

Fiscal Estimate - 2017 Session

Original
 Updated
 Corrected
 Supplemental

| | |
|-----------------------------|-----------------------------------|
| LRB Number 17-6076/1 | Introduction Number SB-884 |
|-----------------------------|-----------------------------------|

Description
 legislative powers and duties, state agency and authority composition and operations, and administrative rule-making process

Fiscal Effect

State:

| | | |
|---|---|--|
| <input type="checkbox"/> No State Fiscal Effect | <input type="checkbox"/> Increase Existing Revenues | <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <input checked="" type="checkbox"/> Indeterminate | <input type="checkbox"/> Decrease Existing Revenues | |
| <input type="checkbox"/> Increase Existing Appropriations | | <input type="checkbox"/> Decrease Costs |
| <input type="checkbox"/> Decrease Existing Appropriations | | |
| <input type="checkbox"/> Create New Appropriations | | |

Local:

| | | |
|--|--|--|
| <input type="checkbox"/> No Local Government Costs | | |
| <input type="checkbox"/> Indeterminate | | |
| 1. <input type="checkbox"/> Increase Costs | 3. <input type="checkbox"/> Increase Revenue | 5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts |
| <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | |
| 2. <input type="checkbox"/> Decrease Costs | 4. <input type="checkbox"/> Decrease Revenue | |
| <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | |

| | |
|---|---------------------------------------|
| Fund Sources Affected | Affected Ch. 20 Appropriations |
| <input type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS | |

| | | |
|--|---|--------------------------|
| Agency/Prepared By PSC/ Jenna Schmidt (608) 267-7709 | Authorized Signature Jenna Schmidt (608) 267-7709 | Date 12/4/2018 |
|--|---|--------------------------|

Fiscal Estimate Narratives

PSC 12/4/2018

| | | | | | |
|--|-----------|---------------------|--------|---------------|----------|
| LRB Number | 17-6076/1 | Introduction Number | SB-884 | Estimate Type | Original |
| Description legislative powers and duties, state agency and authority composition and operations, and administrative rule-making process | | | | | |

Assumptions Used in Arriving at Fiscal Estimate

There are several sections of SB 884 that will impact the Commission. Below is a summary:

Section 2 requires each state agency to submit a quarterly report to the joint committee on finance listing all state agency expenditures for state operations in the preceding calendar quarter. The report shall specifically detail all expenditures for administrative supplies and services that are made at the discretion of or to be used by heads of state agencies, secretaries, deputy secretaries, assistant deputy secretaries, and executive assistants.

Section 15 requires each state agency to submit a report with its biennial budget submission that details the fees the agency is required to or otherwise authorized to charge.

Both sections will require additional work effort by the Commission's fiscal team. However, the work can be absorbed by existing staff resources.

Sections 35 and 80 eliminate agency deference while Sections 60 and 61 address presumption. These provisions would impact current and future agency litigation. It is difficult to forecast the impact these sections would have on Commission decisions. However, there may be an impact on the number or frequency of challenges to decisions. Therefore, we are unable to provide a fiscal estimate at this time but it is likely that any additional work effort and/or costs could be absorbed by existing staff and within our existing budget.

Sections 31 through 38 include new requirements for guidance documents. Staff time will be needed to review all potential guidance documents and determine the appropriate course of action to comply with the provisions. We anticipate that the work can be absorbed by existing staff resources.

Sections 39 through 72 would impact Commission rulemakings. The provisions include items from Executive Order #50, which the Commission has already implemented. Therefore, we anticipate any additional work effort to be minimal and absorbed by existing staff.

Section 79 significantly changes the contested case process and would require the Commissioners to issue a final decision for all contested cases. Currently, the Commissioners have delegated the issuance of the final decision for contested cases to Division Administrators. This change will require additional administrative efforts to ensure that the contested cases are put forth for the Commissioners to consider and issue a final decision. This will primarily impact municipal water and municipal electric cases. At a minimum, the industry would likely see at least a 3 week delay in the processing of final decisions. In addition, this may increase the assessments that utilities receive for work completed on their cases.

Section 104 relates to the agency publications. Additional work effort will be needed to review all Commission publications to ensure compliance. This work will be absorbed by existing staff.

Section 37 applies to consent decrees. While this may not impact the Commission, it may be impactful for utilities.

Long-Range Fiscal Implications