

Stricken language would be deleted from and underlined language would be added to present law.
Act 736 of the Regular Session

State of Arkansas
90th General Assembly
Regular Session, 2015

As Engrossed: S3/3/15
A Bill

SENATE BILL 645

By: Senators J. Hendren, Teague, Bledsoe, Caldwell, E. Cheatham, Hester, Hickey, B. King, U. Lindsey, Rice, J. Woods

By: Representatives D. Douglas, Talley, Ballinger, Baltz, Collins, Cozart, Eads, K. Hendren, G. Hodges, Lundstrum, McElroy, Neal, Petty, *Baine, Bell, Branscum, Della Rosa, Dotson, C. Douglas, Eubanks, Fielding, Gonzales, Harris, Hickerson, M. Hodges, Jean, Jett, Ladyman, Leding, Pitsch, Richmond, Scott, Vaught, D. Whitaker*

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE AUTHORITY OF THE ARKANSAS PUBLIC SERVICE COMMISSION; TO ALLOW A PUBLIC UTILITY TO OBTAIN ADDITIONAL PROPERTY OF CERTAIN ENTITIES; TO CLARIFY THE IMPACT OF AN EXEMPTION BY A PUBLIC UTILITY; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING THE AUTHORITY OF THE ARKANSAS PUBLIC SERVICE COMMISSION; TO ALLOW A PUBLIC UTILITY TO OBTAIN ADDITIONAL PROPERTY OF CERTAIN ENTITIES; AND TO CLARIFY THE IMPACT OF AN EXEMPTION BY A PUBLIC UTILITY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 23-3-102(a), concerning additional property of a public utility, is amended to add an additional subdivision to read as follows:

(4) A public utility may acquire, lease, or rent a plant or property constituting an operating unit or system, including any such plant



or property owned by the public utility's affiliate or by other entity.

SECTION 2. Arkansas Code § 23-3-201, concerning requirements for new construction or extension by a public utility, is amended to add an additional subsection to read as follows:

(c) An exemption claimed by a public utility under § 23-18-504(a)(5) does not bar the public utility from seeking the issuance of a certificate of public convenience and necessity under this section nor shall such exemption bar the commission from granting the public utility such certificate of public convenience and necessity and thereby allow the public utility to seek recovery of the reasonable cost of the equipment or facilities through rates.

/s/J. Hendren

APPROVED: 03/27/2015