



General Assembly

Amendment

January Session, 2003

LCO No. 6725

SB0086406725SD0

Offered by:

SEN. PETERS, 20th Dist.

To: Subst. Senate Bill No. 864

File No. 150

Cal. No. 119

**"AN ACT CONCERNING PERFORMANCE-BASED REGULATION
OF ELECTRIC DISTRIBUTION COMPANIES AND GAS
COMPANIES."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 16-19e of the general statutes is amended by
4 adding subsection (h) as follows (*Effective from passage*):

5 (NEW) (h) The department shall, upon application or upon its own
6 motion, modify a rate plan or rate decision for any gas or electric
7 public service company that has (1) an earnings sharing mechanism,
8 and (2) personal property, the value of which is established, that
9 increased or decreased in any municipality due to a change in the
10 valuation methodology used by said municipality for the purpose of
11 assessment of municipal property taxes. Such modification shall
12 increase or decrease revenue requirements in an amount necessary to
13 reflect the amount of increase or decrease in property taxes and, in the
14 case of an increase, to reflect no more than the amount of increase that

15 is the result of valuation of said property at its net book value. Where
16 the valuation of the property for tax purposes exceeds net book value,
17 the department may only increase revenue requirements necessary to
18 reflect the amount of taxes that results from the higher than net book
19 valuation after a final judgment from a Superior Court that determines
20 the market value of such property or upon the approval by the
21 department of a settlement that the department determines is in the
22 interest of the company and its customers."

This act shall take effect as follows:	
Section 1	<i>from passage</i>