

2003 DRAFTING REQUEST

Bill

Received: 12/03/2002

Received By: **mkunkel**

Wanted: As time permits

Identical to LRB:

For: **Robert Cowles (608) 266-0484**

By/Representing: **Roger Frings**

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

Drafter: **mkunkel**

May Contact:

Addl. Drafters:

Subject: **Public Util. - misc.**

Extra Copies: **RJM, JTK**

Submit via email: **YES**

Requester's email: **Sen.Cowles@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Withholding from public inspection information about public utility security

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>
/?	mkunkel 01/02/2003	jdye 01/03/2003		_____			
/1			chaskett 01/03/2003	_____	sbasford 01/03/2003	sbasford 01/16/2003 sbasford 01/16/2003	

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For:

<END>

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/?	mkunkel 01/02/2003	jdye 01/03/2003		_____			
/1			chaskett 01/03/2003	_____	sbasford 01/03/2003		

01/03/2003 10:44:37 AM

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LRB-1009

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<END>

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1/?	mkunkel	1 1/4 jld	1 1/3 cph	12/1/02 1/3			

FE Sent For:

<END>

-1009

Kunkel, Mark

From: Frings, Roger
Sent: Tuesday, December 03, 2002 12:09 PM
To: Kunkel, Mark
Subject: drafting request

Mark-

Did you receive my message a couple of weeks ago to redraft Senate Bill 394, the utility security legislation?

Just checking...

Thanks,

Roger
Sen. Cowles office

- SSAI to SB394
(S 0364/1)

2001 SENATE BILL 394

January 22, 2002 - Introduced by Senators COWLES, M. MEYER, A. LASEE, HUELSMAN and DARLING, cosponsored by Representatives HUEBSCH, DUFF, MEYERHOFER, HAHN, KRAWCZYK, OLSEN, MUSSER, M. LEHMAN, HINES, LASSA, VRAKAS, SYKORA and OTT. Referred to Committee on Health, Utilities, Veterans and Military Affairs.

1 **AN ACT** *to amend* 196.14 of the statutes; **relating to:** withholding from public
2 inspection information about public utility security.

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions, a state governmental entity, such as the public service commission (PSC) or a municipality, is required to permit a requester to inspect the records of the entity. This bill creates another exception for the PSC and municipalities. Under the bill, the PSC is required to withhold from public inspection any information related to security measures taken by a public utility to protect the safety of the public utility's plant, equipment, employees, or customers. Also, a municipality that owns or operates a public utility must withhold from public inspection similar information regarding the public utility.

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

3 **SECTION 1.** 196.14 of the statutes is amended to read:
4 **196.14 Public record exception.** The commission may withhold from public
5 inspection any information ~~which~~ that would aid a competitor of a public utility in
6 competition with the public utility. The commission shall withhold from public

SENATE BILL 394

1 inspection any information related to security measures taken by a public utility to
2 protect the safety of the public utility's plant, equipment, employees, or customers.
3 A municipality that owns or operates a public utility shall withhold from public
4 inspection any information related to security measures taken to protect the safety
5 of the plant, equipment, employees, or customers of the public utility.

6

(END)

2003

Date (time) needed

SOON

LRB-1009, 1

BILL

D-NOTE

MDK:jld:

RM NOT RUN

Use the appropriate components and routines developed for bills.

AN ACT ... [generate catalog] to repeal ... ; to renumber ... ; to consolidate and renumber ... ; to renumber and amend ... ; to consolidate, renumber and amend ... ; to amend ... ; to repeal and recreate ... ; and to create ... of the statutes; relating to: INSERT RC ✓

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

INSERT A ✓

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: ... create → anal: → title: → head

For the subheading, execute: ... create → anal: → title: → sub

For the sub-subheading, execute: ... create → anal: → title: → sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: ... create → anal: → text

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

SECTION #.

INSERT B ✓

(end)

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 394**

March 7, 2002 - Offered by COMMITTEE ON HEALTH, UTILITIES, VETERANS AND
MILITARY AFFAIRS.

INSERT A:

1 ~~AN ACT to create 19.36 (10) of the statutes; relating to~~ withholding certain
2 security information from public inspection. ✓ END of INSERT A

INSERT
B:

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

3 SECTION 1. 19.36 (10)^x of the statutes is created to read:

4 19.36 (10) SECURITY INFORMATION. ✓ An authority ✓ may withhold access to any
5 record or portion of a record containing information regarding security measures to
6 protect the safety of the plant, equipment, employees, or customers of a person that
7 generates, transmits, or distributes electricity, transports or distributes natural gas,
8 operates a public water system, or provides telecommunications or sewer service. ✓

9

~~(END)~~

END of INSERT B

**2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1009/lins
MDK:.....

1

INSERT A:

Under current law, with certain exceptions, a state or local governmental entity is required to permit a requester to inspect records created or kept by the entity. This bill creates another exception for records with information regarding security measures for protecting the safety of ^{the} plant, equipment, employees, or customers of persons that do any of the following: 1) generate, transmit, or distribute electricity; 2) transport or distribute natural gas; 3) operate a public water system; 4) provide telecommunications service; or 5) provide sewer service. *

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1009/1dn

MDK: ↑:...

date

JLD

Senator Cowles:

This bill is based on SSA^A1 to 2001 Senate Bill 394.

Please contact me if you have any questions or redraft instructions.

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

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

LRB-1009/1dn
MDK:jld:cph

January 3, 2003

Senator Cowles:

This bill is based on SSA 1 to 2001 Senate Bill 394.

Please contact me if you have any questions or redraft instructions.

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

Barman, Mike

From: Kunkel, Mark
Sent: Thursday, January 16, 2003 11:22 AM
To: Barman, Mike
Subject: LRB-1009

Roger from Sen. Cowles office called me to request that we jacket the above bill. Can you take care of that? Thanks.

Mark D. Kunkel
Senior Legislative Attorney
Legislative Reference Bureau
(608) 266-0131