



Public Service Commission of Wisconsin

Daniel R. Ebert, Chairperson
Mark Meyer, Commissioner
Lauren Azar, Commissioner

610 North Whitney Way
P.O. Box 7854
Madison, WI 53707-7854

Modifications From Agency

February 21, 2008

The Honorable Phil Montgomery
State Assembly
State Capitol, 129 West
Post Office Box 8953
Madison, WI 53708

The Honorable Jeffrey Plale
State Senate
State Capitol, 313 South
Post Office Box 7882
Madison, WI 53707

Re: Revisions to Rules Regarding the Information to be Included in an Electric Utility Construction Application 1-AC-216

Clearinghouse Rule 07-044

Dear Representative Montgomery and Senator Plale:

The Commission submitted a proposed rule in final draft form in the above-referenced matter on November 19, 2007. The Commission proposed to amend chapter PSC 116, which deals with the information to be included in an electric utility construction application.

At the beginning of January, Representative Montgomery requested a meeting to discuss certain concerns raised by the American Transmission Company. As a result, at its open meeting on Thursday, January 31, 2008, the Commission approved three modifications. These modifications are attached for your review.

If you have any questions or concerns, please feel free to contact me at (608) 267-6919. Thank you.

Sincerely,

/s/ Joyce Mahan Dingman

Joyce Mahan Dingman
Assistant General Counsel

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Enclosure

Change 1 (SECTION 14)

PSC 111.71 Notification of additional work areas.

After the commission has issued a CPCN under s. 196.491, Stats., the applicant shall, before establishing any ~~construction area~~ lay down area, staging area or access route that ~~were~~ was not identified and described in the project application, notify the commission of the location of the ~~construction area~~ lay down area, staging area or access route, and demonstrate that the use of the ~~construction area~~ lay down area, staging area or access ~~road~~ route will not affect any threatened or endangered species, historic resources, wetlands, waterways or other sensitive resources. ~~A construction area includes a staging area for receiving and storing materials and equipment required for construction.~~

PSC 112.073 Notification of additional work areas.

After the commission has issued an authorization under s. 196.49, Stats., the applicant shall, before establishing any ~~construction area~~ lay down area, staging area or access route that ~~were~~ was not identified and described in the project application, notify the commission of the location of the ~~construction area~~ lay down area, staging area or access route, and demonstrate that the use of the ~~construction area~~ lay down area, staging area or access ~~road~~ route will not affect any threatened or endangered species, historic resources, wetlands, waterways or other sensitive resources. ~~A construction area includes a staging area for receiving and storing materials and equipment required for construction.~~

Change 2 (SECTION 3)

PSC 111.51(4) (b) 1. Within 10 days after a CPCN application has been filed, the commission shall send an electronic copy of the ~~complete~~ application to the clerk of each municipality and town in which the proposed facility is to be located and to the main public library in each county in which the proposed facility is to be located.

Change 3 (SECTION 3)

PSC 111.51(4) (b) 2. ~~Within 10~~ As soon as is practicable, but no more than 30 days after the commission has determined that a CPCN application is complete, the commission shall send a paper copy of the complete application to the clerk of each municipality and town in which the proposed facility is to be located and to the main public library in each county in which the proposed facility is to be located.