

1 IN THE SENATE

BY FAIKS

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 357

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act exempting certain utilities with no more than
7 100 subscribers from regulation by the Alaska Public
8 Utilities Commission or a municipality and providing
9 that the most extensive exemption from regulation
10 applies when more than one exemption is applicable to
11 a utility."

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

13 * Section 1. AS 42.05.711(1) is amended to read:

14 (1) A person, utility, or cooperative that is exempt from regu-
15 lation under AS 42.05.711(a), [OR] (d) - (k), or (m) is not subject to
16 regulation by a municipality under AS 29.35.060 and 29.35.070.

17 * Sec. 2. AS 42.05.711 is amended by adding new subsections to read:

18 (m) A gas distribution utility that has no more than 100 sub-
19 scribers all of whom are commercial subscribers is exempt from regu-
20 lation under this chapter unless the subscribers petition the commis-
21 sion for regulation under the procedure described in AS 42.05.712.

22 (n) If a public utility is eligible for an exemption from regu-
23 lation under more than one of the subsections in this section, the
24 subsection that grants the most extensive exemption applies.