



**ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2003 ASSEMBLY BILL 774**

February 17, 2004 – Offered by COMMITTEE ON ENERGY AND UTILITIES.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 9, line 25: after that line insert:

3 “**SECTION 14m.** 196.20 (7) (c) of the statutes, as created by 2003 Wisconsin Act  
4 89, is renumbered 196.20 (7) (c) 1. and amended to read:

5 196.20 (7) (c) 1. The Except as provided in subd. 2., the commission shall only  
6 approve a mitigation payment agreement that is received by the commission before  
7 June 10, 2003, and, if the commission finds the agreement to be reasonable, shall not  
8 subsequently modify the agreement.

9 **SECTION 14n.** 196.20 (7) (c) 2. of the statutes is created to read:

10 196.20 (7) (c) 2. If the commission receives a mitigation payment agreement  
11 before June 10, 2003, and does not determine that the agreement is unreasonable  
12 before November 7, 2003, mitigation payments in accordance with the terms of the

1 agreement shall be recoverable in rates, notwithstanding any subsequent  
2 limitations imposed by the commission on the mitigation payments.”.

3 (END)