine whether the \$200,000 base for the intervenor financing appropriation will be adequate for the 1993-95 biennium. This request brings the current total for FY93 to \$280,550, which significantly exceeds the appropriation. The Commission does foresee at least two more intervenor financing requests this fiscal year. Additionally, direct the Commission to annually consider how to best allocate the appropriation so as to remain within its limits.



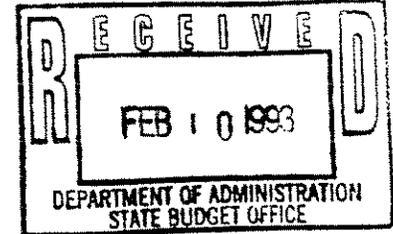
Public Service Commission of Wisconsin

4802 Sheboygan Avenue
P. O. Box 7854
Madison, Wisconsin 53707-7854

Cheryl L. Parrino, Chairman
John T. Coughlin, Commissioner
Scott A. Neitzel, Commissioner

February 9, 1993

James R. Klauser, Secretary
Department of Administration
Administration Building
101 E. Wilson Street
Madison, WI 53703



Re: 16.515 request to provide \$80,550 PRO expenditure authority for the intervenor compensation fund (134) to pay for several specific requests approved on January 20, 1993 by the Commission.

Dear Secretary Klauser:

At its meetings of January 20, and February 4, 1993, the Public Service Commission reviewed \$124,265 in requests from intervenors for funding to participate in several cases before the Commission. The Commission approved \$97,585 of the requests, \$80,550 of which is contingent on new expenditure authority. The PSC has \$17,035 remaining from the \$200,000 granted in FY 93 for intervention payments.

The cases for which s. 16.515 Wis. Stats. funding is requested are:

Funding of \$10,900 for participation of the Wisconsin Coalition Against Domestic Violence in the Caller ID service case.

Funding of \$52,366 for participation of the Lake Michigan Federation (\$43,353) and RENEW Wisconsin (\$9,013) in the storage of spent fuel utilizing dry cask storage methods at Wisconsin Electric Power's Point Beach Nuclear Plant.

Funding of \$17,285 for participation of RENEW Wisconsin (\$1,625) and Wisconsin Environmental Decade (\$15,660) to participate in four collaboratives established by the Commission to plan and improve on the experiences in Advance Plan 6 for the upcoming Advance Plan 7. The collaborative areas are:

1. Power Plant Siting
2. Contingency Planning
3. Advance Plan 6 Process Review
4. Public Involvement

James R. Klauser, Secretary
Department of Administration
Page 2

The collaboratives will involve PSC staff, intervenors and utility staff working together to solve issues related to goals set by the Commission in the Advance Plan 6 order.

Since the beginning of the fiscal year and prior to these latest requests, the Commission has considered intervenor requests of \$237,426 to provide funding for four different intervenor groups. The Commission approved \$183,642 of these requests for funding to intervene in six different cases. The attached chart shows information on the groups who have received funding this year.

I believe that this request for \$80,550 in intervenor compensation funds as approved by the Commission, after reductions where we felt appropriate, warrants the approval of the Department of Administration and the Legislature's Joint Finance Committee. If you or your staff need additional information on any of the requests, please contact Gordon Grant at 267-9086.

Sincerely,

Cheryl L. Parrino

Cheryl L. Parrino
Chairman

CLP:GOG:01209306.GOG/LETTER.DAS

Enclosure: Chart indicating intervenor requests
 Chart indicating PSC intervenor authorizations
 Commission Board Memo for 1/20/93 Meeting

cc: John T. Coughlin, Commissioner
 Scott A. Neitzel, Commissioner
 Julie Keal, DOA Budget Analyst ✓
 Tony Mason, Legislative Fiscal Bureau
 Joyce A. Narveson, Administrator, DUOR
 Lynn Boodry, Administrator, DAS
 Susan Stratton, Administrator, Electric
 Anita Sprenger, Administrator, GWFI
 Pat Goss, Governor's Office

INTERVENOR FINANCING REQUESTS FOR JANUARY 20 COMMISSION MEETING

INDIVIDUAL/ ORGANIZATION	DOCKET	AMOUNT REQUESTED	AMOUNT RECOMMENDED	COMMENTS
John Gardner	Caller ID 05-TI-128	\$ 300	\$ 0	Testify on feelings on various privacy issues.
WI Coalition Against Domestic Violence	Caller ID 05-TI-128	\$ 45,000	\$ 22,500	Hire CCL Corporation, Dr. Collins, to testify and assist in rebuttal.
Lake Michigan Federation	Dry Cask Storage 6630-CE-197	\$ 46,470	\$ 46,070	Provide study and expert witness on cask selection and provide attorney representation.
RENEW Wisconsin	Dry Cask Storage 6630-CE-197	\$ 11,730	\$ 11,730	Provide testimony and analysis of Union of Concerned Scientists and legal assistance.
WI Environmental Decade	Power Plant Siting Collaborative	\$ 4,740	\$ 3,660	Hire attorney Frank Jablonski to attend meetings, review and analyze materials.
WI Environmental Decade	Contingency Planning Collaborative	\$ 4,740	\$ 3,660	Hire attorney Frank Jablonski to attend meetings, review and analyze materials.
WI Environmental Decade	Advance Plan 6 Process Review Collaborative	\$ 5,660	\$ 4,340	Hire attorney Frank Jablonski to attend meetings, review and analyze materials.
RENEW Wisconsin	Advance Plan 6 Process Review Collaborative	\$ 1,625	\$ 1,625	Hire Michael Vickerman to attend meetings, review and analyze materials.
WI Environmental Decade	Public Involvement Collaborative	\$ 4,000	\$ 4,000	Hire Keith Recpelle to attend meetings, review and analyze materials.
TOTAL		\$124,265	\$ 97,585	
Available Funding			\$-17,035	
16.515 Request			\$ 80,550	

05-Feb-93

INTERVENOR FINANCING REPORT

BALANCE
OUTSTANDING

INTERVENOR DOCKET #	PSC DOCKET	INTERVENOR	P.O. NO.	DATE REQUESTED	AMOUNT REQUESTED	AMOUNT APPROVED	ACTUAL PAID TO DATE	OR STATUS
1-IC-1	05-EP-1	BADGER SAFE ENERGY		2/8/83	1,080	1,080	1,053.66	*
1-IC-1	05-EP-301	BADGER SAFE ENERGY		7/1/83	7,650	7,650	1,610.59	*
1-IC-1 SUPL #1	05-EP-301	BADGER SAFE ENERGY		1/24/84	15,200	15,200	15,200.00	*
1-IC-1 SUPL #2	05-EP-301	BADGER SAFE ENERGY		5/18/84	9,400	9,400	9,400.00	*
1-IC-1 SUPL #3	05-EP-301	BADGER SAFE ENERGY		8/25/84	12,400	13,000	6,738.57	*
1-IC-1 SUPL #4	05-EP-301	BADGER SAFE ENERGY		8/15/84	38,600	34,000	33,479.35	*
1-IC-100	6630-ER-19	WISCONSIN ENVIRONMENTAL DECADE		3/23/83	5,000	DENIED		*
1-IC-2	6720-TR-34	CITIZENS UTILITY BOARD		4/19/83	5,200	5,200	4,884.52	*
1-IC-3	6720-TR-34	CENTER FOR PUBLIC REPRESENTATION		9/8/83	1,900	1,900	1,013.67	*
1-IC-3 SUPL #1	6720-TR-34	CENTER FOR PUBLIC REPRESENTATION		5/2/83	14,200	14,200	14,200.00	*
1-IC-4	6630-CE-20	BADGER SAFE ENERGY		7/19/83	2,904	2,904	2,903.64	*
1-IC-4 SUPL #1	6630-CE-20	BADGER SAFE ENERGY		7/15/83	10,400	DENIED		*
1-IC-5	6720-TR-34	CITIZENS UTILITY BOARD		10/27/83	3,270	DENIED		*
1-IC-6	6720-TR-36	CENTER FOR PUBLIC REPRESENTATION		2/12/85	53,100	53,100	53,100.00	*
1-IC-101	05-EP-4	BADGER SAFE ENERGY		12/3/85	9,800	5,444	5,443.46	*
1-IC-101 SUPL #1	05-EP-4	BADGER SAFE ENERGY		5/28/86	4,032	4,032	4,031.95	*
1-IC-101 SUPL #2	05-EP-4	BADGER SAFE ENERGY		3/22/85	19,980	12,500	12,274.55	*
1-IC-102	6680-UR-100	CITIZENS UTILITY BOARD		3/9/85	28,500	28,500	28,500.00	*
1-IC-103	05-EI-14	WISCONSIN ENVIRONMENTAL DECADE		4/18/85	75,000	75,000	75,000.00	*
1-IC-104	05-TR-5	CITIZENS UTILITY BOARD		5/24/85	9,600	9,600	9,600.00	*
1-IC-104 SUPL #1	05-TR-5	CITIZENS UTILITY BOARD		10/4/85	2,500	2,500	2,405.05	*
1-IC-104 SUPL #2	05-TR-5	CITIZENS UTILITY BOARD		8/20/85	29,000	29,000	27,556.43	*
1-IC-105	6630-ER-100	CITIZENS UTILITY BOARD		2/27/86	6,900	5,450	5,450.00	**
1-IC-106	9402-YO-100	WISCONSIN ENVIRONMENTAL DECADE		3/24/86	10,940	9,200	5,922.42	*
1-IC-107	6680-UR-101	WISCONSIN ENVIRONMENTAL DECADE		7/24/86	33,012	33,788	695.81	*
1-IC-108	6680-UR-100	WISCONSIN ENVIRONMENTAL DECADE		12/22/86	5,750	5,750	5,744.50	*
1-IC-109	6720-TI-102	CITIZENS UTILITY BOARD		2/5/87	5,500	5,500	5,500.00	*
1-IC-110	6650-CG-104	SOUTHEAST PROPERTY OWNERS ASSN.		2/9/87	1,100	1,000	987.00	*
1-IC-111	6680-UR-102	CITIZENS UTILITY BOARD		5/1/87	12,905	12,905	10,671.01	*
1-IC-112	05-GI-102	CITIZENS UTILITY BOARD		6/24/87	118,908	89,586	88,178.79	*
1-IC-113	6720-TI-103	CITIZENS UTILITY BOARD		5/23/89	16,296	16,296	6,883.64	*
1-IC-113 SUPL #1	6720-TI-103	CITIZENS UTILITY BOARD		6/24/87	29,900	29,900	29,900.00	*
1-IC-114	05-TI-104	CITIZENS UTILITY BOARD		8/11/87	44,490	CANCELLED		*
1-IC-115	6630-UR-101	WISCONSIN ENVIRONMENTAL DECADE		3/4/88	15,629	CANCELLED		*
1-IC-116	05-EI-105	CITIZENS UTILITY BOARD		4/29/88	21,506	13,956	13,956.00	*
1-IC-117	05-EP-5	WISCONSIN ENVIRONMENTAL DECADE		2/13/89	1,614	1,614	1,614.04	*
1-IC-117 SUPL #1	05-EP-5	WISCONSIN ENVIRONMENTAL DECADE		5/6/88	36,400	DENIED		*
1-IC-118	05-EP-5	RADIOACTIVE WASTE BOARD		5/23/88	18,014	18,014	8,339.10	*
1-IC-119	6680-UR-103	CITIZENS UTILITY BOARD		9/12/88	14,800	14,800	14,700.12	*
1-IC-120	6650-GR-105	CITIZENS UTILITY BOARD		3/31/89	6,212	6,212	6,211.41	*
1-IC-120 SUPL #1	6650-GR-105	CITIZENS UTILITY BOARD		11/25/88	9,600	DENIED		*
1-IC-121	6720-TI-106	CITIZENS UTILITY BOARD		1/5/89	15,220	15,220	15,220.00	*
1-IC-121	1-AC-127	CITIZENS UTILITY BOARD		9/26/89	8,500	8,500	3,348.65	*
1-IC-121 SUPL #1	1-AC-127	CITIZENS UTILITY BOARD		12/20/88	9,790	7,110	6,964.91	*
1-IC-122	3270-UR-103	CITIZENS UTILITY BOARD		12/21/88	20,850	20,850	20,225.62	*
1-IC-123	05-TI-112	CITIZENS UTILITY BOARD		5/5/89	5,050	5,050		*
1-IC-123 SUPL #1	05-TI-112	CITIZENS UTILITY BOARD		6/7/89	13,050	13,050	13,050.00	*
1-IC-124	6630-UR-103	CITIZENS UTILITY BOARD		6/7/89	18,680	9,340	5,229.00	*
1-IC-125	6650-GR-106	CITIZENS UTILITY BOARD		6/7/89	48,150	48,150	47,977.48	*
1-IC-126	6720-TI-102	CITIZENS UTILITY BOARD		6/7/89	39,150	39,150	14,160.36	*
1-IC-127	6720-TR-104	CITIZENS UTILITY BOARD		6/29/89	2,000	2,000	2,000.00	*
1-IC-128	6680-UR-104	CITIZENS UTILITY BOARD		1/24/90	41,500	41,500	41,500.00	*
1-IC-129	05-EI-106	ELECTROMAGNETIC RESEARCH FOUNDATION		5/3/90	7,077	7,077	7,076.22	*
1-IC-129 SUPL #1	05-EI-106	ELECTROMAGNETIC RESEARCH FOUNDATION		1/16/90	4,000	DENIED		*
1-IC-130	05-EI-106	CITIZENS UTILITY BOARD		1/24/90	66,500	57,500	54,878.88	*
1-IC-131	6720-TR-104	CITIZENS UTILITY BOARD		8/30/90	2,055	2,055	2,055.00	*
1-IC-131 SUPL #1	6720-TR-104	MAKUL (CUB)	PSA 2027	4/24/90	5,000	5,000	5,000.00	*
1-IC-132	6630-EI-102	ELECTROMAGNETIC RESEARCH FOUNDATION	PSJ 8098	3/10/92	1,190	1,190	1,175	* 1/
1-IC-132 SUPL #1	6630-EI-102	ELECTROMAGNETIC RESEARCH FOUNDATION	PSB 4101	7/2/90	48,280	DENIED		*
1-IC-133	6650-GR-107	CITIZENS UTILITY BOARD		10/03/90	44,000	10,000	9,790	210
1-IC-134	05-EI-108	ELECTROMAGNETIC RESEARCH FOUNDATION	PSB 4058	3/10/92	21,849	21,756	20,922	834
1-IC-134 SUPL #1	05-EI-108	ELECTROMAGNETIC RESEARCH FOUNDATION	PSB 4058	5/11/92	67,550	41,423	508	40,915
1-IC-134 SUPL #2	05-EI-108	ELECTROMAGNETIC RESEARCH FOUNDATION	PSC 6018	9/28/92	2,116	2,116	677	1,439
1-IC-134 SUPL #3	05-EI-108	ELECTROMAGNETIC RESEARCH FOUNDATION	PSC 6050	10/08/90	27,077	27,077	18,291	8,786
1-IC-135	05-EP-6	WISCONSIN ENVIRONMENTAL DECADE	PSA 2050	4/03/91	6,540	6,540	5,974	*
1-IC-136	4260-TR-100	KARL G. ALFTER	PSA 2063	5/22/91	103,112	82,275	30,021	52,254
1-IC-137	05-CE-105	POWER, INC.	PSA 2093	6/5/91	12,185	10,014	5,224	4,790
1-IC-137 SUPL #1	05-CE-105	POWER, INC.	PSB 4140	5/22/91	4,080	4,080		4,080
1-IC-137 FY 199205-CE-105		POWER, INC.	PSC 6075	6/4/91	68,000	66,200	66,200	*
1-IC-138	05-EP-6	WISCONSIN ENVIRONMENTAL DECADE	PSA 2094					

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05-Feb-93

INTERVENOR FINANCING REPORT

INTERVENOR DOCKET #	PSC DOCKET	INTERVENOR	P.O. NO.	DATE REQUESTED	AMOUNT REQUESTED	AMOUNT APPROVED	ACTUAL PAID TO DATE	BALANCE	
								OR OUTSTANDING STATUS	
1-IC-138	SUPL #1 05-EP-6	WISCONSIN ENVIRONMENTAL DECADE		12/26/91	3,700		DENIED	*	
1-IC-139	05-EP-6	LAKE MICHIGAN COALITION	PSB 4053	5/22/91	23,640	12,810	12,631	179	
1-IC-139	SUPL #1 05-EP-6	LAKE MICHIGAN COALITION		7/22/91	24,230		DENIED	*	
1-IC-140	05-EP-6	POWER, INC.	PSA 2095	5/22/91	23,200	15,700	15,675	25	
1-IC-140	SUPL #1 05-EP-6	POWER, INC.	PSB 4038	7/19/91	19,000	6,160	6,160	*	
1-IC-140	SUPL #2 05-EP-6	POWER, INC.	PSB 4129	10/17/91	3,470	2,470		2,470	
1-IC-140	SUPL #3 05-EP-6	POWER, INC.	PSB 4140	6/5/91	5,064	5,064	2,450	2,614	
1-IC-141	05-EP-6	MR. ROBERT FAULKNER	PSB 4045	7/5/91	54,820	2,000	2,000	*	
1-IC-141	SUPL #1 05-EP-6	MR. ROBERT FAULKNER	PSB 4076	12/3/91	5,200	5,200	5,200	*	
1-IC-142	6690-CE-133	MRS. JOANN RICHMOND	-	7/7/91	950		DENIED	*	
1-IC-143	6690-UR-106	CITIZENS UTILITY BOARD	PSB 4030	7/24/91	26,140	26,140	26,140	*	
1-IC-143	SUPL #1 6690-UR-106	CITIZENS UTILITY BOARD	PSB 4103	4/1/92	2,996	2,996	686	2,310	
1-IC-144	05-EP-6	CITIZENS UTILITY BOARD	PSB 4039	7/26/91	110,261	48,679	48,679	*	
1-IC-145	05-EP-6	CITIZENS UTILITY BOARD	PSB 4040	8/2/91	30,876	25,396	25,326	*	
1-IC-146	6630-UR-105	CITIZENS UTILITY BOARD	PSB 4031	8/6/91	49,946	39,920	39,920	*	
1-IC-147	05-EP-6	CITIZENS FOR BETTER ENVIRONMENT	PSB 4037	8/7/91	275,746	138,734	138,057	*	
1-IC-148	05-EP-6	BADGER SAFE ENERGY	PSB 4041	8/15/91	12,762	2,957	2,957	*	
1-IC-148	SUPL #1 05-EP-6	BADGER SAFE ENERGY	PSB 4041	12/26/91	717	717	717	*	
1-IC-149	05-EP-6	AUDUBON SOCIETY	PSB 4106	8/22/91	7,538	7,538		7,538	
1-IC-150	05-EP-6	RENEW INC.	PSB 4051	8/27/91	37,520	30,720	30,720	*	
1-IC-151	6720-TI-102	CITIZENS UTILITY BOARD	PSB 4079	11/22/91	47,598	47,598	47,587	*	
1-IC-151	SUPL #1 6720-TI-102	CITIZENS UTILITY BOARD	PSB 4079	5/8/92	16,415	16,415	16,415	*	
1-IC-152	5-GI-103	WIS END-USER GAS ASSOC		1/2/92	11,771		DENIED	*	
1-IC-153	WPL	WISCONSIN ENVIRONMENTAL DECADE	PSB 4117	5/6/92	25,360	18,950	13,192	5,758	
1-IC-154	6680-UR-107	CITIZENS UTILITY BOARD	PSC 6019	6/19/92	8,230	8,230	7,577	653	
1-IC-155	6630-CE-197	CITIZENS UTILITY BOARD	PSC 6062	7/13/92	91,317	82,915	6,982	75,933	
1-IC-156	6690-UR-107	RENEW INC.	PSC-6029	7/29/92	38,373	25,370	15,698	9,672	
1-IC-157	6690-UR-107	WISCONSIN ENVIRONMENTAL DECADE		8/6/92	10,557	2/		0	
1-IC-158	6630-UR-106	CITIZENS UTILITY BOARD	PSC 5043	8/25/92	25,760	19,508	16,151	3,356	
1-IC-159	05-TI-128	MR. JAMES GARDNER		12/30/92	300		DENIED	*	
1-IC-160	05-EP-7	WISCONSIN ENVIRONMENTAL DECADE		12/30/92	4,740	3,660	WAITING FOR	16.515	
1-IC-161	05-EP-7	WISCONSIN ENVIRONMENTAL DECADE		12/30/92	4,740	3,660	WAITING FOR	16.515	
1-IC-162	05-EP-7	WISCONSIN ENVIRONMENTAL DECADE		12/30/92	5,660	4,340	WAITING FOR	16.515	
1-IC-163	05-EP-7	RENEW INC.		12/30/92	1,625	1,625	WAITING FOR	16.515	
1-IC-164	6630-CE-197	LAKE MICHIGAN FEDERATION	IN PROCES	12/30/92	46,470	2,717		2,717	
"	"	"				43,353	WAITING FOR	16.515	
1-IC-165	05-TI-128	WIS COALITION AGAINST DOM. VIOLENCE	IN PROCES	12/30/92	45,000	11,600		11,600	
"	"	"				10,900	WAITING FOR	16.515	
1-IC-166	6630-CE-197	RENEW INC.	IN PROCES	12/30/92	11,730	2,717		2,717	
"	"	"				9,013	WAITING FOR	16.515	
1-IC-167	05-EP-7	WISCONSIN ENVIRONMENTAL DECADE		12/30/92	4,000	4,000	WAITING FOR	16.515	
1-IC-168	6630-CE-197	WISCONSIN ENVIRONMENTAL DECADE		1/13/93	2,855				
TOTALS TO DATE						\$2,601,019	\$1,832,175	1,391,538	240,849

* COMPLETED/CLOSED
 / HOLDING COMPANY

TERF has returned \$3,174.70 to the PSC for Winter & PSC Paid him directly
 2/ WPS agreed to pay directly to WED for their participation.

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PUBLIC SERVICE COMMISSION OF WISCONSIN
DEPARTMENTAL CORRESPONDENCE

January 14, 1993

FOR COMMISSION CALENDAR

TO: The Commission

FROM: Joyce A. Narveson, Administrator
Utility Operations Review *GN*

Gordon Grant, Director Fiscal Services
Administrative Services *GG*

Susan E. Stratton, Administrator
Natalie G. Crosetto, Chief Counsel *NS*
Dennis J. Klaila, Staff *DJK*
Telecommunications Division

Anita Sprenger, Administrator *AS*
Barbara James, Chief Counsel *BJ*
Nancy Korda, Staff *NK*
Nancy McGee, Staff *NKM*
Sally Jenkins, Staff *SJ*
Lanny Smith, Staff *LS*
Tsun-Lit Poon, Staff *TLP*
Electric Division

File No. 05-TI-128
6630-CE-197
05-EP-7
1-IC-159
1-IC-160
1-IC-161
1-IC-162
1-IC-163
1-IC-164
1-IC-165
1-IC-166
1-IC-167

SUBJECT: Investigation of the Conditions of Service Relating to
the Provision of the Telephone Caller Identification
Service (05-TI-128)

Application for Intervenor Compensation Filed by Jim
Gardner for \$300 to Participate in Docket 05-TI-128
(1-IC-159)

Application for Intervenor Compensation Filed by
Wisconsin Coalition Against Domestic Violence for
\$45,000 to Participate in Docket 05-TI-128 (1-IC-165)

Place in Operation an Independent Spent Fuel Storage
Facility Utilizing Dry Cask Storage Technology at the
Point Beach Nuclear Plant Located in the Town of Two
Creeks, Manitowoc County (6630-CE-197)

Application for Intervenor Compensation Filed by Lake
Michigan Federation for \$46,470 to Participate in
Docket 6630-CE-197 (1-IC-164)

Application for Intervenor Compensation Filed by RENEW Wisconsin for \$11,730 to Participate in Docket 6630-CE-197 (1-IC-166)

Advance Plans for Construction of Facilities as Filed With the Commission for Review and Approval Pursuant to s. 196.491, Wis. Stats. (05-EP-7)

Application for Intervenor Compensation Filed by Wisconsin Environmental Decade for \$4,740 to Participate in Docket 05-EP-7 (Power Plant Siting Collaborative) (1-IC-160)

Application for Intervenor Compensation Filed by Wisconsin Environmental Decade for \$4,740 to Participate in Docket 05-EP-7 (Contingency Planning Collaborative) (1-IC-161)

Application for Intervenor Compensation Filed by Wisconsin Environmental Decade for \$5,660 to Participate in Docket 05-EP-7 (Advance Plan 6 Process Review Collaborative) (1-IC-162)

Application for Intervenor Compensation Filed by RENEW Wisconsin for \$1,625 to Participate in Docket 05-EP-7 (Advance Plan Process Review Collaborative) (1-IC-163)

Application for Intervenor Compensation Filed by Wisconsin Environmental Decade for transfer of \$4,000 to Participate in Docket 05-EP-7 (Public Involvement Collaborative) (1-IC-167)

Suggested Minute(s):

CALLER IDENTIFICATION

The Commission approved/modified/denied the staff recommendation to deny \$300 intervenor compensation for Mr. Gardner to participate in the caller I.D. docket 05-TI-128.

The Commission approved/modified/denied the staff recommendation to provide \$11,600 from existing intervenor compensation for the Wisconsin Coalition Against Domestic Violence in the caller I.D. docket 05-TI-128.

DRY CASK STORAGE

The Commission approved/modified/denied the staff recommendation to provide \$46,070 intervenor compensation for participation of Lake Michigan Federation's legal counsel in the dry cask storage docket 6630-CE-197. Of this \$2,717 should be paid from existing funds, the remainder is subject to approval of a Commission s. 16.515 request.

The Commission approved/modified/denied the staff recommendation to provide \$11,730 intervenor compensation to RENEW Wisconsin to participate in the dry cask storage case docket 6630-CE-197. Of this \$2,717 should be paid from existing funds, the remainder is subject to approval of a Commission s. 16.515 request.

ADVANCE PLAN 6 COLLABORATION

The Commission approved/modified/denied the staff recommendation to provide \$11,660 to the Wisconsin Environmental Decade and \$1,625 to RENEW Wisconsin to participate in the Advance Plan 6 Collaboratives. This amount is subject to approval of a Commission s. 16.515 request.

The Commission approved/modified/denied the staff recommendation to transfer \$4,000 from the intervenor funding previously authorized Wisconsin Environmental Decade (WED) to enhance public participation in Advance Plan 6 to WED's proposed Collaborative on Public Involvement.

s. 16.515 REQUEST

The Commission directed Division of Administrative Services to prepare a s. 16.515 request for \$65,650 for intervenor financing.

The Commission has received eight applications for intervenor compensation totalling \$120,265. The Commission also has a request to shift compensation previously approved for the WED in Advance Plan 6 to WED's proposed Public Involvement Collaborative. A table summarizing the requests and the amount of funding recommended by staff is in Attachment A. This memo begins with a description of the overall financial issues and is followed by the programmatic discussion and detailed funding recommendations. The intervenor requests are addressed in three parts as they relate to the cases: Caller Identification, Dry Cask Storage, and Advance Plan 6 Collaboratives.

Fiscal Summary

The Commission has a balance of \$17,035 remaining in the FY 93 intervenor compensation fund. If the Commission were to approve all of the requests, \$103,230 would remain unfunded without action by the Commission to obtain these funds via the s.16.505 process.

There are two issues that need to be addressed by the Commission. The first is on what basis the Commission should distribute the remaining \$17,035 intervenor funding and who should receive it, and the second is does the Commission wish to request a s.16.515.

Several approaches could be used to allocate the available funds. Staff recommends the Commission provide funding to the intervenors whose work is most critical in relation to the schedule of the cases. Of the interventions that are before the Commission, the caller ID docket and the related request by the Wisconsin Coalition on Domestic Violence has the shortest schedule. The current plan is that the testimony is due January 29 and the hearings are to start February 22. In the dry cask storage case, the draft EIS is planned for release in late February or early March and the hearings are projected for April 1993. Therefore, staff recommends that Lake Michigan Federation (LMF) and RENEW Wisconsin each receive a share of the \$5,435 remaining after providing \$11,600 in funding to the Wisconsin Coalition Against Domestic Violence. The five collaboratives related to the Advance Plan 6 order are scheduled to begin in February and

continue with monthly meetings through June. In the case of the collaboratives, the funding is relatively small and the intervenors may be able to fund their staff's participation until the Commission knows if the s. 16.515 is approved.

The second issue is the 16.515 request. Staff recommends that the Division of Administrative Services be directed to prepare the request for the funding of \$65,650 if the Commission agrees with staff recommendations. The only mechanisms available to fund the intervenor requests are the biennial budget process or the s. 16.515 process. The biennial budget timing precludes its use.

Staff is aware of two possible intervenor funding requests related to the potential April WP&L rate case and two possible requests for the MG&E rate case. However, current staff projections are that the MG&E case will be after the start of the next fiscal year. The Citizens' Utility Board and RENEW Wisconsin were unable to provide a fiscal estimate for these potential requests at this time.

Caller Identification

Mr. James A. Gardner proposes to testify in the Commission's generic investigation of the caller identification service, docket 05-TI-128. He is a private citizen who is also a full party in this case. Mr. Gardner requests \$300 for travel and lodging expenses to attend the hearings and present testimony on the privacy issues related to the caller identification service.

The Wisconsin Coalition Against Domestic Violence (Coalition) proposes to provide expert testimony in docket 05-TI-128, as well. The expert testimony would be provided by Dr. Francis R. Collins, of CCL Corporation, an engineering and management consultant firm located in Newton, Massachusetts. To intervene, the Coalition requests \$45,000 for the expenses of Dr. Collins. Senator Lynn Adelman will represent the Coalition at no charge.

The eligibility criteria for intervenor compensation is specified in s. PSC 3.03, Wis. Adm. Code:

PSC 3.03 Eligibility. Persons eligible for compensation under this chapter must meet the criteria of subs. (1) to (4) below:

(1)(a) Customers of the utility which is the subject of the proceeding; or

(b) Persons whose substantial interests may be affected by the outcome of the proceeding.

(2) Persons who would find full intervention in the proceeding to be significant financial hardship without compensation from the public service commission.

(3) Persons who represent an interest material to the proceeding, which but for an award of compensation would not be adequately represented.

(4) Persons, representation of whose interests is necessary for a fair determination in the proceeding.

(5) In determining whether an applicant for compensation meets the criteria of subs. (3) and (4), the public service commission shall consider the information to be presented by its own staff and by other persons who indicate they will be presenting information in the proceeding.

a. Request of James A. Gardner

Mr. Gardner will testify that the caller identification service intrudes upon the privacy expectation that now exists with the current call setup procedure. Several other parties and members of the general public have expressed an intention to present similar testimony, particularly with regard to the privacy expectations of calling parties with private listings. Based upon his application, the staff believes that Mr. Gardner's testimony will not provide any substantially new or novel ideas that would not be adequately represented but for an award of intervenor compensation.

Mr. Gardner may be confused about the Commission's procedures for participating in this type of docket. He has written eight letters to the Commission. Donna Paske, Gordon Grant and Dennis Klaila have each spoken to Mr. Gardner twice by telephone. He is quite sincere in his belief that the caller identification service will intrude upon his privacy. He might be satisfied to have limited party status if he had some assurance that his views will be seriously considered by the Commission when this docket is decided. He has been encouraged to testify at the beginning of the technical hearing in Madison. However, the various options for participating as a party were described to him and he chose full party status, as well as this request for intervenor funding.

Staff understands that Mr. Gardner is a retired engineer on a fixed income. His ability to participate in this docket is limited by the cost of traveling to Madison. However,

paying expenses for persons of low income to present general testimony is not consistent with the Commission's previous decisions regarding intervenor compensation. Since Mr. Gardner's testimony will be duplicated by others, the staff recommends that the request of Mr. Gardner for intervenor funding be denied.

b. Request of the Wisconsin Coalition Against Domestic Violence

This application for intervenor funding indicates that Dr. Collins will prepare testimony regarding the following issues:

1. whether the proposed rate for the service recovers the cost of the service;
2. whether caller identification and the other CLASS features disclose personal information of the calling party that has been, or should be, protected as private;
3. a technical discussion of the operation of caller identification and other CLASS features, particularly as it relates to item #2; and
4. a critical analysis of the benefits that have been offered as justification for the service in hearings in other jurisdictions (and will probably be offered by Bell and PTI in this hearing as well).

The staff recommends that the request be approved in part. The proposed expert witness does offer a perspective on the caller identification service that is opposed to the interests of the utilities. The witness also brings to this investigation his experience in addressing similar issues before other state regulatory agencies. The staff believes that he could provide information that would not be duplicated by others

and that his testimony could be helpful in assessing the merits of the caller identification service.

The staff makes the following specific comments regarding this application:

- a. Dr. Collins testified before the Legislative Council's Special Committee on Privacy and Information Technology on November 27, 1990, at the invitation of Senator Lynn Adelman. From his testimony before the Privacy Committee, the staff believes Dr. Collins is thoroughly familiar with the technical requirements of all of the CLASS features and could provide a useful counterpoint to utility testimony.
- b. The major issue in this docket is whether there exists a privacy interest that protects an individual's telephone number and, therefore, conflicts with the proposed operation of the caller identification service.
- c. Glenn Unger of the PSC staff will review the prefiled testimony of the parties and submit rebuttal testimony as appropriate regarding the network requirements of this service.
- d. Dr. Collins' credentials as an expert in electrical and telecommunications engineering do not relate directly to the testimony he proposes to provide. He appears to be interested in how the cost of the caller identification service should be calculated and whether a privacy right exists. These are questions of regulatory policy and law in Wisconsin for which Dr. Collins appears to have no background or expertise. Staff is concerned that his

testimony will assert conclusory opinions as to questions of law which should more properly be reserved for Senator Adelman's argument in brief.

- e. The application proposes to raise issues that are in addition to the issues agreed to at the prehearing conference and concern services for which tariffs were placed on file several years ago. Staff does not believe that it would be in the best interests of ratepayers to fund testimony relating to other CLASS features (Automatic Callback, Repeat Dialing, Call Screening and Distinctive Ringing), Automatic Number Identification (ANI) based services or the merits of 1991 Wisconsin Act 268 (s. 196.207, Stats.).

With regard to the amount requested by the Coalition, the application appears to be excessive. The staff recommends the following adjustments:

- a. fund Task I-A and Task I-B (as described in the Coalition's application). The expenses should be limited to current rates (\$49.00 per day for lodging, \$27.75 per day for meals, \$800.00 for round trip coach between Madison and Boston and an additional amount for local transportation) plus an additional amount for preparation of testimony, or \$1600.00 for a four day hearing. The amount of discovery funded under Task I-B should take into account that Senator Adelman did not distribute his data request, 115 questions, until two weeks before the deadline for prefiled testimony. Since the discovery may not be completed in

time to be of use in preparing testimony, the staff recommends an award of \$10,000 for these tasks combined.

- b. delete Task II-A and II-B. This testimony is of a general nature, for which Dr. Collins possesses no particular expertise that would not be presented at hearing but for an award of compensation.
- c. delete Task III and Task IV and the Contingency Amount. Preparation of rebuttal testimony and presentation of testimony at hearing is an essential part of the tasks discussed above. The staff recommends that these tasks be funded only if the Coalition provides specific information demonstrating a need for additional funding for this witness.

The total dollar amount of the adjustments is \$33,400. The staff recommends that the Commission approve the Coalition's request in the amount of \$11,600.

Dry Cask Storage Case

a. Request of Lake Michigan Federation

LMF proposes to address WEPCO's choice of the particular cask it is applying for (named "VSC-24") as against other alternative designs that either are approved by the NRC or under its consideration. LMF also wishes to address alternative storage choices and the quantity of casks that WEPCO is applying for, in terms of prudent energy management.

These considerations affect the strategy that WEPCO is adopting, both as to cost and its flexibility to respond to

future developments in transport and storage. The technical capabilities of the casks are complex to analyze, and there is likely to be significant public concern about the choice. The concern is unlikely to be assuaged by citation of the fact that the NRC has approved the design.

LMF claims that the VSC-24 cask has not been adequately tested and is having quality assurance problems at the project under way for Consumers' Power at Palisades, which the NRC is still reviewing. The question of whether this design is the best choice, and what likelihood there is that the NRC will require modifications or revoke its approval is certainly relevant to whether the choice is the best one from a ratepayer standpoint.

Whether or not our staff has the time and expertise to analyze these matters thoroughly, and what is the level of adequate analysis, are serious questions. Given that this intervenor will pursue these subjects in depth, it seems the most efficient course to grant LMF the funds. Granting the request would save staff a significant amount of in-depth technical work, and however thoroughly staff analyzed the information, its work would never be perceived as legitimately covering the subject by the public and intervenors.

It will create a better record for LMF to make its own case directly than to try to establish complex technical facts on cross examination.

If the Commission determines to fund the intervention, the hours given seem reasonable, except for 10 hours of attorney

time at \$40 per hour which was related to the development of the issue of federal preemption. This issue was included through a misunderstanding, and neither staff nor LMF believes it will be needed.

If the Commission determines that the technical analysis is not appropriate for funding, it should consider funding the legal portion of the request, to allow this intervenor, which is a respected player in the protection and development of the Lake Michigan region, to bring its point of view and concerns into the case.

al. Alternate staff position of Lanny Smith

It is my opinion that the none of the three issues raised by LMF are new, novel, or beyond what should be covered adequately by the applicant, staff, or other intervenors.

1) On cask selection, LMF offers a comparison of the designs of the casks of various vendors. WEPCO explored and evaluated the market in selecting its proposed cask and can share and defend its choice. This also applies to the cost/economics of the cask selection. Staff can solicit or require supporting data on design and economics from the applicant but does not have to defend the choice. Staff does intend to cover cask design, at least to some level, for the selected cask in the EIS and has collected some information from the applicant and the NRC. More to the point, NRC has also reviewed and evaluated the casks as it must to approve their design and operation for storing spent fuel as proposed. Assuming the selected cask meets NRC radiological health and

safety requirements and is approved by NRC, the technical design differences of the various types should not be a major issue in this proceeding.

2) On storage options, again the applicant evaluated the primary options of dry casks and expanded pool storage and can support and defend the proposal.

3) On the scope of the project as to the size of the facility and the number of casks, I believe we all agree this is an issue. The proposal allows this flexibility. Applicant itself proposes limited and staged procurement and development over time based on need, economics and the Department of Energy's obligation for ultimate storage. Staff will also address this in the EIS and can explore it further as necessary.

b. Request of RENEW Wisconsin

RENEW Wisconsin proposes to hire Michael Brower of the Union of Concerned Scientists (UCS) to analyze the section of the Environmental Impact Statement dealing with alternative generation schemes with a focus toward the best opportunities for renewable generation and the costs of renewable generation (\$5,280). The basis for comments on opportunities and costs would be a UCS study of renewable energy in the Midwest. The study will be released March 1. The study has been performed since testimony on renewable resources was presented in Advance Plan 6. The study attempts to match renewable resources to specific locations. Wisconsin was one of three focus states. Staff agrees that the advantage of hiring Mr. Brower will be his ability to defend the UCS study in the hearing. RENEW Wisconsin

has also proposed to hire legal counsel (\$4,450), employ a coordinator (\$1,800) and provide administrative funds for the organization (\$200). Staff believes that the amounts requested for these efforts are reasonable and participation of RENEW Wisconsin in this case will be useful in broadening public input to the process.

Advance Plan 6 Collaboratives

In response to a request by PSC staff the WED and RENEW Wisconsin have submitted intervenor compensation requests to participate in the advance plan collaboratives. The collaboratives were established in the Advance Plan Order, Ultimate Findings of Fact 23.5, page 109. The efforts listed in the order are:

1. Determination of demand-side management technical and economic potential.
2. Development of contingency planning process.
3. Development of power plant siting criteria.
4. Review of public involvement in AP-6 and development of improved public involvement mechanisms for Advance Plan 7.
5. Process review of AP-6.

WED has requested \$15,140 to participate in collaboratives 2, 3, & 4 and a transfer of \$4,000 funding originally granted for garnering public participation in Advance Plan 6 to use to participate in collaborative 5. Decade has expenditure authority of \$8,755 remaining in the Advance Plan 6 account.

WED has indicated that only \$2,500 would be needed to finish writing the final report required as part of the tasks when the Advance Plan 6 funding was approved. A separate request was submitted by WED to use the remaining balance of \$2,855 to coordinate public participation in the dry cask storage case. That request will be before the Commission at a later date.

RENEW Wisconsin has requested \$1,625 to participate in collaborative 5.

No intervenors requested funding to participate in collaborative 1.

The status of the collaboratives for which funding has been requested and a brief summary of the intervenor request is as follows:

a. Contingency Planning Process

Nothing has been done on this subject yet. Decade has requested \$4,740 to have Attorney Frank Jablonski represent the organization to assist in developing a contingency planning process that fairly addresses public rights to be informed about and to influence both the contingency planning processes and the plans themselves. It is WED's opinion that the plans that were presented by utilities in Advance Plan 6 for demand side and renewable resources and traditional generation did not integrate these options. A more orderly, fair and accurate process must be established for identifying, assessing, developing and integrating these options. WED proposes to have their attorney/consultant, Mr. Jablonski, spend approximately 54 hours in meetings and materials review. WED claims that because

Mr. Jablonski was involved in the entire Advance Plan 6 proceeding, he is the logical choice to provide the most effective input into this and the other collaboratives. Mr. Jablonski would be reimbursed at a rate of \$85/hour (\$4,590) for his work and minimal expenses of \$150.

b. Power Plant Siting Collaborative

Order point 19.3 required that a workplan for coordination of plant siting activities be filed by November 17, 1993. The utilities and staff have already met to develop that plan. Developing the siting criteria is one phase of the coordination plan. The AES Corporation has requested to be put on the mailing list for this effort and ANR pipeline wishes to participate. WED requests \$4,740 to allow their attorney/consultant, Mr. Jablonski, to spend approximately 54 hours in meetings and material review.

c. Public Involvement Collaborative

Commission staff have been leading a committee, Public Involvement Task Force (PITF), for the last two years. The PITF also has members from each of the utilities, some members of the public and a representative from WED (Keith Reopelle). WED has previously participated without compensation, but is now requesting the transfer of expenditure authority from a portion of the remaining balance of funds received by WED for participation in the effort to coordinate and obtain additional public involvement in Advance Plan 6. The request would reimburse the organization up to \$4,000 to continue participation.

d. AP-6 Process Review

Commission staff, with help from Chairman Parrino and Jacqueline Reynolds, developed a proposal for the process review. The plan for process review is now under consideration by the Commission. Phases 2 and 4 of that plan are where the collaborative effort will be most involved. The utilities and the intervenors will have representation on the Executive Committee. It is that group that will look at all the suggestions for process change, set priorities and, where needed assign responsibility for designing the changes. WED and RENEW Wisconsin have requested to participate as members of the Executive Committee. WED has proposed using Attorney Frank Jablonski to attend meetings and review material. Mr. Jablonski would spend an estimated 66 hours in this effort and require \$50 in expenses. RENEW Wisconsin has requested \$1,625 for their representative, of which \$1,500 would be paid to Mr. Michael Vickerman and \$125 for organizational expenses. By approving these funding requests the Commission is approving the selection of Mr. Jablonski and Mr. Vickerman as the intervenor representatives on the Executive Committee. The Commission may wish to indicate they are doing this contingent on agreement from the other intervenor groups with this choice of representation. All the other intervenors were notified of the opportunity to request funds for participation and these were the only two requests received.

Staff has reviewed the applications of WED and RENEW Wisconsin and recommends that they each be funded. However, the

Commission may wish to adjust the \$85 per hour rate for Mr. Jablonski. Mr. Jablonski won't be functioning as a lawyer or expert witness at these meetings, functions that often warrant \$85 per hour. Staff recommends paying \$65 per hour and has made the adjustments to the recommended amounts.

State of Wisconsin

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BARBARA J. LINTON

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JOINT COMMITTEE ON FINANCE

March 22, 1993

Secretary James R. Klauser
Department of Administration
110 East Wilson Street
Madison, WI 53702

Dear Secretary Klauser:

On February 26, 1993, ss. 16.505/515 requests relating to the Department of Natural Resources (DNR) and Public Service Commission (PSC) were forwarded to the Joint Committee on Finance for approval.

The Committee has several concerns regarding the request to authorize 2.0 PR-S positions for the DNR Bureau of Research.

The DNR request was submitted to DOA in June, 1992. The purpose of the request is to continue a nonpoint priority watershed monitoring project, initiated through a contract with the U.S. Geological Service, which terminated October 1, 1992. The delay by DOA in processing this request has resulted in a questionable continued draw on federal funds to fund the positions since that date.

The DOA recommendation would fund the 2.0 positions through charges to the GPR appropriation for nonpoint local assistance grants. This would result in an increase in expenditures of approximately \$200,000 GPR from a sum sufficient appropriation. This is clearly not an appropriate procedure under s. 16.515. It is also not an appropriate use of these grant funds.

The DOA recommendation would authorize the project positions through June 30, 1994. The specific monitoring conducted by these positions is an eight- to ten-year project. Program evaluations by the Legislative Audit Bureau have indicated that additional monitoring and evaluation activities need to be conducted on an ongoing basis.

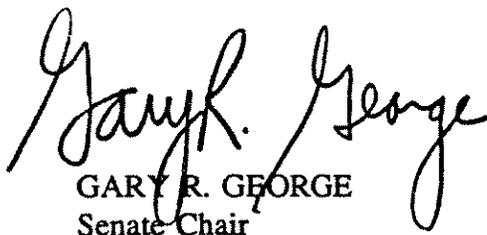
Secretary James R. Klauser
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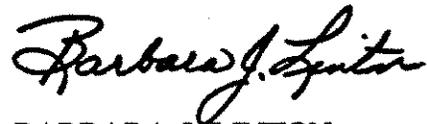
DOA staff indicate that they anticipate that the proposed Priority Lake and Watershed Board, which would be created in SB 44, would determine how this work would be completed after June 30, 1994. The Committee will consider the needs for this activity as part of the 1993-95 budget deliberations. In order to avoid an interruption in this project, the Committee will approve 2.0 PR-S project positions through September 30, 1993, to be funded from charges to the nonpoint general program operations SEG appropriation [s. 20.370 (2)(mr)].

We will consider that you concur with these conditions unless you notify us by March 29, 1993, that you wish us to schedule a meeting of the Committee under s. 13.101 to consider this item.

With respect to the request by the Public Service Commission for additional expenditure authority in the amount of \$80,550 PR in 1992-93 for increased intervenor financing, objection has been entered to the \$15,660 PR of additional expenditure authority requested for the Wisconsin Environmental Decade. Accordingly, the Committee will schedule a meeting to review that portion of the request. There was no objection to the remaining \$64,890 PR of one-time additional expenditure authority in 1992-93 in the Commission's s. 20.155(1)(j) appropriation for intervenor financing, and this amount is approved.

Sincerely,


GARY R. GEORGE
Senate Chair


BARBARA J. LINTON
Assembly Chair

GRG/BJL/lmr

cc: Members
Joint Committee on Finance



WISCONSIN STATE SENATE

P.O. Box 7882 • Madison, WI 53707-7882

March 16, 1993

Senator Gary George, Co-Chair
Representative Barbara Linton, Co-Chair
Joint Committee on Finance

Dear Senator George and Representative Linton:

Recently you sent us a packet of materials for approval by the Joint Committee on Finance under § 16.515/16.505(2) of the statutes. Among the items for review by the Committee under § 16.515 is a request by the Public Service Commission (PSC) for a supplement of \$80,550 PRO in FY 93 to the § 20.155(1) (j) appropriation for intervenor financing.

We are concerned with the PSC's request and would like to inform you of our objection to the request for \$15,660 for the Wisconsin Environmental Decade. It is our contention that the PSC should not assume the responsibility of financing the representation of advocacy groups such as the Wisconsin Environmental Decade at PSC meetings. We are concerned the PSC could establish a precedent for funding everything any group may want to attend under the intervenor financing program. It seems prudent to expect that if a group, such as the Wisconsin Environmental Decade, believes a given issue is of concern to their overall mission, then that group bears the responsibility of assuming the cost of paying their members for participation in such public meetings.

We accept the fact that there may be some synergistic benefit the PSC may seek to obtain by having a given groups participation. We cannot, however, justify the Wisconsin Environmental Decade's request for reimbursement for members wages to attend the PSC's public meetings. As such, we are objecting to the Committees' reimbursing the Wisconsin Environmental Decade \$15,660 through the § 20.155(1) (j) appropriation for intervenor financing.

Sincerely,

SENATOR TIM WEEDEN
15th Senate District

SENATOR DONALD STITT
20th Senate District