



General Assembly

Substitute Bill No. 7308

January Session, 2007

* _____ HB07308JUD__042407_____ *

**AN ACT CONCERNING RESOURCE RECOVERY OUTPUT
PURCHASE REQUIREMENTS AND INDIRECT COSTS AND
REMEDIES FOR PUBLIC SERVICE COMPANIES.**

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

1 Section 1. Section 16-243e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) [Any] Except as provided in subsection (b) of this section, any
4 electric company, as defined in section 16-1, [purchasing] that, prior to
5 the effective date of this section, purchased electricity generated by a
6 resources recovery facility, as defined in section 22a-260, owned by, or
7 operated by or for the benefit of, a municipality or municipalities,
8 [shall enter into] pursuant to a contract with the owner of such facility
9 requiring the electric company to purchase all of the electricity
10 generated at such facility from waste [which] that originated in the
11 franchise area of the electric company, for a period beginning on the
12 date that the facility [begins] began generating electricity and having a
13 duration of not less than twenty years, at the same rate that the electric
14 company charges the municipality or municipalities for electricity,
15 shall pay the rate set forth in the contract or, for contracts entered into
16 during calendar year 1999, the rate established by the department, for
17 the remaining period of the contract. No electric company or electric
18 distribution company shall be required to enter into such a contract on
19 or after the effective date of this section.

20 (b) [Not later than April 1, 2000, the department shall determine the
 21 rate paid for electricity generated at the facility, from waste that
 22 originated within the electric company's franchise area and that was
 23 purchased under each contract entered into pursuant to subsection (a)
 24 of this section, during calendar year 1999.] Not later than October 1,
 25 2000, and annually thereafter, the department shall calculate the
 26 difference between the amount paid by the successor electric
 27 distribution company pursuant to each such contract in effect during
 28 the preceding fiscal year for electricity generated at the facility from
 29 waste that originated within such franchise area and the amount that
 30 would have been paid had the company been obligated to pay the rate
 31 in effect during calendar year 1999, as determined by the department.
 32 The difference, if positive, shall be recovered through the systems
 33 benefits charge established under section 16-245l and remitted to the
 34 regional resource recovery authority acting on behalf of member
 35 municipalities.

36 Sec. 2. Subdivision (3) of subsection (a) of section 16-262f of the
 37 general statutes is repealed and the following is substituted in lieu
 38 thereof (*Effective July 1, 2007*):

39 (3) The receiver appointed by the court shall collect all rents or
 40 payments for use and occupancy or common expenses forthcoming
 41 from or paid on behalf of the occupants or residents of the building or
 42 facility in question in place of the owner, agent, lessor, [or] manager or
 43 administrator.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	16-243e
Sec. 2	<i>July 1, 2007</i>	16-262f(a)(3)

ET *Joint Favorable Subst.*

JUD *Joint Favorable*