



State of Wisconsin  
1997 - 1998 LEGISLATURE

LRBa0616/1  
MES:mfd:ijs

**ASSEMBLY AMENDMENT 5,  
TO 1997 ASSEMBLY BILL 187**

May 28, 1997 - Offered by Representatives ALBERS, JOHNSRUD, STASKUNAS and DUFF.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 3, line 9: after that line insert:

3 **"SECTION 3m.** 66.076 (9) of the statutes is amended to read:

4 66.076 (9) If any user of a service complains to the public service commission  
5 that rates, rules and practices are unreasonable or unjustly discriminatory, or if a  
6 holder of a mortgage or revenue bond or mortgage certificate or other evidence of  
7 debt, secured by a mortgage on the sewerage system or any part thereof or pledge of  
8 the income of sewerage service charges, complains that rates are inadequate, the  
9 public service commission shall investigate the complaint. If there appears to be  
10 sufficient cause for the complaint, the commission shall set the matter for a public  
11 hearing upon 10 days' notice to the complainant and the town, village or city. After  
12 the hearing, if the public service commission determines that the rates, rules or  
13 practices complained of are unreasonable or unjustly discriminatory, it shall

1 determine and by order fix reasonable rates, rules and practices and shall make such  
2 other order respecting the complaint as may be just and reasonable, including, in the  
3 case of standby charges imposed under sub. (5) (b), an order that a municipality  
4 refund to the user any amount of the standby charges that have been collected if the  
5 user has filed a complaint with the public service commission not later than 60 days  
6 after receiving the original notice of charge or after receiving a notice of charge that  
7 relates to an increased standby charge. The proceedings under this subsection shall  
8 be governed, as far as applicable, by ss. 196.26 to 196.40. The commission shall bill  
9 any expense of the commission attributable to a proceeding under this subsection to  
10 the town, village or city under s. 196.85 (1).”.

11 **2.** Page 3, line 14: after that line insert:

12 **“SECTION 5m. Initial applicability.**

13 (1) The treatment of section 66.076 (9) of the statutes first applies to  
14 complaints that are filed with the public service commission on the effective date of  
15 this subsection.”.

16 (END)