

**2011 DRAFTING REQUEST**

**Senate Amendment (SA-SB50)**

Received: 03/06/2012

Received By: mkunkel

Wanted: As time permits

Companion to LRB:

For: Jon Erpenbach (608) 266-6670

By/Representing: Tryg Knutson

May Contact:

Drafter: mkunkel

Subject: Public Util. - misc.

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Erpenbach@legis.wisconsin.gov

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

PSC health study

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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>
/?							
/1	mkunkel 03/06/2012	wjackson 03/06/2012	rschluet 03/06/2012	_____	sbasford 03/06/2012	sbasford 03/06/2012	

FE Sent For:

<END>

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FE Sent For:

<END>

## Kunkel, Mark

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**From:** Knutson, Tryg  
**Sent:** Tuesday, March 06, 2012 2:28 PM  
**To:** Kunkel, Mark  
**Subject:** Sen Erpenbach floor amendment for SB 50

**Attachments:** SB 50 Floor Amendment.doc

Mark –

Sen. Erpenbach is looking for an amendment for SB 50 for floor – Sen. Fitzgerald has moved the bill down the calendar to give him time to get it.

Here is the amendment.



SB 50 Floor  
amendment.doc (27

I'm calling to see that you are in to do this as well.

Thanks.

Tryg Knutson  
266-6670

Floor Amendment  
Introduced by Senator Jon Erpenbach

Amend SB 50:

Require PSC to conduct a health study of the affects of wind turbines on individuals within a mile of a turbine, the study to be paid for by GPR, with the study to be concluded by year end of 2012.

## Kunkel, Mark

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**From:** Knutson, Tryg  
**Sent:** Tuesday, March 06, 2012 2:53 PM  
**To:** Kunkel, Mark  
**Subject:** RE: Instead of GPR - Need to have the funds come out of the Wind Siting Applicant Certificate of Public Convenience & Necessity Assessment Program Revenue. Thanks. Tryg

Only wind. Thanks.

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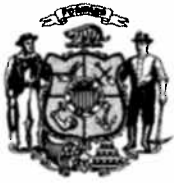
**From:** Kunkel, Mark  
**Sent:** Tuesday, March 06, 2012 2:49 PM  
**To:** Knutson, Tryg  
**Subject:** RE: Instead of GPR - Need to have the funds come out of the Wind Siting Applicant Certificate of Public Convenience & Necessity Assessment Program Revenue. Thanks. Tryg

Under current law, anybody who proposes to construct an electric generating facility that is 100 MW or greater must get a cert. of public convenience and necessity (CPCN) from the PSC. The PSC assesses against applicants the PSC's expenses in considering an application.

So, do you want the funds to come only from assessments that the PSC makes against people who propose to build 100 MW or greater wind facilities, or against people who propose to build any type of electric generating facility that is 100 MW or greater?

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**From:** Knutson, Tryg  
**Sent:** Tuesday, March 06, 2012 2:39 PM  
**To:** Kunkel, Mark  
**Subject:** Instead of GPR - Need to have the funds come out of the Wind Siting Applicant Certificate of Public Convenience & Necessity Assessment Program Revenue. Thanks. Tryg



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRBa2697/1  
MDK.:/...  
WLj

SENATE AMENDMENT,  
TO 2011 SENATE BILL 50

# Page 1, line 1 : after "rules" insert "and making an appropriation" (circled)

1 At the locations indicated, amend the bill as follows:

2 1. Page 2, line 1: before that line insert:

3 "SECTION 1c. 20.155 (1) (g) of the statutes is amended to read:

4 20.155 (1) (g) *Utility regulation.* The amounts in the schedule for the

5 regulation of utilities. ~~Ninety~~ Except as provided in s. 196.85 (1) (am), <sup>90</sup> ~~ninety~~ percent

6 of all moneys received by the commission under s. 196.85, 196.855, or 201.10 (3) shall

7 be credited to this appropriation. Ninety percent of all receipts from the sale of

8 miscellaneous printed reports and other copied material, the cost of which was

9 originally paid under this paragraph, shall be credited to this appropriation.

History: 1971 c. 125; 1973 c. 90; 1975 c. 39; 1977 c. 29; 1979 c. 34; 1981 c. 20; 1985 a. 79, 296, 297, 332; 1987 a. 27, 399; 1991 a. 39, 269; 1993 a. 16, 123; 1995 a. 27; 1997 a. 27, 140, 229; 1999 a. 9, 32, 84, 150, 196; 2001 a. 16, 30; 2003 a. 48; 2005 a. 179; 2007 a. 20, 130; 2009 a. 28, 180, 383; 2011 a. 22.

10 SECTION 1g. 20.155 (1) (gm) of the statutes is created to read:

11 20.155 (1) (gm) *Wind system health study.* All moneys received under s. 196.85

12 (1) (am) for conducting the study required under s. 196.378 (4w).

13 SECTION 1L. 196.378 (4w) of the statutes is created to read:

1           196.378 (4w) HEALTH STUDY. The commission shall conduct a health study of  
 2           the <sup>effects</sup> ~~affects~~ of wind energy systems on individuals residing within one mile of wind  
 3           energy systems. Upon completion of the study, the commission shall submit a report  
 4           on the study to the legislature under s. 13.172 (2).

5           **SECTION 1p.** 196.85 (1) (a) of the statutes is amended to read:

6           196.85 (1) (a) If the commission in a proceeding upon its own motion, on  
 7           complaint, or upon an application to it deems it necessary in order to carry out the  
 8           duties imposed upon it by law to investigate the books, accounts, practices, and  
 9           activities of, or make appraisals of the property of any public utility, power district,  
 10          or sewerage system or to render any engineering or accounting services to any public  
 11          utility, power district, or sewerage system, the public utility, power district, or  
 12          sewerage system shall pay the expenses attributable to the investigation, including  
 13          the cost of litigation, appraisal, or service. The commission shall mail a bill for the  
 14          expenses to the public utility, power district, or sewerage system either at the  
 15          conclusion of the investigation, appraisal, or services, or during its progress. The bill  
 16          constitutes notice of the assessment and demand of payment. The public utility,  
 17          power district, or sewerage system shall, within 30 days after the mailing of the bill,  
 18          pay to the commission the amount of the special expense for which it is billed. ~~Ninety~~  
 19          Except as provided in par. (am) <sup>90</sup> ~~ninety~~ percent of the payment shall be credited to the  
 20          appropriation account under s. 20.155 (1) (g).

History: 1971 c. 40 s. 93; 1971 c. 125; 1973 c. 243 s. 82; 1975 c. 68; 1977 c. 29 ss. 1359, 1360, 1654 (10) (f); 1977 c. 203, 418; 1979 c. 171; 1981 c. 390; 1987 a. 378; 1991  
 a. 269; 1993 a. 496; 1997 a. 27, 140, 184, 229, 254; 1999 a. 32, 53; 1999 a. 150 ss. 648, 649, 672; 1999 a. 186; 2001 a. 16, 30; 2003 a. 33; 2005 a. 347; 2007 a. 42.

21          **SECTION 1t.** 196.85 (1) (am) of the statutes is created to read:

22          196.85 (1) (am) Of the amounts assessed under par. (a) against applicants for  
 23          certificates of public convenience and necessity under s. 196.491 (3) for large electric  
 24          generating facilities, as defined in s. 196.491 (1) (g), that are wind energy systems,

1 as defined in s. 66.0403 (1) (m),<sup>↓</sup> the commission shall designate the amounts that are  
 2 necessary to fund the study required under s. 196.378 (4w). The commission shall  
 3 credit the amounts so designated to the appropriation <sup>account</sup> under s. 20.155 (1) (gm). The  
 4 total amount designated under this paragraph may not exceed \$250,000.”<sup>Ⓞ</sup>

5 **2.** Page 2, line 1: delete “SECTION (I)” and substitute “SECTION (IX)”.

6 (END) No CS

No CS