

# 1999 SENATE BILL 481

1     **AN ACT** *to amend* 196.485 (3m) (a) 1. a., 196.485 (5) (a) 2., 196.485 (6) (a) (intro.)  
2             and 196.86 (1) (b); **to repeal and recreate** 285.48 (3) (c); and **to create** 196.86  
3             (1) (f), 285.48 (1) (cm) and 285.48 (3) (d) 2m. of the statutes; **relating to:**  
4             transmission company duties; contributions of transmission facilities to the  
5             transmission company; nitrogen oxide emissions standards and limitations; air  
6             quality improvement program assessments; and making an appropriation.

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*Analysis by the Legislative Reference Bureau*

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

7             **SECTION 1.** 196.485 (3m) (a) 1. a. of the statutes, as created by 1999 Wisconsin  
8     Act 9, is amended to read:  
9             196.485 (**3m**) (a) 1. a. Apply for any approval under state or federal law that  
10     is necessary for the transmission company to begin operations no later than  
11     ~~November 1, 2000~~ January 1, 2001.

**SENATE BILL 481****SECTION 2**

1           **SECTION 2.** 196.485 (5) (a) 2. of the statutes, as created by 1999 Wisconsin Act  
2 9, is amended to read:

3           196.485 **(5)** (a) 2. Files with the commission an unconditional, irrevocable and  
4 binding commitment to contribute, no later than ~~September 30, 2000~~  
5 January 1, 2001, all of the transmission facilities that the public utility affiliate  
6 owns or operates in this state on October 29, 1999, and land rights, to the  
7 transmission company. A filing under this subdivision shall specify a date no later  
8 than ~~September 30, 2000~~ January 1, 2001, on which the public utility affiliate will  
9 complete the contribution of transmission facilities.

10           **SECTION 3.** 196.485 (6) (a) (intro.) of the statutes, as created by 1999 Wisconsin  
11 Act 9, is amended to read:

12           196.485 **(6)** (a) (intro.) No later than ~~the first day of the 12th month beginning~~  
13 ~~after the first public utility affiliate files a commitment under sub. (5) (a) 2.~~  
14 January 1, 2001:

15           **SECTION 4.** 196.86 (1) (b) of the statutes, as created by 1999 Wisconsin Act 9,  
16 is amended to read:

17           196.86 **(1)** (b) “Electric public utility affiliate” means a public utility affiliate,  
18 as defined in s. 196.795 (1) (L), that sells electricity in this state and owns electric  
19 generating facilities in the transmission area.

20           **SECTION 5.** 196.86 (1) (f) of the statutes is created to read:

21           196.86 **(1)** (f) “Transmission area” has the meaning given in s. 196.485 (1) (g).

22           **SECTION 6.** 285.48 (1) (cm) of the statutes is created to read:

23           285.48 **(1)** (cm) “Nonutility stationary or mobile source” means a stationary or  
24 mobile source that is not an electric generating facility owned by a public utility or  
25 electric cooperative.

**SENATE BILL 481**

1           **SECTION 7.** 285.48 (3) (c) of the statutes, as created by 1999 Wisconsin Act 9,  
2 is repealed and recreated to read:

3           **285.48 (3)** (c) In establishing nitrogen oxide emission reduction requirements  
4 for the control of atmospheric ozone in another state pursuant to a call, the  
5 department may not, with respect to any nonutility stationary or mobile source in  
6 this state, in a state implementation plan, by rule or through the adoption of control  
7 strategies, establish nitrogen oxide emissions standards or limitations that do any  
8 of the following:

9           1. Require any reductions in nitrogen oxide emissions for any boiler, turbine  
10 or internal combustion engine the designed heat input of which is 250 million British  
11 thermal units per hour or less.

12           2. Require reductions of nitrogen oxide emissions that are in addition to those  
13 reductions required by or projected for nonutility stationary or mobile sources based  
14 on source-specific nitrogen oxide inventory data or other subinventory information  
15 used by the federal environmental protection agency to establish state nitrogen oxide  
16 emission budgets concerning interstate pollution transport.

17           3. Require any additional reductions of nitrogen oxide emissions from  
18 nonutility stationary or mobile sources in this state due to this section, including the  
19 reduction requirements under par. (a).

20           **SECTION 8.** 285.48 (3) (d) 2m. of the statutes is created to read:

21           **285.48 (3)** (d) 2m. Determine the amounts by which reduction requirements for  
22 any nonutility stationary or mobile source in this state shall be relaxed to reflect the  
23 lower reductions.

24           **SECTION 9. Appropriation changes.**

**SENATE BILL 481****SECTION 9**

1           (1) INTERVENOR FINANCING. In the schedule under section 20.005 (3) of the  
2 statutes for the appropriation to the public service commission under section 20.155  
3 (1) (j) of the statutes, as affected by the acts of 1999, the dollar amount is increased  
4 by \$250,000 for fiscal year 1999–00 and the dollar amount is increased by \$250,000  
5 for fiscal year 2000–01 for the purpose for which the appropriation is made.

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**(END)**