

2019 DRAFTING REQUEST

Bill

For: Administration-Budget Drafter: mkunkel
 By: Sherwin Secondary Drafters:
 Date: 10/19/2018 May Contact:

Same as LRB:

Submit via email: YES
 Requester's email:
 Carbon copy (CC) to: derek.sherwin@wisconsin.gov
 DOASBOStatLanguage@wisconsin.gov

Pre Topic:

DOA:.....Sherwin, BB0002 -

Topic:

Transfer high voltage program impact fee administration to PSC

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mkunkel 10/22/2018				
/P1	anienaja 2/17/2019	anienaja 2/17/2019	dwalker 10/22/2018		
/P2			chanaman 2/17/2019		

FE Sent For:

<END>

Kunkel, Mark

From: Hanaman, Cathlene
Sent: Thursday, October 18, 2018 3:58 PM
To: Kunkel, Mark
Subject: FW: Statutory Language Drafting Request - 2019-21

From: Sherwin, Derek - DOA
Sent: Thursday, October 18, 2018 3:57 PM
To: Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>
Cc: Kraus, Jennifer - DOA <Jennifer.Kraus@wisconsin.gov>; Sherwin, Derek - DOA <Derek.Sherwin@wisconsin.gov>
Subject: Statutory Language Drafting Request - 2019-21

Biennial Budget: 2019-21

Topic: Transfer High Voltage Program Impact Fee Administration to PSC

Tracking Code: BB0002

SBO Team: GGCF

SBO Analyst: Derek Sherwin
Phone: 608-266-3382
E-mail: derek.sherwin@wisconsin.gov

Agency Acronym: 155

Agency Number: 155

Priority: Low

Intent:

Transfer administration of the impact fees related to the high voltage transmission line program, as established by s. 16.969, from DOA to PSC. Transfer the Ch. 20 appropriation that collects and distributes impact fee revenue (20.505(1)(ge) and 20.505(1)(gs)) to PSC.

Attachments: False

Please send completed drafts to SBOSatlanguage@spmail.enterprise.wistate.us



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-0500/P1

MDK:...GMM

DOA:.....Sherwin, BB002 - Transfer high voltage program impact fee administration to PSC

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

SA
Xref
PW

Nogen!

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

PUBLIC UTILITY REGULATION

The bill requires the PSC to administer annual impact and one-time environmental impact fees paid under current law by persons granted certificates of public convenience and necessity by the PSC for high-voltage transmission lines. Under current law, DOA administers the fees.

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

2 SECTION 1. 16.969 (title) of the statutes is renumbered 196.492 (title).

3 SECTION 2. 16.969 (1) (intro.) (b) of the statutes are consolidated, renumbered

4 196.492 (1) and amended to read:

1 ~~196.492 (1)~~ In this section: ~~(b)~~ "High-voltage, high-voltage transmission line"
2 means a high-voltage transmission line, as defined in s. 196.491 (1) (f), that is
3 designed for operation at a nominal voltage of 345 kilovolts or more.

History: 1999 a. 9; 2003 a. 89.

Cross-reference: See also Adm 46, Wis. adm. code.

4 **SECTION 3.** 16.969 (1) (a) of the statutes is repealed.

5 **SECTION 4.** 16.969 (2) of the statutes is renumbered 196.492 (2) and 196.492
6 (2) (intro.), as renumbered, is amended to read:

7 ~~196.492 (2)~~ (intro.) The ~~department~~ commission shall promulgate rules that
8 require a person who is issued a certificate of public convenience and necessity by the
9 commission under s. 196.491 (3) for a high-voltage transmission line to pay the
10 ~~department~~ commission the following fees:

History: 1999 a. 9; 2003 a. 89.

Cross-reference: See also Adm 46, Wis. adm. code.

11 **SECTION 5.** 16.969 (3) of the statutes is renumbered 196.492 (3) and 196.492
12 (3) (a) and (b) 1. and 2., as renumbered, are amended to read:

13 ~~196.492 (3)~~ (a) The ~~department~~ commission shall distribute the fees that are
14 paid by a person under the rules promulgated under sub. (2) (a) to each town, village
15 and city that is identified by the commission under s. 196.491 (3) (gm) in proportion
16 to the amount of investment that is allocated by the commission under s. 196.491 (3)
17 (gm) to each such town, village and city.

18 (b) 1. The ~~department~~ commission shall pay 50 percent of the fee to each county
19 that is identified by the commission under s. 196.491 (3) (gm) in proportion to the
20 amount of investment that is allocated by the commission under s. 196.491 (3) (gm)
21 to each such county.

22 2. The ~~department~~ commission shall pay 50 percent of the fee to each town,
23 village and city that is identified by the commission under s. 196.491 (3) (gm) in

1 proportion to the amount of investment that is allocated by the commission under
2 s. 196.491 (3) (gm) to each such town, village and city.

History: 1999 a. 9; 2003 a. 89.

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3 **SECTION 6.** 20.505 (1) (ge) of the statutes is renumbered 20.155 (1) (gg) and
4 amended to read:

5 ~~20.155 (1) (gg)~~ *High-voltage transmission line annual impact fee distributions.*

6 All moneys received from the payment of fees under the rules promulgated under s.
7 ~~16.969~~ 196.492 (2) (a) for distributions to towns, villages and cities under s. ~~16.969~~
8 196.492 (3) (a).

History: 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 105, 269, 315; 1993 a. 16 ss. 470g, 470m, 470r, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1997 a. 27 ss. 199, 227 to 229m, 233, 666g to 692, 9456 (3m); 1997 a. 237, 283; 1999 a. 5; 1999 a. 9 ss. 508 to 587d, 9401 (2zt), (2zu); 1999 a. 24, 52, 105, 113, 148, 185; 2001 a. 16 ss. 684d, 685d, 800 to 905; 2001 a. 104 ss. 21, 141; 2001 a. 109; 2003 a. 33 ss. 364d, 365d, 369d, 370d, 374d, 376d, 378d, 380d to 384d, 567 to 615f, 639, 640, 642d to 644, 2811 to 2813; 2003 a. 48 ss. 10, 11; 2003 a. 84; 2003 a. 139 ss. 9 to 12; 2003 a. 206 s. 23; 2003 a. 326; 2005 a. 25 ss. 389 to 429m, 2493, 2494, 2495, 9401, 9409; 2005 a. 60, 124, 141, 142, 253, 344, 414, 433; 2007 a. 20 ss. 323, 326, 516e to 542g, 9121 (6) (a); 2007 a. 226; 2009 a. 11, 28, 302, 318; 2011 a. 29, 32 ss. 406, 421m, 435m to 446m, 716m to 747c, 755, 759 to 766; 2011 a. 166, 260; 2013 a. 20 ss. 215, 216, 379m, 413s to 461; 2013 a. 41, 115, 165, 166, 173; 2015 a. 55 ss. 775 to 810, 815, 817 to 820; 2015 a. 118, 176; 2017 a. 58, 59, 74, 136, 142, 267, 366; s. 13.92 (1) (bm) 2., (2) (i).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 **SECTION 7.** 20.505 (1) (gs) of the statutes is renumbered 20.155 (1) (gr) and
10 amended to read:

11 ~~20.155 (1) (gr)~~ *High-voltage transmission line environmental impact fee*
12 *distributions.* All moneys received from the payment of fees under the rules
13 promulgated under s. ~~16.969~~ 196.492 (2) (b) for distributions to counties, towns,
14 villages and cities under s. ~~16.969~~ 196.492 (3) (b).

History: 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 105, 269, 315; 1993 a. 16 ss. 470g, 470m, 470r, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1997 a. 27 ss. 199, 227 to 229m, 233, 666g to 692, 9456 (3m); 1997 a. 237, 283; 1999 a. 5; 1999 a. 9 ss. 508 to 587d, 9401 (2zt), (2zu); 1999 a. 24, 52, 105, 113, 148, 185; 2001 a. 16 ss. 684d, 685d, 800 to 905; 2001 a. 104 ss. 21, 141; 2001 a. 109; 2003 a. 33 ss. 364d, 365d, 369d, 370d, 374d, 376d, 378d, 380d to 384d, 567 to 615f, 639, 640, 642d to 644, 2811 to 2813; 2003 a. 48 ss. 10, 11; 2003 a. 84; 2003 a. 139 ss. 9 to 12; 2003 a. 206 s. 23; 2003 a. 326; 2005 a. 25 ss. 389 to 429m, 2493, 2494, 2495, 9401, 9409; 2005 a. 60, 124, 141, 142, 253, 344, 414, 433; 2007 a. 20 ss. 323, 326, 516e to 542g, 9121 (6) (a); 2007 a. 226; 2009 a. 11, 28, 302, 318; 2011 a. 29, 32 ss. 406, 421m, 435m to 446m, 716m to 747c, 755, 759 to 766; 2011 a. 166, 260; 2013 a. 20 ss. 215, 216, 379m, 413s to 461; 2013 a. 41, 115, 165, 166, 173; 2015 a. 55 ss. 775 to 810, 815, 817 to 820; 2015 a. 118, 176; 2017 a. 58, 59, 74, 136, 142, 267, 366; s. 13.92 (1) (bm) 2., (2) (i).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 8.** 196.491 (3g) (a) of the statutes is amended to read:

1 ~~196.491 (3g)~~ (a) A person who receives a certificate of public convenience and
 2 necessity for a high-voltage transmission line that is designed for operation at a
 3 nominal voltage of 345 kilovolts or more under sub. (3) shall pay the ~~department of~~
 4 ~~administration~~ ^{Commission} an annual impact fee as specified in the rules promulgated by the
 5 ~~department of administration~~ ^{Commission} under s. ~~16.969~~ 196.492 (2) (a) and shall pay the
 6 ~~department of administration~~ ^{Commission} a one-time environmental impact fee as specified in
 7 the rules promulgated by the ~~department of administration~~ ^{Commission} under s. ~~16.969~~ 196.492
 8 (2) (b).

History: 1975 c. 68, 199; 1979 c. 221, 361; 1983 a. 53 s. 114; 1983 a. 192, 401; 1985 a. 182 s. 57; 1989 a. 31; 1993 a. 184; 1995 a. 27 ss. 9116 (5), 9126 (19); 1995 a. 227, 409; 1997 a. 27, 35, 204; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16; 2003 a. 33, 89; 2005 a. 24, 29; 2007 a. 20 s. 9121 (6) (a); 2009 a. 40, 378, 379; 2011 a. 32, 155; 2011 a. 260 s. 81; 2013 a. 1, 10, 125, 173; 2015 a. 148, 344; 2017 a. 58, 136.

Cross-reference: See also ch. PSC 112, Wis. adm. code.

9 **SECTION 9101. Nonstatutory provisions; Administration.**

10 (1) TRANSFER OF HIGH-VOLTAGE TRANSMISSION LINE FEES.

 ****NOTE: This section transfers rules, orders, and pending matters related to the fees from DOA to the PSC. Please let me know if it is also necessary to transfer assets, liabilities, positions, employees, employee status, tangible personal property, or contracts that relate to the fees.

11 (a) *Definition.* In this subsection, “fees” mean ^{the} annual impact and one-time
 12 environmental impact fees required to be paid under the rules promulgated under
 13 section 16.969 (2) (a) and (b), 2017 stats.

14 (b) *Rules and orders.* All rules promulgated by the department of
 15 administration in effect on the effective date of this paragraph that are primarily
 16 related to the fees remain in effect until their specified expiration dates or until
 17 amended or repealed by the public service commission. All orders issued by the
 18 department of administration in effect on the effective date of this paragraph that
 19 are primarily related to the fees remain in effect until their specified expiration dates
 20 or until modified or rescinded by the public service commission.

1 (c) *Pending matters.* Any matter pending with the department of
2 administration on the effective date of this paragraph that is primarily related to the
3 fees, as determined by the secretary of administration, is transferred to the public
4 service commission. All materials submitted to or actions taken by the department
5 of administration with respect to the pending matter are considered as having been
6 submitted to or taken by the public service commission.

7

(END)

**2019-2020 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0500/P1ins

MDK:... *CMM*

1

INSERT 3-3:

2

SECTION 1. 16.969 (4) of the statutes is renumbered 196.492 (4).

Kunkel, Mark

From: Sherwin, Derek - DOA
Sent: Saturday, February 16, 2019 3:33 PM
To: Kunkel, Mark
Subject: LRB-0500

Hi Mark –

On page 4 of this draft, you asked if transfer of assets, liabilities, positions, employees, employee status, tangible personal property or contracts relating to the fee should be transferred from DOA to PSC – could you amend the draft to transfer these?

Thanks!

Derek Sherwin
Wisconsin Department of Administration
Division of Executive Finance & Budget
State Budget Office
Executive Policy & Budget Analyst
(608) 266-3382



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-0500/REP 2
MDK:amn

DOA:.....Sherwin, BB002 - Transfer high voltage program impact fee administration to PSC

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

SA
Pwf

High-voltage transmission line fees
No gen.

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

PUBLIC UTILITY REGULATION

The bill requires the PSC to administer annual impact and onetime environmental impact fees paid under current law by persons granted certificates of public convenience and necessity by the PSC for high-voltage transmission lines. Under current law, DOA administers the fees.

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2 SECTION 1. 16.969 (title) of the statutes is renumbered 196.492 (title).

3 SECTION 2. 16.969 (1) (intro.) and (b) of the statutes are consolidated,
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1 196.492 (1) In this section: (b) ~~“High-voltage, “high-voltage~~ “high-voltage transmission line”
2 means a high-voltage transmission line, as defined in s. 196.491 (1) (f), that is
3 designed for operation at a nominal voltage of 345 kilovolts or more.

4 **SECTION 3.** 16.969 (1) (a) of the statutes is repealed.

5 **SECTION 4.** 16.969 (2) of the statutes is renumbered 196.492 (2), and 196.492
6 (2) (intro.), as renumbered, is amended to read:

7 196.492 (2) (intro.) The ~~department~~ commission shall promulgate rules that
8 require a person who is issued a certificate of public convenience and necessity by the
9 commission under s. 196.491 (3) for a high-voltage transmission line to pay the
10 ~~department~~ commission the following fees:

11 **SECTION 5.** 16.969 (3) of the statutes is renumbered 196.492 (3), and 196.492
12 (3) (a) and (b) 1. and 2., as renumbered, are amended to read:

13 196.492 (3) (a) The ~~department~~ commission shall distribute the fees that are
14 paid by a person under the rules promulgated under sub. (2) (a) to each town, village
15 and city that is identified by the commission under s. 196.491 (3) (gm) in proportion
16 to the amount of investment that is allocated by the commission under s. 196.491 (3)
17 (gm) to each such town, village and city.

18 (b) 1. The ~~department~~ commission shall pay 50 percent of the fee to each county
19 that is identified by the commission under s. 196.491 (3) (gm) in proportion to the
20 amount of investment that is allocated by the commission under s. 196.491 (3) (gm)
21 to each such county.

22 2. The ~~department~~ commission shall pay 50 percent of the fee to each town,
23 village and city that is identified by the commission under s. 196.491 (3) (gm) in
24 proportion to the amount of investment that is allocated by the commission under
25 s. 196.491 (3) (gm) to each such town, village and city.

1 **SECTION 6.** 16.969 (4) of the statutes is renumbered 196.492 (4).

2 **SECTION 7.** 20.505 (1) (ge) of the statutes is renumbered 20.155 (1) (gg) and
3 amended to read:

4 20.155 (1) (gg) *High-voltage transmission line annual impact fee distributions.*

5 All moneys received from the payment of fees under the rules promulgated under s.
6 ~~16.969~~ 196.492 (2) (a) for distributions to towns, villages and cities under s. ~~16.969~~
7 196.492 (3) (a).

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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10 20.155 (1) (gr) *High-voltage transmission line environmental impact fee*
11 *distributions.* All moneys received from the payment of fees under the rules
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13 villages and cities under s. ~~16.969~~ 196.492 (3) (b).

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14 **SECTION 9.** 196.491 (3g) (a) of the statutes is amended to read:

15 196.491 (3g) (a) A person who receives a certificate of public convenience and
16 necessity for a high-voltage transmission line that is designed for operation at a
17 nominal voltage of 345 kilovolts or more under sub. (3) shall pay the ~~department of~~
18 ~~administration~~ commission an annual impact fee as specified in the rules
19 promulgated by the ~~department of administration~~ commission under s. ~~16.969~~
20 196.492 (2) (a) and shall pay the ~~department of administration~~ commission a
21 one-time environmental impact fee as specified in the rules promulgated by the
22 ~~department of administration~~ commission under s. ~~16.969~~ 196.492 (2) (b).

1 **SECTION 9101. Nonstatutory provisions; Administration.**

2 (1) **TRANSFER OF HIGH-VOLTAGE TRANSMISSION LINE FEES.**

3 ****NOTE: This section transfers rules, orders, and pending matters related to the
4 fees from DOA to the PSC. Please let me know if it is also necessary to transfer assets,
5 liabilities, positions, employees, employee status, tangible personal property, or contracts
6 that relate to the fees.

7 (a) *Definition.* In this subsection, "fees" means the annual impact and onetime
8 environmental impact fees required to be paid under the rules promulgated under
9 s. 16.969 (2) (a) and (b), 2017 stats.

10 (b) *Rules and orders.* All rules promulgated by the department of
11 administration in effect on the effective date of this paragraph that are primarily
12 related to the fees remain in effect until their specified expiration dates or until
13 amended or repealed by the public service commission. All orders issued by the
14 department of administration in effect on the effective date of this paragraph that
15 are primarily related to the fees remain in effect until their specified expiration dates
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17 (c) *Pending matters.* Any matter pending with the department of
18 administration on the effective date of this paragraph that is primarily related to the
19 fees, as determined by the secretary of administration, is transferred to the public
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(END)

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INSERT 4-5:

(b) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of administration primarily relating to the fees, as determined by the secretary of administration, become the assets and liabilities of the public service commission.

(c) *Employee transfers.* On the effective date of this paragraph, all positions, and the incumbent employees holding those positions, in the department of administration who perform duties primarily related to the fees, as determined by the secretary of administration, are transferred to the public service commission.

(d) *Employee status.* Employees transferred under par. (c) ^{author} have all the rights and the same status under subch. V of ch. 111 and ch. 230 in the public service commission that they enjoyed in the department of administration immediately before the transfer. Notwithstanding s. 230.28 (4), no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(e) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of administration primarily relating to the fees, as determined by the secretary of administration, becomes the personal property of the public service commission.

(f) *Contracts.* All contracts entered into by the department of administration primarily relating to the fees, as determined by the secretary of administration, in effect on the effective date of this paragraph remain in effect and are transferred to the public service commission. The public service commission shall carry out any

- 1 obligations under those contracts unless modified or rescinded to the extent allowed
- 2 under the contract.



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-0500/P2
MDK:amn

DOA:.....Sherwin, BB0002 - Transfer high voltage program impact fee administration to PSC

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

PUBLIC UTILITY REGULATION

1. High-voltage transmission line fees

The bill requires the PSC to administer annual impact and onetime environmental impact fees paid under current law by persons granted certificates of public convenience and necessity by the PSC for high-voltage transmission lines. Under current law, DOA administers the fees.

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22 2. The ~~department~~ commission shall pay 50 percent of the fee to each town,
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7 196.492 (3) (a).

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18 ~~administration~~ commission an annual impact fee as specified in the rules
19 promulgated by the ~~department of administration~~ commission under s. ~~16.969~~
20 196.492 (2) (a) and shall pay the ~~department of administration~~ commission a
21 one-time environmental impact fee as specified in the rules promulgated by the
22 ~~department of administration~~ commission under s. ~~16.969~~ 196.492 (2) (b).

1 **SECTION 9101. Nonstatutory provisions; Administration.**

2 (1) TRANSFER OF HIGH-VOLTAGE TRANSMISSION LINE FEES.

3 (a) *Definition.* In this subsection, “fees” means the annual impact and onetime
4 environmental impact fees required to be paid under the rules promulgated under
5 s. 16.969 (2) (a) and (b), 2017 stats.

6 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
7 liabilities of the department of administration primarily relating to the fees, as
8 determined by the secretary of administration, become the assets and liabilities of
9 the public service commission.

10 (c) *Employee transfers.* On the effective date of this paragraph, all positions,
11 and the incumbent employees holding those positions, in the department of
12 administration primarily related to the fees, as determined by the secretary of
13 administration, are transferred to the public service commission.

14 (d) *Employee status.* Employees transferred under par. (c) have all the rights
15 and the same status under subch. V of ch. 111 and ch. 230 in the public service
16 commission that they enjoyed in the department of administration immediately
17 before the transfer. Notwithstanding s. 230.28 (4), no employee so transferred who
18 has attained permanent status in class is required to serve a probationary period.

19 (e) *Tangible personal property.* On the effective date of this paragraph, all
20 tangible personal property, including records, of the department of administration
21 primarily relating to the fees, as determined by the secretary of administration,
22 becomes the personal property of the public service commission.

23 (f) *Contracts.* All contracts entered into by the department of administration
24 primarily relating to the fees, as determined by the secretary of administration, in
25 effect on the effective date of this paragraph remain in effect and are transferred to

1 the public service commission. The public service commission shall carry out any
2 obligations under those contracts unless modified or rescinded to the extent allowed
3 under the contract.

4 (g) *Rules and orders.* All rules promulgated by the department of
5 administration in effect on the effective date of this paragraph that are primarily
6 related to the fees remain in effect until their specified expiration dates or until
7 amended or repealed by the public service commission. All orders issued by the
8 department of administration in effect on the effective date of this paragraph that
9 are primarily related to the fees remain in effect until their specified expiration dates
10 or until modified or rescinded by the public service commission.

11 (h) *Pending matters.* Any matter pending with the department of
12 administration on the effective date of this paragraph that is primarily related to the
13 fees, as determined by the secretary of administration, is transferred to the public
14 service commission. All materials submitted to or actions taken by the department
15 of administration with respect to the pending matter are considered as having been
16 submitted to or taken by the public service commission.

17

(END)