

**2009 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB271)**

Received: 10/22/2009

Received By: tkuczens

Wanted: As time permits

Identical to LRB:

For: Fred Clark (608) 266-7746

By/Representing: himself

This file may be shown to any legislator: NO

Drafter: tkuczens

May Contact:

Addl. Drafters:

Subject: Occupational Reg. - prof lic

Extra Copies:

Submit via email: YES

Requester's email: Rep.Clark@legis.wisconsin.gov

Carbon copy (CC:) to: tracy.kuczenski@legis.wisconsin.gov  
WConnor@wheelerlaw.com

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**Pre Topic:**

No specific pre topic given

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**Topic:**

exemption for certain easements for public utilities and rural electric coops

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**Instructions:**

See attached

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**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>
/?							
/P1	tkuczens 10/22/2009	csicilia 10/22/2009	rschluet 10/22/2009	_____	cduerst 10/22/2009		
	tkuczens 10/26/2009	jdye 10/26/2009		_____			
/1			rschluet 10/26/2009	_____	cduerst 10/26/2009	cduerst 10/26/2009	

FE Sent For:

**<END>**

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1?	tkuczens	1 9/3	10/22/09				

FE Sent For:

<END>

## Kuczenski, Tracy

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**From:** Clark, Fred  
**Sent:** Wednesday, October 21, 2009 1:58 PM  
**To:** Kuczenski, Tracy  
**Subject:** Tracy - can we discuss this as a possible amendment for utilities?

**Attachments:** Utilities 443 14(17).doc



Utilities 443  
14(17).doc (30 K...

Fred Clark  
42nd Assembly District Representative

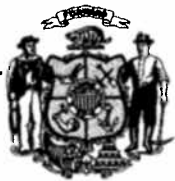
Room 418 North  
State Capitol  
P.O. Box 8952  
Madison, WI 53708

(608) 266-7746

Create s. 443.14(17) to read as follows:

(17) An employee of a public utility regulated by the Public Service Commission who is engaged in establishing the location of an easement for the provision of utility service that includes all of the following:.

- (1) A description of each tract of land affected by the easement,
- (2) The width of the easement,
- (3) Each point by which the easement intersects with a boundary of an affected tract of easement.



RMR

LRBa0931

TKK./:....

gs

Now

P1

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**ASSEMBLY AMENDMENT ,**  
**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**  
**TO 2009 ASSEMBLY BILL 271**

*billist*  
*SA ✓*  
*2/10/10*  
*amf/stb*

✓

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 35, line 15: after that line insert:
- 3 **"SECTION 102g.** 443.14 (17) of the statutes is created to read:
- 4 443.14 (17) An employee of a public utility, as defined in s. 196.01 (5) (a), who ✓
- 5 is engaged in establishing and depicting on a map the location of an easement
- 6 necessary for the provision of services by the public utility if the map includes all of
- 7 the following:
- 8 (a) A legal description of each tract of land affected by the easement. In this ✓
- 9 paragraph, legal description has the meaning given in s. 706.01 (7r).
- 10 (b) The width of the easement.

1 (c) The identification of each point at which the easement intersects each  
2 boundary of each tract of land affected by the easement.

3 **SECTION 102r.** 443.14 (18) of the statutes is created to read:

4 443.14 (18) An employee of a cooperative association organized under ch. 185  
5 for the purpose of producing or furnishing heat, light, power, or water to its members  
6 only, who is engaged in establishing and depicting on a map the location of an  
7 easement necessary for the provision of services by the cooperative association if the  
8 map includes all of the following:

9 (a) A legal description of each tract of land affected by the easement. In this  
10 paragraph, legal description has the meaning given in s. 706.01 (7r).

11 (b) The width of the easement.

12 (c) The identification of each point at which the easement intersects each  
13 boundary of each tract of land affected by the easement.”.

14 (END)



**Kuczenski, Tracy**

---

**From:** Clark, Fred  
**Sent:** Thursday, October 22, 2009 10:38 PM  
**To:** Kuczenski, Tracy; O'Connor, William  
**Subject:** FW: Surveyor Bill

---

**From:** Haubrich.Joel [mailto:Joel.Haubrich@we-energies.com]  
**Sent:** Thu 10/22/2009 3:41 PM  
**To:** Rep.Clark  
**Cc:** Peter Kammer; Topp, Jessica  
**Subject:** Surveyor Bill

Rep. Clark

I think we can wrap this up with these small changes. We have enumerated the functions of the public utility and co-op to accurately reflect what we do and we have added a line that allows for any "exceptions" we find when we obtain the "legal description" from a registrars office. I'm available to talk this through.

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

**Page 35, line 15: after that line insert:**

**"SECTION 102g. 443.14 (17) of the statutes is created to read:**

**443.14 (17) An employee of a public utility, as defined in s. 196.01 (5) (a), who is engaged in establishing and depicting on a map the location of an easement necessary for the provision of services by the public utility of heat, light, steam, power, water, voice, video or data services if the map includes all of the following:**

**(a) A legal description of each tract of land affected by the easement. In this paragraph, legal description has the meaning given in s. 706.01 (7r) and any exceptions as included in the deed of conveyance.**

**(b) The width of the easement.**

**(c) The identification of each point at which the easement intersects each boundary of each tract of land affected by the easement.**

**SECTION 102r. 443.14 (18) of the statutes is created to read:**

**443.14 (18) An employee of a cooperative association organized under ch. 185 for the purpose of producing or furnishing heat;**

**~~light, power, or water~~ heat, light, steam, power, water, voice, video or data services to its members only, who is engaged in establishing and depicting on a map the location of an easement necessary for the provision of ~~services by the cooperative association of heat, light, steam, power, water, voice, video or data services~~ if the map includes all of the following:**

**(a) A legal description of each tract of land affected by the easement. In this paragraph, legal description has the meaning given in s. 706.01 (7r) and any exceptions as included in the deed of conveyance.**

**(b) The width of the easement.**

**(c) The identification of each point at which the easement intersects each boundary of each tract of land affected by the easement.**

**Joel M. Haubrich**  
Manager, Government Affairs  
**we energies**  
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Milwaukee, WI 53203  
MKE Phone (414) 221-4102  
MKE Fax (414) 221-3814  
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joel.haubrich@we-energies.com

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RMMR  
1/2/11

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 271

10/26/09  
Now  
347-5938

✓  
INSERT 1-4

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

2 1. Page 35, line 15: after that line insert:

3 "SECTION 102g. 443.14 (17) of the statutes is created to read: ✓

4 443.14 (17) An employee of a public utility, as defined in s. 196.01 (5) (a), who  
5 is engaged in establishing and depicting on a map the location of an easement  
6 necessary for the provision of services by the public utility if the map includes all of  
7 the following:

8 (a) A legal description of each tract of land affected by the easement. In this  
9 paragraph, legal description has the meaning given in s. 706.01 (7r)

10 (b) The width of the easement.

✓  
INSERT  
1-9

1 (c) The identification of each point at which the easement intersects each  
2 boundary of each tract of land affected by the easement.

3 **SECTION 102r.** 443.14 (18) of the statutes is created to read:

4 443.14 (18) An employee of a cooperative association organized under ch. 185  
5 for the purpose of producing or furnishing heat, light, power, or water to its members  
6 only, who is engaged in establishing and depicting on a map the location of an  
7 easement necessary for the provision of services by the cooperative association if the  
8 map includes all of the following:

9 (a) A legal description of each tract of land affected by the easement. In this  
10 paragraph, legal description has the meaning given in s. 706.01 (7r) *de*

✓  
INERT  
2-10

11 (b) The width of the easement.

12 (c) The identification of each point at which the easement intersects each  
13 boundary of each tract of land affected by the easement.”.

14 (END)

2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa0931/Plins  
TKK:cjs:rs

1           **INSERT 1-4**

2           443.14 (17) ✓ An employee of a provider of broadcast service, as defined in s.  
3 196.01 (1m), ✓ provider of cable service, as defined in s. 196.01 (1p), public utility, as  
4 defined in s. 196.01 (5), ✓ or telecommunications provider, as defined in s. 196.01 (8p), ✓  
5 who is engaged in establishing and depicting on a map the location of an easement  
6 necessary for the provision of services by the provider of broadcast service, ✓ provider  
7 of cable services, ✓ public utility, ✓ or telecommunications provider if the map includes  
8 all of the following: ✓

9           **INSERT 1-9**

10           NO ✓  
11           , except that, notwithstanding s. 66.0217 (1) (c), internal references to any other  
12           document may be used to establish and depict on the map the location of the  
13           easement. ✓

13           **INSERT 2-10**

14           NO ✓  
15           , except that, notwithstanding s. 66.0217 (1) (c), internal references to any other  
16           document may be used to establish and depict on the map ✓ the location of the  
              easement. ✓