

## Chapter Adm 40

## ENERGY INFORMATION

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Note: This chapter was created as an emergency rule effective June, 15, 1979.

**Adm 40.01 Authority.** Upon declaration of an energy alert by the governor, s. 16.955 (1), Stats., authorizes the department to issue general orders or emergency rules to compel disclosure of information relating to existing and future energy supplies.

History: Cr. Register, December, 1979, No. 288, eff. 1-1-80.

**Adm 40.02 Purpose.** The purpose of this chapter is to compel disclosure of information so the department can prepare and maintain contingency plans for responding to critical energy shortages so that when the shortages occur, they can be dealt with quickly and effectively.

History: Cr. Register, December, 1979, No. 288, eff. 1-1-80.

**Adm 40.03 Definitions.** In this chapter:

(1) "Bulk storage facility" means a facility which is primarily used for storage and/or marketing of gasoline, kerosene, distillate, and residual fuel oils and which:

- (a) Has total bulk storage capacity of 70,000 gallons or more, or
- (b) Receives its petroleum products by tanker, barge, or pipeline.

(2) "Department" means the department of administration.

(3) "Finished petroleum products" means any liquid hydrocarbon from oil or gas field gases which is processed through a distillation unit or topping plant and includes, without limitation because of enumeration, gasoline, kerosene, middle distillate (including number 2 fuel oil and diesel fuels), liquid petroleum gas and refined lubricating oils.

(4) "Refinery" means an industrial plant, regardless of capacity, processing crude oil feedstock and manufacturing finished petroleum products, except when such plant is a petrochemical plant.

History: Cr. Register, December, 1979, No. 288, eff. 1-1-80.

**Adm 40.04 Reports.** Every refinery and bulk storage facility selling, marketing or distributing finished petroleum products in the state of Wisconsin shall on or before the eighth day of each month file with the department a report showing all stocks of finished petroleum products held in custody or in transit, other than by pipeline, as of midnight on the last day of each month.

History: Cr. Register, December, 1979, No. 288, eff. 1-1-80.

**Adm 40.05 Information to be confidential.** All information furnished under this chapter shall be considered a confidential trade secret and may be compiled or published only for purposes of general statisti-

cal comparison. The information may be disclosed to agencies of the state or of the federal government, under the same or similar rules of confidentiality.

**History:** Cr. Register, December, 1979, No. 288, eff. 1-1-80.

**Adm 40.06 Penalties and judicial relief.** Any person or agent of a person who violates this chapter shall be subject to the penalties and judicial relief as provided in s. 16.955 (3), Stats.

**History:** Cr. Register, December, 1979, No. 288, eff. 1-1-80.