

Fiscal Estimate - 2017 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 17-6079/1	Introduction Number SB-887
Description legislative power and duties, state agency and authority composition and operations, administrative rule-making process, federal government waivers and approvals, unemployment insurance work search and registration requirements, and making an appropriation	
Fiscal Effect	
State: <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations </div> <div style="width: 30%;"> <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues </div> <div style="width: 30%;"> <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="display: flex; justify-content: space-around; font-size: small;"> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No </div> <input type="checkbox"/> Decrease Costs </div> </div>	
Local: <input checked="" type="checkbox"/> No Local Government Costs <input type="checkbox"/> Indeterminate <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 30%;"> 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 30%;"> 5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts </div> </div>	
Fund Sources Affected Affected Ch. 20 Appropriations <input type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	
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Date 12/5/2018	

Fiscal Estimate Narratives

PSC 12/5/2018

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Assumptions Used in Arriving at Fiscal Estimate

There are several sections of SB 887 that will impact the Commission. Below is a summary:

Section 38 requires each state agency to submit a quarterly report to the joint committee on finance listing all state agency expenditures for state operations in the preceding calendar quarter. The report shall specifically detail all expenditures for administrative supplies and services that are made at the discretion of or to be used by heads of state agencies, secretaries, deputy secretaries, assistant deputy secretaries, and executive assistants.

Section 51 requires each state agency to submit a report with its biennial budget submission that details the fees the agency is required to or otherwise authorized to charge.

Both sections will require additional work effort by the Commission's fiscal team. However, the work can be absorbed by existing staff resources.

Sections 126 and 171 eliminate agency deference while Sections 151 and 152 address presumption. These provisions would impact current and future agency litigation. It is difficult to forecast the impact these sections would have on Commission decisions. However, there may be an impact on the number or frequency of challenges to decisions. Therefore, we are unable to provide a fiscal estimate at this time but it is likely that any additional work effort and/or costs could be absorbed by existing staff and within our existing budget.

Sections 122 through 129 include new requirements for guidance documents. Staff time will be needed to review all potential guidance documents and determine the appropriate course of action to comply with the provisions. We anticipate that the work can be absorbed by existing staff resources.

Sections 130 through 163 would impact Commission rulemakings. The provisions include items from Executive Order #50, which the Commission has already implemented. Therefore, we anticipate any additional work effort to be minimal and absorbed by existing staff.

Section 170 makes significant changes to the contested case process and would require the Commissioners to issue a final decision for all contested cases. Currently, the Commissioners have delegated the issuance of the final decision for contested cases to Division Administrators. This change will require additional administrative efforts to ensure that the contested cases are put forth for the Commissioners to consider and issue a final decision. This will primarily impact municipal water and municipal electric cases. At a minimum, the industry would likely see at least a 3 week delay in the processing of final decisions. In addition, this may increase the assessments that utilities receive for work completed on their cases.

Section 124 relates to the agency publications. Additional work effort will be needed to review all Commission publications to ensure compliance. This work will be absorbed by existing staff.

Section 128 applies to consent decrees. While this may not impact the Commission, it may be impactful for utilities.

Section 68 states that an agency may not submit a request to a federal agency for a waiver or a renewal, modification, withdrawal, suspension, or termination of a waiver of federal law or rules or for authorization to implement a pilot program or demonstration project unless legislation has been enacted specifically directing the submission of the request for a waiver, renewal, modification, withdrawal, suspension,

termination, or authorization.

The Commission currently works with the U.S. Department of Energy and U.S. Department of Transportation on federal grant programs. There may be instances when a waiver is needed to continue to operate the grant programs as intended. If this were to arise, we would need to dedicate additional staff resources to address the request and any legislation. It is difficult to predict whether or not this will be needed.

Long-Range Fiscal Implications