

Offered: 3/22/90
Referred: Rules

6-1283H

Original sponsor(s): Labor & Commerce Committee

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2

CS FOR HOUSE BILL NO. 300 (Judiciary)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to acquisition and ownership of
7 capital stock of a public utility by a political
8 subdivision; relating to certain property records
9 maintained by public utilities; and including the
10 customers of a public utility that has an annual
11 compensation in excess of \$50,000 in the definition
12 of 'public' for public utility regulation."

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

14 * Section 1. AS 37.10.085(a) is amended to read:

15 (a) Except as provided in (c) of this section, neither [NEITHER]
16 the state nor a political subdivision of the state may

17 (1) make a subscription to the capital stock of a corpora-
18 tion;

19 (2) lend its credit for the use of a corporation; or

20 (3) borrow money for the use of a corporation.

21 * Sec. 2. AS 37.10.085 is amended by adding a new subsection to read:

22 (c) To the extent that the political subdivision is authorized
23 to acquire, own, or operate a public utility, it may exercise that
24 power by acquiring and owning, in a manner consistent with law, all of
25 the capital stock of a corporation that owns or operates a public
26 utility. The political subdivision's authority with respect to lend-
27 ing its credit and borrowing money for the use of the corporation is
28 the same as if the political subdivision had acquired the assets of
29 the corporation.

1 * Sec. 3. AS 42.05.461 is amended to read:

2 Sec. 42.05.461. CONTINUING PROPERTY RECORDS. The commission may
3 require a public utility to establish, provide, and maintain as a part
4 of its system of accounts, continuing property records segregated by
5 the year of placement in service, including a list or inventory of all
6 the units of tangible property used or useful in the public service,
7 identifying the property by location and project [SHOWING THE CURRENT
8 LOCATION OF THE PROPERTY UNITS BY DEFINITE REFERENCE TO THE SPECIFIC
9 LAND PARCELS UPON WHICH THE UNITS ARE LOCATED OR STORED]. The commis-
10 sion may require a public utility to keep accounts and records in
11 [SUCH] a manner that shows [AS TO SHOW, CURRENTLY,] the original cost
12 of the property when first devoted to the public service, and the
13 current related reserve for depreciation. Each public utility with
14 annual revenues exceeding \$100,000 shall keep continuing property
15 records.

16 * Sec. 4. AS 42.05.720(3) is amended to read:

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

18 (A) a [ANY] group of 10 or more customers that pur-
19 chase the service or commodity furnished by a public utility; [AS
20 DEFINED IN (4) OF THIS SECTION; AND]

21 (B) one or more customers that purchase the service or
22 product furnished by a public utility if the total annual compen-
23 sation received by the utility from all sources exceeds \$50,000;
24 and

25 (C) a [ANY] utility purchasing the product or service
26 or paying for the transmission of electric energy, natural or
27 manufactured gas, or petroleum products that [WHICH] are re-sold
28 to a person or group included in (A) or (B) of this paragraph or
29 that [WHICH] are used to produce the service or commodity sold to

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1 the public by the utility;