



General Assembly

Substitute Bill No. 7252

January Session, 2007

* HB07252ET 030807 *

AN ACT CONCERNING THE CONNECTICUT SITING COUNCIL.

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

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2 general statutes is repealed and the following is substituted in lieu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

4 (b) (1) Before December thirty-first of each year, the council shall
5 review the anticipated amount of expenses attributable to energy
6 facilities for the next fiscal year, excluding expenses under subsection
7 (c), (d), (e), (g) or (h) of this section at a public meeting, notice of which
8 shall be given to each person subject to assessment under this
9 subsection, and at which interested persons shall be heard. After the
10 meeting, the council shall determine the anticipated amount of such
11 expenses and submit its determination to the joint standing committee
12 of the General Assembly having cognizance of appropriations and the
13 budgets of state agencies. After the committee completes its review,
14 the council shall apportion and assess the anticipated amount of
15 expenses among those persons having gross revenue from the sale of
16 electric power at retail in the state in excess of one hundred thousand
17 dollars during the preceding calendar year, in the proportion which
18 the gross revenue of each such person bears to the aggregate gross
19 revenues of all such persons. Each such person shall pay the
20 assessment in three equal installments on or before July thirty-first,

21 October thirty-first, and January thirty-first of the fiscal year. During
22 the fiscal year the council may further apportion and assess the
23 additional amount of such expenses as could not reasonably have been
24 anticipated prior to the fiscal year, apportioned in the same manner
25 after notice and hearing in the same manner. The total of such
26 assessments for any fiscal year shall not exceed one million five
27 hundred thousand dollars. No proceeds from any assessment under
28 this subsection may be used by the council after June 30, 1984, for any
29 proceedings concerning hazardous waste facilities.

30 Sec. 2. Subdivision (2) of subsection (b) of section 16-50v of the
31 general statutes is repealed and the following is substituted in lieu
32 thereof (*Effective from passage and applicable to the assessment period*
33 *commencing on or after July 1, 2006*):

34 (2) As used in this subdivision, "communications services" means
35 services involving transmitting or receiving signals in the
36 electromagnetic spectrum for a public or commercial purpose
37 pursuant to a Federal Communications Commission license. Before
38 December thirty-first of each year, the council shall review the
39 anticipated amount of administrative expenses attributable to facilities
40 used for providing communications services for the next fiscal year,
41 excluding expenses under subsection (c), (d), (e), (g) or (h) of this
42 section, at a public meeting, notice of which shall be given to each
43 person subject to assessment under this subsection, and at which
44 interested persons shall be heard. After the meeting, the council shall
45 determine the anticipated amount of such expenses and submit its
46 determination to the joint standing committee of the General Assembly
47 having cognizance of matters relating to appropriations and the
48 budgets of state agencies. The council shall apportion and assess the
49 anticipated amount of expenses equitably in proportion to the
50 [frequency of appearance, the degree of regulation required and the]
51 percentage of the council's [workload] direct costs, among those
52 persons [which] who (1) provide communications services or have
53 provided communications services facilities, and (2) have come before
54 the council in the preceding calendar year. Each such person shall pay

55 the assessment and submit a return, on a form prescribed by the
56 council, to the council in four equal installments, on or before July 1,
57 1994, and July thirty-first of each year thereafter, October 31, 1994, and
58 October thirty-first of each year thereafter, January 31, 1995, and
59 January thirty-first of each year thereafter, and April 30, 1995, and
60 April thirtieth of each year thereafter. The council shall transfer all
61 payments received pursuant to this section to the Treasurer who shall
62 credit such payments to the Siting Council Fund. Such payments shall
63 be considered administrative expenses recovered from
64 communications services providers.

65 Sec. 3. Section 16-50v of the general statutes is amended by adding
66 subsection (i) as follows (*Effective from passage*):

67 (NEW) (i) On and after January 1, 2008, with regard to any
68 assessment or other charge billed by the council pursuant to this
69 chapter, the council shall charge late fees or penalties at the rate of one
70 and one-half per cent per month against invoiced amounts not
71 received by the council within thirty days after the due date shown on
72 the council's invoice.

73 Sec. 4. Subsection (f) of section 16-50j of the general statutes is
74 repealed and the following is substituted in lieu thereof (*Effective July*
75 *1, 2007*):

76 (f) The public members of the council, including the chairman, the
77 members appointed by the speaker of the House and president pro
78 tempore of the Senate and the four ad hoc members specified in
79 subsection (c) of this section, shall be compensated for their attendance
80 at public hearings, executive sessions, or other council business as may
81 require their attendance at the rate of [one hundred fifty] two hundred
82 dollars, provided in no case shall the daily compensation exceed [one
83 hundred fifty] two hundred dollars. [The annual compensation for any
84 member for attending such hearings shall not exceed twelve thousand
85 dollars a year.]

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	16-50v(b)(1)
Sec. 2	<i>from passage and applicable to the assessment period commencing on or after July 1, 2006</i>	16-50v(b)(2)
Sec. 3	<i>from passage</i>	16-50v
Sec. 4	<i>July 1, 2007</i>	16-50j(f)

ET *Joint Favorable Subst.*