

2005 Assembly Bill 615

Date of enactment: **April 14, 2006**  
Date of publication\*: **April 28, 2006**

## 2005 WISCONSIN ACT 337

AN ACT *to renumber and amend* 196.20 (7) (c); and *to create* 196.20 (7) (c) 2. of the statutes; **relating to:** mitigation payment agreements.

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

**SECTION 1.** 196.20 (7) (c) of the statutes is renumbered 196.20 (7) (c) 1. and amended to read:

196.20 (7) (c) 1. ~~The Except as provided in subd. 2.,~~ the commission shall only approve a mitigation payment agreement that is received by the commission before June 10, 2003, and, if the commission finds the agreement to be reasonable, shall not subsequently modify the agreement.

**SECTION 2.** 196.20 (7) (c) 2. of the statutes is created to read:

196.20 (7) (c) 2. If the commission receives a mitigation payment agreement before June 10, 2003, and does not determine that the agreement is unreasonable before November 11, 2003, mitigation payments in accordance with the terms of the agreement shall be recoverable in rates, notwithstanding any subsequent limitations imposed by the commission on the mitigation payments.

**SECTION 3. Initial applicability.**

(1) This act applies retroactively to agreements received before June 10, 2003, and to determinations made before the effective date of this subsection.

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\* Section 991.11, WISCONSIN STATUTES 2003-04 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].