

2001 Jr2 DRAFTING REQUEST

Senate Amendment (SA-SSA1-AB1)

Received: **04/02/2002**

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Senate Democratic Caucus**

By/Representing: **Engel**

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

Drafter: **kunkemd**

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Addl. Drafters:

Subject: **Public Util. - energy**

Extra Copies:

Submit via email: **NO**

Pre Topic:

SCC:.....Engel - CN5556,

Topic:

Major markets public benefits transitional funding

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>
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FE Sent For:

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1?	kunkemd	11 <i>rf</i>	<i>[Signature]</i>	<i>[Signature]</i>			
				4-2-2			

FE Sent For:

<END>

62690

Public Benefits

Adopt the Assembly provision related to "Authority of public utilities to retain certain major markets public benefits transitional funding," in Section 310 of AA 1 to ASA 1 to AB 1, but modify it to provide that a utility could retain this funding until December 31, 2004.

NDK

CN 5556

1 preventive action limit established under section 160.15 of the statutes to be
2 exceeded in water produced by a residential well.

3 (c) Paragraph (b) does not apply to a person if the public service commission
4 has, before the effective date of this paragraph, concluded a public hearing on the
5 person's application for a water withdrawing large electric generating facility under
6 section 196.491 (3) (b) of the statutes."

7 → **310.** Page 362, line 12: after that line insert:

8 "(1t) ENERGY CONSERVATION.

9 (a) In this subsection:

10 1. "Commission" means the public service commission.

11 2. "Utility" has the meaning given in section 196.374 (1) (c) of the statutes.

12 (b) Notwithstanding the requirement under section 196.374 (3) of the statutes
13 for a utility to make specified contributions to the commission in a fiscal year of the
14 amounts determined by the commission under section 196.374 (2) of the statutes, the
15 commission may allow a utility to retain ^{until 12-31-04} ~~in fiscal year 2002-03~~ a portion of the
16 amounts determined by the commission under section 196.374 (2) (b), (c), and (d) of
17 the statutes, instead of contributing the portion to the commission, if the commission
18 determines that the portion is attributable to energy conservation programs for
19 industrial, commercial, and agricultural customers in the utility's service area. If the
20 commission allows a utility to retain a portion under this paragraph, the utility must
21 contribute 1.75% of the portion to the commission for research and development for
22 energy conservation and efficiency and must contribute 4.5% of the portion to the
23 commission for renewable resource programs."

24 **311.** Page 362, line 24: after that line insert:

efficiency services and for renewable resource programs. This provision would completely eliminate the energy conservation and efficiency services and renewable resource programs.

Budgeted revenues to the energy conservation public benefits program in 2002-03 are \$53,017,200. The diversion of \$16,368,800 to the general fund in 2002-03 would reduce budgeted revenues to \$36,648,400. The diversion of an additional \$18,150,000 in 2002-03 for state agency energy costs, described under Item #1 above and the diversion of an estimated \$5,500,000 in 2002-03, as described below in Item #3, would result in projected net revenues to the energy conservation and related public benefits program of \$12,998,400 in 2002-03.

3. **AUTHORITY OF PUBLIC UTILITIES TO RETAIN CERTAIN
MAJOR MARKETS PUBLIC BENEFITS TRANSITIONAL
FUNDING**

SEG-FEV - \$5,500,000

Assembly: Effective July 1, 2002, authorize a public utility, at its option, to retain that portion of the public benefit's energy conservation and efficiency and renewable resource transitional funding that is targeted to commercial and industrial customers within the utility's service area in an amount determined by the Public Service Commission. Specify that any public utility that chooses to retain these funds must still contribute 1.75% of the amount retained to DOA's public benefits fund for research and development in areas of energy conservation and efficiency markets and 4.5% of the amounts retained for renewable resource programs.

util
12-31-
04

Under 1999 Wisconsin Act 9, which established public benefits programs under DOA, the PSC was required to identify amounts that major electric and gas utilities collected from their customers in 1998 for utility sponsored public benefits programs in the areas of: (1) low-income energy assistance and weatherization; and (2) energy conservation and efficiency, renewable resources and energy conservation research and development. Utilities are continuing to collect these amounts from their customers, but during a three-year period from calendar year 2000 through 2002, must transition successively larger annual amounts from the utilities to the state public benefits fund.

A total of \$23.1 million for energy conservation activities will be transitioned to the DOA public benefits fund in 2001-02. In 2002-03, this amount will increase to \$35.6 million. For a number of public utilities, much of the increase from 2001-02 to 2002-03 is attributable to the transitioning to DOA of funds previously used by the utilities for commercial, industrial and agricultural energy conservation interventions.

It is estimated that this provision will reduce public utility transitional revenues to DOA's energy conservation public benefits fund by \$5,500,000 in 2002-03. As a result of provisions described in Item #2 above, public utilities would retain all energy conservation related public benefits transitional revenues beginning July 1, 2003.

2001

Date (time)
needed

LRB b ²⁹⁶⁰~~2690~~, 1

CAUCUS BUDGET AMENDMENT
[CAUCUS AMDTS. ONLY]

MDK:cs+kjf

RM
NOT
RUN

See form **AMENDMENTS — COMPONENTS & ITEMS.**

CAUCUS AMENDMENT
TO SENATE SUBSTITUTE AMENDMENT 1
TO 2001 SPECIAL SESSION ASSEMBLY BILL 1

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated; amend the substitute amendment as follows:

#. Page , line :

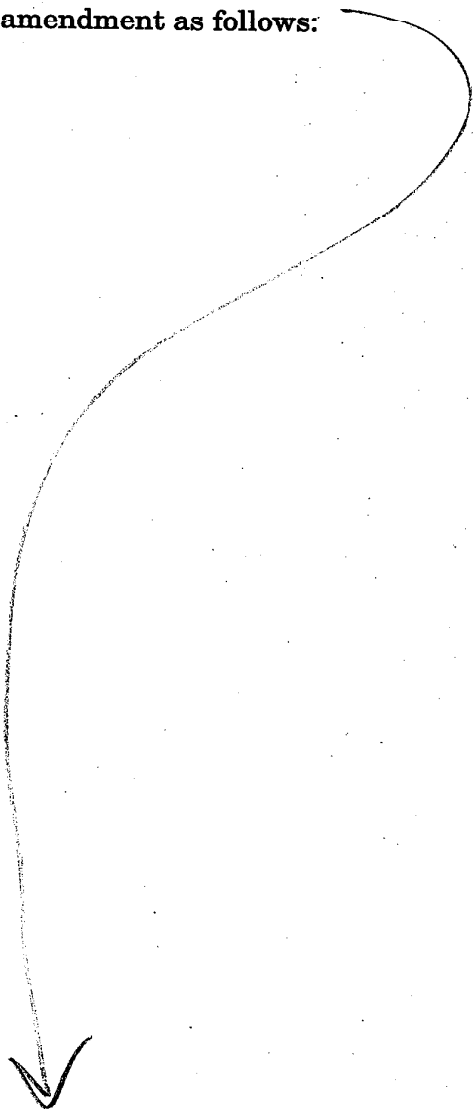
#. Page , line :

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1 or programs specified in s. 196.374 (2) (a) or (b) that are funded by expenditures
2 under s. 196.374 (3)."

3 **6.** Page 362, line 12: after that line insert:

4 "(1t) ENERGY CONSERVATION.

5 (a) In this subsection:

6 1. "Commission" means the public service commission.

7 2. "Utility" has the meaning given in section 196.374 (1) (c) of the statutes.

8 (b) Notwithstanding the requirement under section 196.374 (3) of the statutes
9 for a utility to make specified contributions to the commission in a fiscal year of the
10 amounts determined by the commission under section 196.374 (2) of the statutes, the
11 commission may allow a utility to retain ~~in fiscal year 2002-03~~ a portion of the
12 amounts determined by the commission under section 196.374 (2) (b), (c), and (d) of
13 the statutes, instead of contributing the portion to the commission, if the commission
14 determines that the portion is attributable to energy conservation programs for
15 industrial, commercial, and agricultural customers in the utility's service area. If the
16 commission allows a utility to retain a portion under this paragraph, the utility must
17 contribute 1.75% of the portion to the commission for research and development for
18 energy conservation and efficiency and must contribute 4.5% of the portion to the
19 commission for renewable resource programs."

5 until December 31, 2004₅

20 **7.** Page 444, line 21: delete lines 21 and 22 and substitute:

21 "(3q) UTILITY PUBLIC BENEFITS; ENERGY CONSERVATION CHANGES. The amendment
22 of sections 16.957 (2) (d) 3. and 25.96 of the statutes and the creation of section 16.957
23 (2) (d) 3g. and 3r. of the statutes take effect on July 1, 2002.

END



State of Wisconsin
2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb2960/1
MDK:cs&kjfrs

SCC:.....Engel – CN5556, Major markets public benefits transitional funding

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1**

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

2 **1.** Page 362, line 12: after that line insert:

3 “(1t) ENERGY CONSERVATION.

4 (a) In this subsection:

5 1. “Commission” means the public service commission.

6 2. “Utility” has the meaning given in section 196.374 (1) (c) of the statutes.

7 (b) Notwithstanding the requirement under section 196.374 (3) of the statutes
8 for a utility to make specified contributions to the commission in a fiscal year of the
9 amounts determined by the commission under section 196.374 (2) of the statutes, the
10 commission may allow a utility to retain, until December 31, 2004, a portion of the

1 amounts determined by the commission under section 196.374 (2) (b), (c), and (d) of
2 the statutes, instead of contributing the portion to the commission, if the commission
3 determines that the portion is attributable to energy conservation programs for
4 industrial, commercial, and agricultural customers in the utility's service area. If the
5 commission allows a utility to retain a portion under this paragraph, the utility must
6 contribute 1.75% of the portion to the commission for research and development for
7 energy conservation and efficiency and must contribute 4.5% of the portion to the
8 commission for renewable resource programs.”

9 (END)