



General Assembly

February Session, 2008

**Amendment**

LCO No. 5105

**\*HB0578605105HDO\***

Offered by:  
REP. FONTANA, 87<sup>th</sup> Dist.

To: Subst. House Bill No. 5786      File No. 713      Cal. No. 184

**"AN ACT CONCERNING LOW-INCOME HEATING ASSISTANCE."**

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1      After the last section, add the following and renumber sections and  
2      internal references accordingly:

3      "Sec. 501. Subsection (e) of section 16-22l of the 2008 supplement to  
4      the general statutes is repealed and the following is substituted in lieu  
5      thereof (*Effective July 1, 2008*):

6      (e) (1) There is established a Fuel Oil Conservation Board consisting  
7      of thirteen members, including:

8      (A) One member representing dealers with retail oil heat sales in  
9      excess of fifteen million gallons in the state, appointed by the president  
10     pro tempore of the Senate;

11     (B) One member representing dealers with retail oil heat sales of less  
12     than fifteen million gallons in the state, appointed by the speaker of the  
13     House of Representatives;

14 (C) One member representing the heating, ventilation and air-  
15 conditioning trades licensed under chapter 393, appointed by the  
16 majority leader of the Senate;

17 (D) One member representing wholesale heating distributors  
18 operating within the state, appointed by the majority leader of the  
19 House of Representatives;

20 (E) One member representing a state-wide environmental advocacy  
21 group, appointed by the minority leader of the Senate;

22 (F) The chairperson of the Heating, Piping, Cooling and Sheet Metal  
23 Work Board established under chapter 393;

24 (G) One member from a state-wide retail oil dealer trade  
25 association, appointed by the minority leader of the House of  
26 Representatives;

27 (H) Six members of the public appointed by the Governor, of which  
28 one shall be a representative of an environmental organization  
29 knowledgeable in energy efficiency programs, one shall be a  
30 representative of [in-state generators] an in-state biodiesel distributor,  
31 one shall be a representative of a consumer advocacy organization, one  
32 shall be a representative of the business community, one shall be a  
33 representative of low-income ratepayers and one shall be a  
34 representative of state residents, in general, and all of whom shall have  
35 expertise in energy issues, and

36 (I) All appointed members of the board shall serve in accordance  
37 with section 4-1a.

38 (2) The Fuel Oil Conservation Board shall be within the office of the  
39 State Comptroller for administrative purposes only and shall establish  
40 itself as a tax exempt organization in accordance with the provisions of  
41 Section 501(c)(3) of the Internal Revenue Code of 1986, or any  
42 subsequent corresponding internal revenue code of the United States,  
43 as from time to time amended. Not later than July 1, 2008, and

44 biennially thereafter, a third party selected by the Attorney General  
45 shall audit the activities of the board. The results of such audit shall be  
46 submitted in a report to the joint standing committees of the General  
47 Assembly having cognizance of matters relating to energy and the  
48 environment, in accordance with the provisions of section 11-4a.

49 (3) The Fuel Oil Conservation Board shall establish a fuel oil  
50 conservation account. The account shall be a separate, nonlapsing  
51 accounting within the [General Fund] restricted grant fund and shall  
52 be funded by annual revenue from the tax imposed by section 12-587  
53 of the 2008 supplement to the general statutes on the sale of petroleum  
54 products gross earnings that is in excess of said revenue collected  
55 during fiscal 2006, provided the amount of such revenue that shall be  
56 allocated to said account in the fiscal year commencing July 1, 2007,  
57 shall not exceed ten million dollars, and the amount of such revenue  
58 that shall be allocated to said account in fiscal years commencing on  
59 and after July 1, 2008, shall not exceed five million dollars. [Before the  
60 accounts for the General Fund have been closed for each fiscal year,  
61 said funds shall be deposited by the Comptroller into the fuel oil  
62 conservation account.] The Comptroller may deposit into the fuel oil  
63 conservation account up to two million five hundred thousand dollars  
64 upon the effective date of this section and any remaining balance for  
65 the fiscal year commencing July 1, 2007, shall be deposited as  
66 determined by the Comptroller upon the close of the fiscal year, but no  
67 later than October 1, 2008.

68 (4) The Fuel Oil Conservation Board shall authorize specific  
69 amounts from the fuel oil conservation account established pursuant to  
70 subdivision (3) of this subsection to the program administrator  
71 selected to implement an approved plan under this section. Such  
72 amounts shall be in the form of grants, which the board shall award  
73 twice a year. Any moneys left in the account at the end of each fiscal  
74 year shall be transferred outright to the General Fund."