

2003 SENATE BILL 194

1 **AN ACT** *to amend* 196.485 (1m) (b), 196.485 (1m) (c) and 196.485 (3m) (a) 1. e.;

2 and *to create* 196.485 (3m) (b) 3. of the statutes; **relating to:** powers and duties

3 of transmission company with responsibilities for electric transmission in this

4 state.

Analysis by the Legislative Reference Bureau

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

5 **SECTION 1.** 196.485 (1m) (b) of the statutes is amended to read:

6 196.485 (**1m**) (b) After beginning operations, the transmission company shall,

7 except for transmission service provided by an electric utility that has not

8 transferred its transmission facilities to the transmission company, have the

9 exclusive duty to provide transmission service in those areas in which transmission

10 facilities have been contributed. The duty under this paragraph shall terminate on

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1 the date, as determined by the commission under sub. (2) (d), that the Midwest
2 independent system operator begins operations, except that the duty shall revert to
3 the transmission company if the transmission company withdraws from the Midwest
4 independent system operator under sub. (3m) (b) 3. If the transmission company
5 makes such a withdrawal, the transmission company shall assume any power or
6 duty granted by state law before the withdrawal to the Midwest independent system
7 operator.

8 **SECTION 2.** 196.485 (1m) (c) of the statutes is amended to read:

9 196.485 **(1m)** (c) After beginning operations, the Midwest independent system
10 operator shall, except for transmission service provided by an electric utility that has
11 not transferred control over its transmission facilities to the Midwest independent
12 system operator, and except as provided in par. (b). have the exclusive duty to provide
13 transmission service in the transmission area and shall ensure that each
14 transmission facility in the transmission area that is under its operational control
15 is planned, constructed, operated, maintained and controlled as part of a single
16 transmission system.

17 **SECTION 3.** 196.485 (3m) (a) 1. e. of the statutes is amended to read:

18 196.485 **(3m)** (a) 1. e. Remain Except as provided under par. (b) 3., remain a
19 member of the Midwest independent system operator, or any independent system
20 operator or regional transmission organization that has been approved under federal
21 law to succeed the Midwest independent system operator, for at least the 6–year
22 transition period that is specified in the agreement conditionally approved by the
23 federal energy regulatory commission that establishes the Midwest independent
24 system operator.

25 **SECTION 4.** 196.485 (3m) (b) 3. of the statutes is created to read:

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1 196.485 **(3m)** (b) 3. Subject to any approval required under federal or state law,
2 withdraw from the Midwest independent system operator or any other independent
3 system operator or regional transmission organization of which the transmission
4 company is or becomes a member, if the commission determines that the withdrawal
5 is in the public interest.

6

(END)