

**2015 DRAFTING REQUEST**

**Bill**

Received: 1/2/2015 Received By: mkunkel  
Wanted: As time permits Same as LRB:  
For: Administration-Budget By/Representing: Bong  
May Contact: Drafter: mkunkel  
Subject: Public Util. - energy Addl. Drafters:  
Extra Copies: EVM

Submit via email: YES  
Requester's email:  
Carbon copy (CC) to: sbostatlanguage@webapps.wi.gov

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**Pre Topic:**

DOA:.....Bong, BB0385 -

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**Topic:**

Wind energy system-related health issues 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>
/?	mkunkel 1/9/2015			_____			
/P1	mkunkel 1/22/2015	kfollett 1/14/2015	jfrantze 1/14/2015	_____	lparisi 1/14/2015		State
/P2		kfollett 1/22/2015	rschluet 1/22/2015	_____	lparisi 1/22/2015		State

FE Sent For:

<END>

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FE Sent For: *1/22/15* *1/22* **<END>** *1/22/15 SK*

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/?	mkunkel	1/15/15 1/14		1/14 _____			

FE Sent For:

<END>

## Kunkel, Mark

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**From:** Bong, Sasha E - DOA <SashaE.Bong@wisconsin.gov>  
**Sent:** Thursday, January 08, 2015 12:15 PM  
**To:** Kunkel, Mark  
**Subject:** RE: Statutory Language Drafting Request - BB0385

Hi Mark,

Here are the decisions from today:

Funding source will be PR from the commission's utility regulation appropriation [20.155(1)(g)]. The cost should be updated so that it is not to exceed \$250,000. The study should be completed within 12 months of the effective date of the budget, and the commission should be required to submit a report on the study to the Governor and the Legislature.

And while I'm emailing you – I have not forgotten about the State Energy Office. My goal is to have something for you by the end of tomorrow.

Thanks!

Sasha Bong  
Executive Policy and Budget Analyst  
Department of Administration, State Budget Office  
(608) 266-5468  
[SashaE.Bong@wisconsin.gov](mailto:SashaE.Bong@wisconsin.gov)

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**From:** Kunkel, Mark [<mailto:Mark.Kunkel@legis.wisconsin.gov>]  
**Sent:** Tuesday, December 30, 2014 3:04 PM  
**To:** Bong, Sasha E - DOA  
**Subject:** FW: Statutory Language Drafting Request - BB0385

Sasha:

What is the funding source for the study? Is there a deadline for completion of the study? Should the PSC be required to submit a report on the study to the legislature or anybody else?

Thanks,

--Mark

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**From:** CathleneH [<mailto:cathleneh@gmail.com>]  
**Sent:** Tuesday, December 30, 2014 3:01 PM  
**To:** Kunkel, Mark  
**Subject:** Fwd: Statutory Language Drafting Request - BB0385

Sent from my iPhone

Begin forwarded message:

**From:** <[SashaE.Bong@wisconsin.gov](mailto:SashaE.Bong@wisconsin.gov)>  
**Date:** December 30, 2014 at 4:30:44 PM AST  
**To:** <[cathlene.hanaman@legis.wisconsin.gov](mailto:cathlene.hanaman@legis.wisconsin.gov)>  
**Cc:** <[Jennifer.Kraus@wisconsin.gov](mailto:Jennifer.Kraus@wisconsin.gov)>, <[SashaE.Bong@wisconsin.gov](mailto:SashaE.Bong@wisconsin.gov)>, <[Christopher.Connor@wisconsin.gov](mailto:Christopher.Connor@wisconsin.gov)>  
**Subject:** **Statutory Language Drafting Request - BB0385**

Biennial Budget: 2015-17

DOA Tracking Code: BB0385

Topic: Wind Energy System-Related Health Issues Study

SBO Team: GGCF

SBO Analyst: Bong, Sasha - DOA  
Phone: (608) 266-5468  
E-mail: [SashaE.Bong@wisconsin.gov](mailto:SashaE.Bong@wisconsin.gov)

Agency Acronym: PSC

Agency Number: 155

Priority: High

Intent:

Direct the commission to conduct a study on wind energy system-related health issues. Study costs could not exceed \$500,000.

It is not intended for the commission to replicate the peer-reviewed scientific research survey required of the Wind Siting Council.

Attachments: False

Please send completed drafts to [SBOSatlanguage@webapps.wi.gov](mailto:SBOSatlanguage@webapps.wi.gov)



gf

DOA:.....Bong, BB0385 - Wind energy system-related health issues study

**FOR 2015-2017 BUDGET - NOT READY FOR INTRODUCTION**

12  
1-9

1/16

Don't Gen

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

STATE GOVERNMENT ✓

PUBLIC UTILITY REGULATION ✓

This bill requires the PSC to study health issues related to wind energy systems and submit a report on the study to the governor and legislature. Current law requires the wind siting council to survey peer-reviewed scientific research regarding the health impacts of such systems. The bill requires the PSC to ensure that the study is conducted independently from those surveys.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 9136. Nonstatutory provisions; Public Service Commission. ✓

3 (1) WIND ENERGY HEALTH STUDY. From the appropriation account under section  
4 20.155 (1) (g) of the statutes for the 2015-16 fiscal year, the public service commission

**SECTION 9136**

1 shall allocate no more than \$250,000 to study health issues related to wind energy  
2 systems, as defined in section 66.0403 (1) (m) of the statutes. The commission shall  
3 ensure that the study is conducted independently from any survey made by the wind  
4 siting council under section 196.378 (4g) (e) of the statutes. No later than the first  
5 day of the 13th month beginning after the effective date of this subsection, the  
6 commission shall submit a report on the study to the governor and to the legislature  
7 in the manner provided under section 13.172 (3) of the statutes.

8

(END)



## Kunkel, Mark

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**From:** Bong, Sasha E - DOA <SashaE.Bong@wisconsin.gov>  
**Sent:** Thursday, January 22, 2015 9:45 AM  
**To:** Kunkel, Mark  
**Subject:** RE: BB0385 wind study (LRB-1077)

Hi Mark,

The italicized sentence works for me.

For the SEO draft, 5.0 FTE FED positions and 1.0 GPR position will be transferred from DOA to PSC. I think I mentioned in my voicemail that it was positions and incumbents, but in case I didn't, FYI.

I think that doesn't leave anything else outstanding for either draft, but please let me know if you need anything else.

Thanks!

Sasha Bong  
Executive Policy and Budget Analyst  
Department of Administration, State Budget Office  
(608) 266-5468  
[SashaE.Bong@wisconsin.gov](mailto:SashaE.Bong@wisconsin.gov)

---

**From:** Kunkel, Mark [mailto:Mark.Kunkel@legis.wisconsin.gov]  
**Sent:** Thursday, January 22, 2015 9:29 AM  
**To:** Bong, Sasha E - DOA  
**Subject:** BB0385 wind study (LRB-1077)

Sasha:

After listening to your voice mail, I think I should use the word you originally suggested, "replicate." I originally didn't want to use that word because it means to copy or duplicate exactly, and I thought commanding the PSC to do a study implied that the PSC would have to do its own study, and not copy what the wind council does. However, I can't think of a better word to express what you want to do, so what do you think of the following italicized sentence?

Wind energy health study. From the appropriation account under section 20.155 (1) (g) of the statutes for the 2015-16 fiscal year, the public service commission shall allocate no more than \$250,000 to study health issues related to wind energy systems, as defined in section 66.0403 (1) (m) of the statutes. ***The study may consider, but not replicate, the surveys made by the wind siting council under section 196.378 (4g) (e) of the statutes.*** No later than the first day of the 13th month beginning after the effective date of this subsection, the commission shall submit a report on the study to the governor and to the legislature in the manner provided under section 13.172 (3) of the statutes.

--Mark

## Hanaman, Cathlene

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**From:** Ley, Emily A - DOA <Emily.Ley@wisconsin.gov>  
**Sent:** Wednesday, January 21, 2015 5:09 PM  
**To:** Hanaman, Cathlene  
**Subject:** Notes on LRB 1028 Restricted Use of Special Prosecutors

Hi Cathlene,  
Thanks for your great work on these drafts.

I have a couple notes on LRB 1082/P1:

- 1.) I agree with your notes on Section 2 (page 2, line 12-13) and Section 5 (page 3, line 21) about the provision specifying that payments not received in after 30 days may not accrue interest. Please incorporate those into the draft.
- 2.) Can we explicitly add the DA and SPD exemption from the 12% interest? What do you think of adding a "nonwithstanding" the normal 12% interest rate statutes under s. 71.82? or s. 16.528(2)(a) to exempt them?
- 3.) My team leader has some concerns about repealing s. 978.045 (1r)(e) Section 4 (page 3, line 13). Her thoughts are that we need to keep an exemption for physical or mental incapacity. Can you think of a way to tighten up the "physically unable" language to nail down and specify physical or mental disability or incapacity? We want to avoid the ambiguity of a simple a scheduling conflict making someone 'physically unable' to attend their duties, versus someone with a legitimate health or physical condition preventing them from performing their duties. I'd appreciate any thoughts you have on this.

Thank you! Please let me know if you have any questions.

Emily Ley  
Executive Policy & Budget Analyst  
Department of Administration  
Division of Executive Budget and Finance  
(608)-266-2213  
[emily.ley@wisconsin.gov](mailto:emily.ley@wisconsin.gov)



State of Wisconsin  
2015 - 2016 LEGISLATURE



LRB-1077/P1  
MDK:kjf:jf

(P2)  
RM  
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PUN

DOA:.....Bong, BB0385 - Wind energy system-related health issues study

**FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION**

1/23

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to consider, but  
not replicate,

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

PSC's

**STATE GOVERNMENT**

**PUBLIC UTILITY REGULATION**

allows

This bill requires the PSC to study health issues related to wind energy systems and submit a report on the study to the governor and legislature. Current law requires the wind siting council to survey peer-reviewed scientific research regarding the health impacts of such systems. The bill requires the PSC to ensure that the study is conducted independently from those surveys.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

2 **SECTION 9136. Nonstatutory provisions; Public Service Commission.**

3 (1) WIND ENERGY HEALTH STUDY. From the appropriation account under section  
4 20.155 (1) (g) of the statutes for the 2015-16 fiscal year, the public service commission

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6 commission shall submit a report on the study to the governor and to the legislature  
7 in the manner provided under section 13.172 (3) of the statutes.

8

(END)

The study may consider,  
but not replicate, the  
surveys



State of Wisconsin  
2015 - 2016 LEGISLATURE



LRB-1077/P2  
MDK:kjf:rs

DOA:.....Bong, BB0385 – Wind energy system–related health issues study

**FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION**

1 **AN ACT ...; relating to:** the budget.

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*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**PUBLIC UTILITY REGULATION**

This bill requires the PSC to study health issues related to wind energy systems and submit a report on the study to the governor and legislature. Current law requires the wind siting council to survey peer-reviewed scientific research regarding the health impacts of such systems. The bill allows the PSC's study to consider, but not replicate, those surveys.

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