



General Assembly

Amendment

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HB0630607574HDO

Offered by:

REP. ORANGE, 48th Dist.

REP. NARDELLO, 89th Dist.

To: Subst. House Bill No. 6306

File No. 66

Cal. No. 113

**"AN ACT ESTABLISHING A CODE OF CONDUCT FOR THE
TRANSACTIONS BETWEEN NATURAL GAS DISTRIBUTION
COMPANIES AND THEIR AFFILIATES."**

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

3 "Sec. 501. (NEW) (*Effective from passage*) (a) No propane supplier
4 shall terminate service for nonpayment to any eligible residential
5 propane customer living at a location served by ten or more vapor
6 meters for central heating purposes (1) on a Friday, Saturday, Sunday,
7 legal holiday, the day before a legal holiday, or less than one hour
8 before such propane supplier's offices close for the day, (2) without
9 fourteen days' written notice of such pending termination, including
10 the date of termination and steps a customer can take to reinstate
11 service, to the resident customer and the owner of record, and (3) for
12 customers who provide documentation that they have applied for
13 energy assistance, between November first and May first. A propane
14 supplier may collect finance charges on past due balances not to

15 exceed one and one-half per cent per month. If a propane supplier
16 determines that a dangerous condition exists, such propane supplier
17 may terminate any service at any time without notice.

18 (b) As used in this section, (1) "eligible residential propane
19 customer" means a residential propane customer (A) who receives
20 local, state or federal public assistance, (B) whose sole source of
21 financial support is Social Security, Veterans' Administration or
22 unemployment compensation benefits, (C) who is head of the
23 household and is unemployed, and the household income is less than
24 three hundred per cent of the poverty level determined by the federal
25 government, (D) who is seriously ill or who has a household member
26 who is seriously ill, (E) whose income falls below two hundred per
27 cent of the poverty level determined by the federal government, or (F)
28 whose circumstances threaten a deprivation of food and the necessities
29 of life for himself or dependent children if payment of a delinquent bill
30 is required; and (2) "household income" means the combined income
31 over a twelve-month period of the customer and all adults, except
32 children of the customer, who are and have been members of the
33 household for six months, or more.

34 Sec. 502. Section 16a-3a of the general statutes is repealed and the
35 following is substituted in lieu thereof (*Effective from passage*):

36 (a) The electric distribution companies, in consultation with the
37 Connecticut Energy Advisory Board, established pursuant to section
38 16a-3, shall review the state's energy and capacity resource assessment
39 and develop a comprehensive plan for the procurement of energy
40 resources, including, but not limited to, conventional and renewable
41 generating facilities, energy efficiency, load management, demand
42 response, combined heat and power facilities, distributed generation
43 and other emerging energy technologies to meet the projected
44 requirements of their customers in a manner that minimizes the cost of
45 such resources to customers over time and maximizes consumer
46 benefits consistent with the state's environmental goals and standards.

47 (b) On or before January 1, 2008, and [annually] biennially
48 thereafter, the companies shall submit to the Connecticut Energy
49 Advisory Board an assessment of (1) the energy and capacity
50 requirements of customers for the next three, five and ten years, (2) the
51 manner of how best to eliminate growth in electric demand, (3) how
52 best to level electric demand in the state by reducing peak demand and
53 shifting demand to off-peak periods, (4) the impact of current and
54 projected environmental standards, including, but not limited to, those
55 related to greenhouse gas emissions and the federal Clean Air Act
56 goals and how different resources could help achieve those standards
57 and goals, (5) energy security and economic risks associated with
58 potential energy resources, and (6) the estimated lifetime cost and
59 availability of potential energy resources.

60 (c) Resource needs shall first be met through all available energy
61 efficiency and demand reduction resources that are cost-effective,
62 reliable and feasible. The projected customer cost impact of any
63 demand-side resources considered pursuant to this subsection shall be
64 reviewed on an equitable bases with nondemand-side resources. The
65 procurement plan shall specify (1) the total amount of energy and
66 capacity resources needed to meet the requirements of all customers,
67 (2) the extent to which demand-side measures, including efficiency,
68 conservation, demand response and load management can cost-
69 effectively meet these needs, (3) needs for generating capacity and
70 transmission and distribution improvements, (4) how the development
71 of such resources will reduce and stabilize the costs of electricity to
72 consumers, and (5) the manner in which each of the proposed
73 resources should be procured, including the optimal contract periods
74 for various resources.

75 (d) The procurement plan shall consider: (1) Approaches to
76 maximizing the impact of demand-side measures; (2) the extent to
77 which generation needs can be met by renewable and combined heat
78 and power facilities; (3) the optimization of the use of generation sites
79 and generation portfolio existing within the state; (4) fuel types,
80 diversity, availability, firmness of supply and security and

81 environmental impacts thereof, including impacts on meeting the
82 state's greenhouse gas emission goals; (5) reliability, peak load and
83 energy forecasts, system contingencies and existing resource
84 availabilities; (6) import limitations and the appropriate reliance on
85 such imports; and (7) the impact of the procurement plan on the costs
86 of electric customers.

87 (e) The board, in consultation with the regional independent system
88 operator, shall review and approve or review, modify and approve the
89 proposed procurement plan as submitted not later than one hundred
90 twenty days after receipt. For calendar years 2009 and thereafter, the
91 board shall conduct such review not later than sixty days after receipt.
92 For the purpose of reviewing the plan, the Commissioners of
93 Transportation and Agriculture and the chairperson of the Public
94 Utilities Control Authority, or their respective designees, shall not
95 participate as members of the board. The electric distribution
96 companies shall provide any additional information requested by the
97 board that is relevant to the consideration of the procurement plan. In
98 the course of conducting such review, the board shall conduct a public
99 hearing, may retain the services of a third-party entity with experience
100 in the area of energy procurement and may consult with the regional
101 independent system operator. The board shall submit the reviewed
102 procurement plan, together with a statement of any unresolved issues,
103 to the Department of Public Utility Control. The department shall
104 consider the procurement plan in an uncontested proceeding and shall
105 conduct a hearing and provide an opportunity for interested parties to
106 submit comments regarding the procurement plan. Not later than one
107 hundred twenty days after submission of the procurement plan, the
108 department shall approve, or modify and approve, the procurement
109 plan. [For calendar years 2009 and thereafter, the department shall
110 approve, or modify and approve, said procurement plan not later than
111 sixty days after submission.]

112 (f) On or before September 30, 2009, and every two years thereafter,
113 the Department of Public Utility Control shall report to the joint
114 standing committees of the General Assembly having cognizance of

115 matters relating to energy and the environment regarding goals
116 established and progress toward implementation of the procurement
117 plan established pursuant to this section, as well as any
118 recommendations for the process.

119 (g) All electric distribution companies' costs associated with the
120 development of the resource assessment and the development of the
121 procurement plan shall be recoverable through the systems benefits
122 charge."