



General Assembly

Substitute Bill No. 6589

January Session, 2005

* HB06589ET 022505 *

AN ACT CONCERNING THE CONNECTICUT SITING COUNCIL.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 16-50j of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (a) There is established a "Connecticut Siting Council", hereinafter
5 referred to as the "council", which shall be within the Department of
6 Public Utility Control for administrative purposes only.

7 Sec. 2. Subdivision (2) of subsection (b) of section 16-50v of the
8 general statutes is repealed and the following is substituted in lieu
9 thereof (*Effective from passage*):

10 (2) As used in this subdivision, "communications services" means
11 services involving transmitting or receiving signals in the
12 electromagnetic spectrum for a public or commercial purpose
13 pursuant to a Federal Communications Commission license. Before
14 December thirty-first of each year, the council shall review the
15 anticipated amount of administrative expenses attributable to facilities
16 used for providing communications services for the next fiscal year,
17 excluding expenses under subsection (c), (d), (e), (g) or (h) of this
18 section, at a public meeting, notice of which shall be given to each
19 person subject to assessment under this subsection, and at which

20 interested persons shall be heard. After the meeting, the council shall
21 determine the anticipated amount of such expenses and submit its
22 determination to the joint standing committee of the General Assembly
23 having cognizance of matters relating to appropriations and the
24 budgets of state agencies. The council shall apportion and assess the
25 anticipated amount of expenses equitably in proportion to the
26 [frequency of appearance, the degree of regulation required and the]
27 percentage of the council's [workload] direct costs, among those
28 persons which provide communications services and other persons
29 which have provided communications services facilities and have
30 come before the council in the preceding calendar year. Each such
31 person shall pay the assessment and submit a return, on a form
32 prescribed by the council, to the council in four equal installments, on
33 or before July 1, 1994, and July thirty-first of each year thereafter,
34 October 31, 1994, and October thirty-first of each year thereafter,
35 January 31, 1995, and January thirty-first of each year thereafter, and
36 April 30, 1995, and April thirtieth of each year thereafter. The council
37 shall transfer all payments received pursuant to this section to the
38 Treasurer who shall credit such payments to the Siting Council Fund.
39 Such payments shall be considered administrative expenses recovered
40 from communications services providers.

41 Sec. 3. Section 16-50v of the general statutes is amended by adding
42 subsection (i) as follows (*Effective October 1, 2005*):

43 (NEW) (i) An assessment or other charge billed by the council after
44 January 1, 2006, as authorized in this chapter, that remains unpaid
45 thirty days after the due date shown on the council's invoice shall,
46 except for an unpaid assessment described in subsection (e) of section
47 16-50r, be subject to a penalty at the rate of one and one-half per cent
48 per month against invoiced amounts or any portion of invoiced
49 amounts not received by the council.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	16-50j(a)
Sec. 2	<i>from passage</i>	16-50v(b)(2)
Sec. 3	<i>October 1, 2005</i>	16-50v

Statement of Legislative Commissioners:

In section 2, the phrase "those others" was changes to "other persons" for consistency.

ET *Joint Favorable Subst.*