

# WISCONSIN LEGISLATIVE COUNCIL STAFF

## RULES CLEARINGHOUSE

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## CLEARINGHOUSE RULE 94-205

### Comments

**[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]**

#### 5. Clarity, Grammar, Punctuation and Use of Plain Language

a. Is the intent of s. PSC 113.91 (4) to require the customer to pay for that amount of the cost of the nonstandard facilities that is in excess of the cost of the standard design? If so, this should be stated more clearly. Also, should the wording of this section and s. PSC 113.92 (3) be uniform?

b. Should the word “utility’s” be inserted before the words “estimated cost” in s. PSC 113.92 (1)? Compare this to s. PSC 113.92 (2).

c. Two provisions, ss. PSC 113.92 (2) (b) and 113.93 (2) (b), require the recalculation of allowances or customer contributions. These provisions do not complete the thought by indicating what must be done in response to the recalculation. Presumably, if the recalculation indicates that contributions were insufficient, the customer will be required to make additional payments, while contributions determined to be excessive will be refunded. However, this is not stated.

d. The intent of the second sentence of s. PSC 113.93 (1) (b) is unclear. Does the commission approval of different cost assumptions apply to all utilities, to all customers of a single utility, to all customers in a single service class of a utility or to individual customers, on a case-by-case basis?

e. In s. PSC 113.95 (1), the concept of responsibility seems vague. Under what circumstances is a customer determined to be “responsible for relocation, rebuilding or other modifica-

tion of existing distribution facilities”? Does this mean that a customer specifically requested the modification, or that the customer’s load demand necessitates the modifications? Can a customer be determined to be partially responsible?