



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-5223/1  
EHS:skw

## 2021 SENATE BILL 838

January 13, 2022 - Introduced by Senators BRADLEY, ROTH and PFAFF, cosponsored by Representatives VORPAGEL, KUGLITSCH, STEFFEN and TAUCHEN. Referred to Committee on Utilities, Technology and Telecommunications.

1     **AN ACT** *to create* 196.485 (1) (cr) and 196.485 (3g) of the statutes; **relating to:**  
2             an incumbent transmission facility owner's right to construct, own, and  
3             maintain certain transmission facilities.

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***Analysis by the Legislative Reference Bureau***

This bill grants to an incumbent transmission facility owner the right to construct, own, and maintain a transmission facility that has been approved for construction in the Midwest Independent System Operator's (MISO) transmission plan and that connects to transmission facilities owned by that incumbent transmission facility owner. Under the bill, an "incumbent transmission facility owner" is a transmission company or a cooperative or public utility that owns a transmission facility and provides transmission service in this state. Under current law, MISO is an organization that is subject to the jurisdiction of the Federal Energy Regulatory Commission and that coordinates and controls electric transmission in a region of the country that includes this state. The bill provides that the right to construct, own, and maintain a transmission facility that connects to transmission facilities owned by two or more incumbent transmission facility owners belongs individually and proportionally to each incumbent transmission facility owner, unless otherwise agreed upon in writing.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

