



General Assembly

**Amendment**

January Session, 2009

LCO No. 5888

\*HB0663105888HDO\*

Offered by:  
REP. NARDELLO, 89<sup>th</sup> Dist.

To: Subst. House Bill No. 6631      File No. 494      Cal. No. 349

**"AN ACT CONCERNING ELECTRIC UTILITIES AND UTILITY TERMINATIONS."**

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

3      "Sec. 501. (NEW) (*Effective from passage*) Notwithstanding sections  
4      16-19ss and 16-244e of the general statutes, as amended by this act, an  
5      electric distribution company, upon application to and approval by the  
6      Department of Public Utility Control, may own and operate solar and  
7      wind renewable resources and fuel cells that produce electric energy.  
8      An electric distribution company shall obtain preapproval to own and  
9      operate such solar and wind renewable resources or fuel cells from the  
10     department and shall recover any associated costs in its federally  
11     mandated congestion charge, as defined in section 16-1 of the general  
12     statutes. For all applications, electric distribution companies shall  
13     recover costs based on cost-of-service principles pursuant to section  
14     16-19e of the general statutes as approved by the department after a  
15     hearing held in a proceeding or proceedings separate from other

16 distribution rate proceedings. Electric distribution companies shall be  
17 eligible for any state or federal renewable incentives, grants or credits,  
18 including, but not limited to, those available under programs  
19 administered by the Renewable Energy Investments Board, for owning  
20 or operating such solar and wind renewable resources or fuel cells.

21 Sec. 502. Subdivision (6) of subsection (a) of section 16-244e of the  
22 general statutes is repealed and the following is substituted in lieu  
23 thereof (*Effective from passage*):

24 (6) Once unbundling is completed to the satisfaction of the  
25 department and consistent with the provisions of section 16-244, (A)  
26 any corporate affiliate or separate division that provides electric  
27 generation services as a result of unbundling pursuant to this  
28 subsection shall be considered a generation entity or affiliate of the  
29 electric company, and the division or corporate affiliate of the electric  
30 company that provides transmission and distribution services shall be  
31 considered an electric distribution company, and (B) an electric  
32 distribution company shall not own or operate generation assets,  
33 except as provided in this section, section 501 of this act and sections  
34 16-43d, 16-243m, 16-243u, 16a-3b and 16a-3c."