

## **PUBLIC SERVICE COMMISSION OF WISCONSIN**

In the Matter of the Proposed Revision of Wis. Admin. Code ch. PSC 114 as Wisconsin State Electrical Code, Volume I

1-AC-250

### **NOTICE OF HEARING**

**Hearing Date:**

**Wednesday, February 21, 2018 – 10:00 a.m.**

**Hearing Location:**

**Amnicon Falls Hearing Room – 1<sup>st</sup> Floor  
Public Service Commission  
610 North Whitney Way  
Madison, Wisconsin**

**Comments Due:**

**Wednesday, March 7, 2018 – Noon**

**Address Comments To:**

**Sandra J. Paske, Secretary to the Commission  
Public Service Commission  
P.O. Box 7854  
Madison, WI 53707-7854**

The Public Service Commission of Wisconsin proposes an order to repeal PSC 114.215, 114.234 (7), 114.261, 114.320, and 114.323; amend 114.001 (3), 114.002 (2) (d), 114.006 (1) and (2), 114.007 (intro.) and Notes, 114.010, 114.02 (intro.), (1) and (2), 114.092 (title), (1) (intro.) and (2) (intro.), 114.094, 114.096 (intro.) and Exception 2, 114.097 (intro.), (1) (intro.) and (2) (intro.), 114.099 (intro.), (1) (intro.), (2) and (3) (intro.), 114.202, 114.210 (intro.), 114.219, 114.230 (title), (1) and (2) (intro.), 114.232 (1) (intro.), (1) (a) (intro.), (1) (b) (intro.) (1) (c), (1) (d), (1) (e) (intro.), (1) (f), (2) (intro.) and (3) (intro.), 114.234 (1) (intro.), (2) (intro.), (3) (intro.), (4) (intro.), (5) (intro.) and (6) (intro.), (8) (intro.), and (9) (intro.), 114.235 (intro.), 114.242 (intro.), 114.250 (1) and (2) (intro.), 114.253 (intro.), 114.302 (intro.), 114.310 (intro.), 114.317, 114.350 (intro.), 114.352 (intro.), 114.353 (intro.), 114.381 (intro.), 114.402 (intro.), and 114.410; repeal and recreate 114.215, 114.234 (10), and 114.354; and create 114.102, 114.103, 114.114, 114.231, and 114.234 (11), (12), and (13) regarding the adoption of the 2017 edition of the National Electrical Safety Code into Volume 1 of the State Electrical Code.

### **ANALYSIS PREPARED BY THE PUBLIC SERVICE COMMISSION OF WISCONSIN**

The analysis is set forth as Attachment A.

## TEXT OF PROPOSED RULE

The text of the proposed rule is set forth as Attachment B.

## INITIAL REGULATORY FLEXIBILITY ANALYSIS

This rule will not affect small businesses. The Wis. Stat. § 227.114(1) definition of “small business” states that to be considered a small business, the business must not be dominant in its field. Since electric utilities are monopolies in their service territories, they are dominant in their fields and are not small businesses.

## FISCAL ESTIMATE AND ECONOMIC IMPACT ANALYSIS

The Fiscal Estimate and Economic Impact Analysis are included as Attachment C.

## NOTICE OF HEARING

**NOTICE IS GIVEN** that pursuant to Wis. Stat. § 227.16(2)(b), Stats., the Commission will hold a public hearing on these proposed rule changes in the Amnicon Falls Hearing Room at the Public Service Commission Building, 610 North Whitney Way, Madison, Wisconsin, on **Wednesday, February 21, 2018, at 10:00 a.m.** This building is accessible to people in wheelchairs through the Whitney Way (lobby) entrance. Handicapped parking is available on the south side of the building.

The Commission intends to webcast any hearing sessions held in the Amnicon Falls Hearing Room live on the Commission’s web site at <http://psc.wi.gov> under the “Live Broadcast” button.

**DOCUMENTS.** All documents in this docket are filed on the Commission’s Electronic Records Filing (ERF) system. To view these documents: (1) go to the Commission’s E-Services Portal at <http://apps.psc.wi.gov>, (2) enter “1-AC-250” in the box labeled “Quick Single Docket Search,” and (3) select “Documents.”

## WRITTEN COMMENTS

Any person may submit written comments on these proposed rules. The hearing record will be open for written comments from the public, effective immediately, and until **Wednesday, March 7, 2018, at noon.** All written comments must include a reference on the filing to docket 1-AC-250. File by one mode only.<sup>1</sup>

<sup>1</sup>As an alternative to submitting your comment directly to the Commission, state law allows anyone to file a web comment on the Legislative Rules Clearinghouse website, <https://docs.legis.wisconsin.gov/code/comment>. This site forwards the comment to the Commission.

A person may provide comments in this proceeding without becoming a party and without attorney representation. A person may submit comments in only one of the following ways:

- **Web Comment.** Go to the Commission’s web site at <http://psc.wi.gov>, click on the “File a Comment” button. On the next page select the “File a comment” link that appears for docket number 1-AC-250. Web comments shall be received no later than Wednesday, March 7, 2018.
- **Oral Comment.** Spoken testimony at the public session.

- **Written Comment.** Instead of speaking at the hearing, write out a comment and submit it at the public session.
- **Mail Comment.** All comments submitted by U.S. mail shall be received no later than Wednesday, March 7, 2018. A mail comment shall include the phrase “Docket 1-AC-250 Comments” in the heading, and shall be addressed to:

Docket 1-AC-250 Comments  
Public Service Commission  
P.O. Box 7854  
Madison WI 53707-7854

The Commission will not accept comments submitted via e-mail or facsimile (fax). Any material submitted to the Commission is a public record and may appear on the Commission web site. Only one comment may be submitted per person during a comment period. The Commission may reject a comment that does not comply with the requirements described in this notice.

### **WISCONSIN ENVIRONMENTAL POLICY ACT**

This is a Type III action under Wis. Admin. Code § PSC 4.10(3). The Commission will review the potential environmental effects of the project. Type III actions normally do not require the preparation of an environmental impact statement under Wis. Stat. § 1.11 or an environmental assessment.

### **CONTACT PEOPLE**

Questions regarding this matter should be directed to the docket coordinator, Mohammed Monawer, at (608) 266-3900, or [Mohammed.Monawer@wisconsin.gov](mailto:Mohammed.Monawer@wisconsin.gov). Small business questions should be directed to Kristy Nieto at (608) 261-9419. Media questions should be directed to the Communications Director, Matthew Spencer at (608) 267-3589.

The commission does not discriminate on the basis of disability in the provision of programs, services, or employment. Any person with a disability who needs accommodations to participate in this proceeding or who needs to get this document in a different format should contact the docket coordinator, as indicated in the previous paragraph, as soon as possible.

Dated at Madison, Wisconsin, this 22<sup>nd</sup> day of January, 2018.