

CS FOR SENATE BILL NO. 54(RLS)

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

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

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

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

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

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

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

14 (a) The term of office of each member is six years and expires on February 1.

1 A commissioner, upon the expiration of a term, shall continue to hold office until a
2 successor is appointed and qualified.

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

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

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

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

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

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

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

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