

2001 DRAFTING REQUEST

Bill

Received: 11/10/2001

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Stephen Freese (608) 266-7502**

By/Representing: **Rob Richard**

This file may be shown to any legislator: **NO**

Drafter: **kunkemd**

May Contact:

Addl. Drafters:

Subject: **Public Util. - telco**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Exemptions for telecommunications cooperatives

Instructions:

See Attached

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> |
|--------------|-----------------------|--------------------|------------------------|----------------|----------------------------|--|-----------------|
| /? | kunkemd 11/10/2001 | jdye 11/12/2001 | | _____ | | | |
| /1 | | | jfrantze 11/12/2001 | _____ | lrb_docadmin 11/12/2001 | lrb_docadmin 11/13/2001 lrb_docadmin 11/13/2001 | |

FE Sent For:

none needed

<END>

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|--------------|----------------|-----------------|--------------|----------------|------------------|-----------------|-----------------|
| 1/? | kunkemd | 1 11/12 jld | 10/11/12 | Self 11/12 | | | |

FE Sent For:

<END>

Kunkel, Mark

From: Richard, Rob
Sent: Thursday, November 08, 2001 4:23 PM
To: Humphrey, Bruce
Cc: Kunkel, Mark

Bruce -
Ruthann Nelson has asked us to do a companion to Moen's LRB-4136. Can you please give Mark the authority to draft an Assembly companion?

Thank you!

Rob Richard
Freese Office

Kunkel, Mark

From: Humphrey, Bruce
Sent: Friday, November 09, 2001 8:50 AM
To: Kunkel, Mark

Mark,

Freese wants to do a companion to 4136, the co-op exemption bill you did for Rod. That's fine. Thanks. Bruce

SOON

D-NOTE

LC

KEEP

-4233/1

2001 BILL

RM
NOT
RUN

Regen

1 AN ACT *to create* 196.204 (8) and 196.52 (10) of the statutes; relating to:
2 cross-subsidization requirements public and service commission jurisdiction
3 regarding telecommunications cooperatives.

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions, a telecommunications utility may not subsidize any activity, including the activity of an affiliate, that is not subject to regulation by the public service commission (PSC). Also, with certain exceptions, a telecommunications utility must offer telecommunications services at prices that exceed total service long-run incremental costs, except for telecommunications services that are offered by a competitor, which are subject to other price restrictions.

Also under current law, the PSC has supervisory jurisdiction over contracts between telecommunications utilities and their affiliated interests, but only as necessary to enforce the requirements described above and certain other requirements regarding users of telecommunications services. In general, an "affiliated interest" is any person owning or holding, directly or indirectly, 5% or more of the voting securities of a public utility, including a telecommunications utility.

This bill exempts a telecommunications utility that is a cooperative association from all of the above.

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4233/1dn

MDK.....

↑
JLD

Representative Freese:

This bill is the Assembly companion to Sen. Moen's LRB-4136/1.

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us

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

LRB-4233/1dn
MDK:jld:jf

November 12, 2001

Representative Freese:

This bill is the Assembly companion to Sen. Moen's LRB-4136/1.

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E mail: mark.kunkel@legis.state.wi.us



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

November 12, 2001

MEMORANDUM

To: Representative Freese

From: Mark D. Kunkel, Legislative Attorney

Re: LRB-4233/1 Exemptions for telecommunications cooperatives

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-0131 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.