CS FOR SENATE BILL NO. 54(RLS) am

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE RULES COMMITTEE

Offered: 1/30/96
Referred: Today's Calendar

Sponsor(s): SENATE LABOR AND COMMERCE COMMITTEE BY REQUEST

A BILL

FOR AN ACT ENTITLED

"An Act relating to exclusive service areas for utilities certificated to provide electric utility service and to the definition of ‘general public’ for utilities furnishing electric service; and relating to employees and terms of members of the Alaska Public Utilities Commission."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. INTENT. It is the intent of secs. 4 and 5 of this Act to state the policy only concerning service areas for electric utilities. The amendments made by those sections of this Act do not apply to other utility services.

* Sec. 2. AS 39.25.120(c)(6) is amended to read:

(6) the executive director, deputy director, hearing officers, [AND] administrative law judges, **and two special assistants** of the Alaska Public Utilities Commission;

* Sec. 3. AS 42.05.030(a) is amended to read:

(a) The term of office of each member is six years **and expires on February 1**.
[A COMMISSIONER, UPON THE EXPIRATION OF A TERM, SHALL CONTINUE TO HOLD OFFICE UNTIL A SUCCESSOR IS APPOINTED AND QUALIFIED.]

* Sec. 4. AS 42.05.221 is amended by adding a new subsection to read:

(g) A certificate issued under this section to a public utility providing electric service that includes the direct retail sale of electric service establishes an exclusive service area for the public utility for the provision of that electric service.

* Sec. 5. AS 42.05.990(3) is amended to read:

(3) "public" or "general public" means

(A) a group of 10 or more customers that purchase the service or commodity furnished by a public utility;

(B) one or more customers that purchase electrical service for use within an area that is certificated to [AND PRESENTLY OR FORMERLY SERVED BY] an electric utility if the total annual compensation paid by customers located within that certificated area to entities that provide electrical service other than the certificated utility [THAT THE ELECTRICAL UTILITY RECEIVES FOR SALES OF ELECTRICITY] exceeds $50,000; and

(C) a utility purchasing the product or service or paying for the transmission of electric energy, natural or manufactured gas, or petroleum products that are re-sold to a person or group included in (A) or (B) of this paragraph or that are used to produce the service or commodity sold to the public by the utility;

* Sec. 6. Notwithstanding AS 42.05.030(a), amended by sec. 3 of this Act, the terms of members of the Alaska Public Utilities Commission who are currently serving will expire on the first February 1 that occurs at least six years after the member’s appointment to the commission. For a member who is appointed to fill a vacancy, the term expires on the February 1 that occurs at least six years after the vacating member’s appointment.