



General Assembly

January Session, 2013

Raised Bill No. 950

LCO No. 3463



Referred to Committee on ENERGY AND TECHNOLOGY

Introduced by:
(ET)

AN ACT CONCERNING TECHNICAL REVISIONS TO ENERGY AND TECHNOLOGY STATUTES.

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

1 Section 1. Subdivision (25) of subsection (a) of section 16-1 of the
2 general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective from passage*):

4 (25) "Telecommunications company" means a person that provides
5 telecommunications service, as defined in section 16-247a, as amended
6 by this act, within the state, but shall not mean a person that provides
7 only (A) private telecommunications service, as defined in section
8 16-247a, as amended by this act, (B) the one-way transmission of video
9 programming or other programming services to subscribers, (C)
10 subscriber interaction, if any, which is required for the selection of
11 such video programming or other programming services, (D) the
12 two-way transmission of educational or instructional programming to
13 a public or private elementary or secondary school, or a public or
14 independent institution of higher education, as required by the
15 [department] authority pursuant to a community antenna television

16 company franchise agreement, or provided pursuant to a contract with
17 such a school or institution which contract has been filed with the
18 [department] authority, or (E) a combination of the services set forth in
19 subparagraphs (B) to (D), inclusive, of this subdivision;

20 Sec. 2. Section 16-8 of the general statutes is repealed and the
21 following is substituted in lieu thereof (*Effective from passage*):

22 (a) The Public Utilities Regulatory Authority may, in its discretion,
23 delegate its powers, in specific cases, to one or more of its directors or
24 to a hearing officer to ascertain the facts and report thereon to the
25 authority. The authority, or any director thereof, in the performance of
26 its duties or in connection with any hearing, or at the request of any
27 person, corporation, company, town, borough or association, may
28 summon and examine, under oath, such witnesses, and may direct the
29 production of, and examine or cause to be produced and examined,
30 such books, records, vouchers, memoranda, documents, letters,
31 contracts or other papers in relation to the affairs of any public service
32 company as it may find advisable, and shall have the same powers in
33 reference thereto as are vested in magistrates taking depositions. If any
34 witness objects to testifying or to producing any book or paper on the
35 ground that such testimony, book or paper may tend to incriminate
36 him, and the authority directs such witness to testify or to produce
37 such book or paper, and he complies, or if he is compelled so to do by
38 order of court, he shall not be prosecuted for any matter concerning
39 which he or she has so testified. The fees of witnesses summoned by
40 the [department] authority to appear before it under the provisions of
41 this section, and the fees for summoning witnesses shall be the same as
42 in the Superior Court. All such fees, together with any other expenses
43 authorized by statute, the method of payment of which is not
44 otherwise provided, shall, when taxed by the authority, be paid by the
45 state, through the business office of the authority, in the same manner
46 as court expenses. The authority may designate in specific cases a
47 hearing officer who may be a member of its technical staff or a member
48 of the Connecticut Bar engaged for that purpose under a contract

49 approved by the Secretary of the Office of Policy and Management to
50 hold a hearing and make report thereon to the authority. A hearing
51 officer so designated shall have the same powers as the authority, or
52 any director thereof, to conduct a hearing, except that only a director of
53 the authority shall have the power to grant immunity from
54 prosecution to any witness who objects to testifying or to producing
55 any book or paper on the ground that such testimony, book or paper
56 may tend to incriminate him or her.

57 (b) (1) The authority may, within available appropriations, employ
58 professional personnel to perform management audits. The authority
59 shall promptly establish such procedures as it deems necessary or
60 desirable to provide for management audits to be performed on a
61 regular or irregular schedule on all or any portion of the operating
62 procedures and any other internal workings of any public service
63 company, including the relationship between any public service
64 company and a related holding company or subsidiary, consistent
65 with the provisions of section 16-8c, provided no such audit shall be
66 performed on a community antenna television company, except with
67 regard to any noncable communications services which the company
68 may provide, or when (A) such an audit is necessary for the authority
69 to perform its regulatory functions under the Communications Act of
70 1934, 47 USC 151, et seq., as amended from time to time, other federal
71 law or state law, (B) the cost of such an audit is warranted by a
72 reasonably foreseeable financial, safety or service benefit to subscribers
73 of the company which is the subject of such an audit, and (C) such an
74 audit is restricted to examination of the operating procedures that
75 affect operations within the state.

76 (2) In any case where the authority determines that an audit is
77 necessary or desirable, it may (A) order the audit to be performed by
78 one of the management audit teams, (B) require the affected company
79 to perform the audit utilizing the company's own internal
80 management audit staff as supervised by designated members of the
81 authority's staff, or (C) require that the audit be performed under the

82 supervision of designated members of the authority's staff by an
83 independent management consulting firm selected by the authority, in
84 consultation with the affected company. If the affected company has
85 more than seventy-five thousand customers, such independent
86 management consulting firm shall be of nationally recognized stature.
87 All reasonable and proper expenses of the audits, including, but not
88 limited to, the costs associated with the audit firm's testimony at a
89 public hearing or other proceeding, shall be borne by the affected
90 companies and shall be paid by such companies at such times and in
91 such manner as the authority directs.

92 (3) For purposes of this section, a complete audit shall consist of (A)
93 a diagnostic review of all functions of the audited company, which
94 shall include, but not be limited to, documentation of the operations of
95 the company, assessment of the company's system of internal controls,
96 and identification of any areas of the company which may require
97 subsequent audits, and (B) the performance of subsequent focused
98 audits identified in the diagnostic review and determined necessary by
99 the authority. All audits performed pursuant to this section shall be
100 performed in accordance with generally accepted management audit
101 standards. The [department] authority shall adopt regulations in
102 accordance with the provisions of chapter 54 setting forth such
103 generally accepted management audit standards. Each audit of a
104 community antenna television company shall be consistent with the
105 provisions of the Communications Act of 1934, 47 USC 151, et seq., as
106 amended from time to time, and of any other applicable federal law.
107 The authority shall certify whether a portion of an audit conforms to
108 the provisions of this section and constitutes a portion of a complete
109 audit.

110 (4) A complete audit of each portion of each gas, electric or electric
111 distribution company having more than seventy-five thousand
112 customers shall begin no less frequently than every six years, so that a
113 complete audit of such a company's operations shall be performed
114 every six years. Such an audit of each such company having more than

115 seventy-five thousand customers shall be updated as required by the
116 authority.

117 (5) The results of an audit performed pursuant to this section shall
118 be filed with the authority and shall be open to public inspection.
119 Upon completion and review of the audit, if the person or firm
120 performing or supervising the audit determines that any of the
121 operating procedures or any other internal workings of the affected
122 public service company are inefficient, improvident, unreasonable,
123 negligent or in abuse of discretion, the authority may, after notice and
124 opportunity for a hearing, order the affected public service company to
125 adopt such new or altered practices and procedures as the authority
126 shall find necessary to promote efficient and adequate service to meet
127 the public convenience and necessity. The authority shall annually
128 submit a report of audits performed pursuant to this section to the
129 joint standing committee of the General Assembly having cognizance
130 of matters relating to public utilities which report shall include the
131 status of audits begun but not yet completed and a summary of the
132 results of audits completed.

133 (6) All reasonable and proper costs and expenses, as determined by
134 the authority, of complying with any order of the authority pursuant
135 to this subsection shall be recognized by the authority for all purposes
136 as proper business expenses of the affected company.

137 (7) After notice and hearing, the authority may modify the scope
138 and schedule of a management audit of a telephone company which is
139 subject to an alternative form of regulation so that such audit is
140 consistent with that alternative form of regulation.

141 (c) Nothing in this section shall be deemed to interfere or conflict
142 with any powers of the authority or its staff provided elsewhere in the
143 general statutes, including, but not limited to, the provisions of this
144 section and sections 16-7, 16-28 and 16-32, to conduct an audit,
145 investigation or review of the books, records, plant and equipment of

146 any regulated public service company.

147 Sec. 3. Section 16-19hh of the general statutes is repealed and the
148 following is substituted in lieu thereof (*Effective from passage*):

149 (a) In order to encourage economic development and maintain the
150 state's manufacturing base, the [department] authority shall: (1)
151 Continue to implement flexible pricing when it determines that such
152 pricing is appropriate; (2) require each water and gas company, as
153 defined in section 16-1, as amended by this act, which serves
154 manufacturing customers and has not yet done so, to propose, in its
155 first application for an amendment of rates filed pursuant to section
156 16-19 on or after October 1, 1993, flexible and innovative rates which
157 promote manufacturing, which rates may include, but not be limited
158 to, economic development, business retention, competitive energy,
159 interruptible, conservation and time of use rates; and (3) require each
160 water and gas company, as defined in said section 16-1, as amended by
161 this act, to support and promote the Connecticut manufacturing
162 program for energy technology.

163 (b) Notwithstanding the provisions of subsection (a) of this section,
164 an electric company or electric distribution company that (1)
165 renegotiates, extends or renews any special contract for electric service
166 that is in effect on July 1, 2000, and has a term that expires prior to July
167 1, 2000, for a term that extends beyond June 30, 2000, or (2) enters into
168 any new special contracts for electric service, shall provide in any such
169 renegotiated, extended, renewed or new contract for the collection of
170 the assessment required under section 16-245g as provided in said
171 section 16-245g and for the collection of the charge required in section
172 16-245~~l~~, as amended by this act, as provided in said section 16-245~~l~~, as
173 amended by this act, provided no such contract shall shift costs to
174 other ratepayers.

175 (c) Notwithstanding the provisions of subsections (a) and (b) of this
176 section, a customer that is (1) an existing or proposed manufacturing

177 plant that will add or create one hundred or more jobs and that will
178 demand at least fifty kilowatts of additional load through the
179 construction or expansion of manufacturing facilities, or (2) an existing
180 manufacturing plant located in a distressed municipality, as defined in
181 section 32-9p, that is located in an enterprise corridor and employing
182 not less than two hundred persons may be exempted from payment of
183 the competitive transition assessment required under section 16-245g.
184 A customer meeting the requirements of subdivision (1) of this
185 subsection may apply to the [department] authority for an exemption
186 from the payment of the competitive transition assessment that relate
187 to the new or incremental load created by such construction or
188 expansion. A customer meeting the requirements of subdivision (2) of
189 this subsection may apply to the [department] authority for an
190 exemption from the payment of the competitive transition assessment.
191 The [department] authority shall hold a hearing on any such
192 application, and if approved, direct the electric distribution company
193 to refrain from collecting a specific portion of the competitive
194 transition assessment from such customer. The [department] authority
195 may adopt regulations pursuant to chapter 54 to implement the
196 provisions of this section.

197 Sec. 4. Subsection (h) of section 16-50j of the general statutes is
198 repealed and the following is substituted in lieu thereof (*Effective from*
199 *passage*):

200 (h) Prior to commencing any hearing pursuant to section 16-50m,
201 the council shall consult with and solicit written comments from (1) the
202 Department of Energy and Environmental Protection, the Department
203 of Public Health, the Council on Environmental Quality, the
204 Department of Agriculture, the Public Utilities Regulatory Authority,
205 the Office of Policy and Management, the Department of Economic
206 and Community Development and the Department of Transportation,
207 and (2) in a hearing pursuant to section 16-50m, for a facility described
208 in subdivision (3) of subsection (a) of section 16-50i, the Department of
209 Emergency Services and Public Protection, the Department of

210 Consumer Protection, the Department of Public Works and the Labor
211 Department. In addition, the Department of Energy and
212 Environmental Protection shall have the continuing responsibility to
213 investigate and report to the council on all applications which prior to
214 October 1, 1973, were within the jurisdiction of the Department of
215 Environmental Protection with respect to the granting of a permit.
216 Copies of such comments shall be made available to all parties prior to
217 the commencement of the hearing. Subsequent to the commencement
218 of the hearing, said departments and council may file additional
219 written comments with the council within such period of time as the
220 council designates. All such written comments shall be made part of
221 the record provided by section 16-50o. Said departments and council
222 shall not enter any contract or agreement with any party to the
223 proceedings or hearings described in this section or section 16-50p [,
224 that requires said departments or council to withhold or retract
225 comments, refrain from participating in or withdraw from said
226 proceedings or hearings.

227 Sec. 5. Subsection (b) of section 16-50bb of the general statutes is
228 repealed and the following is substituted in lieu thereof (*Effective from*
229 *passage*):

230 (b) Payments from the account shall be made upon authorization by
231 the State Treasurer. An application for reimbursement shall be
232 submitted not later than sixty days after the conclusion of a
233 certification proceeding, except for a facility described in subdivisions
234 (5) and (6) of subsection (a) of section 16-50i, by each municipality
235 entitled to receive a copy of [such] an application under section 16-50i
236 in order to defray expenses incurred by such municipalities in
237 participating as a party to a certification proceeding, except for a
238 proceeding on an application for a facility described in subdivision (5)
239 or (6) of subsection (a) of section 16-50i. Any moneys remaining after
240 payments to municipalities in accordance with this section shall be
241 refunded to the applicant in even amounts. Where more than one
242 municipality seeks moneys from such account, the council shall evenly

243 distribute such moneys among the municipalities. No municipality
244 may receive moneys from the account in excess of twenty-five
245 thousand dollars. No municipality may receive moneys from the
246 account in excess of the dollar amount such municipality has expended
247 from its own municipal funds.

248 Sec. 6. Section 16-228 of the general statutes is repealed and the
249 following is substituted in lieu thereof (*Effective from passage*):

250 [Each telegraph company may maintain and construct telegraph
251 lines, and, subject] Subject to the restrictions of sections 16-18, 16-248,
252 16-249 and 16-250, each telephone company may construct and
253 maintain telephone lines, upon any highway or across any waters in
254 this state, by the erection and maintenance of the necessary fixtures,
255 including posts, piers or abutments, for sustaining wires; but the same
256 shall not be so constructed as to incommode public travel or
257 navigation or injure any tree without the consent of the owner, nor
258 shall such company construct any bridge across any waters. Such lines
259 shall be personal property.

260 Sec. 7. Section 16-243e of the general statutes is repealed and the
261 following is substituted in lieu thereof (*Effective from passage*):

262 (a) Except as provided in subsection (b) of this section, any electric
263 company, as defined in section 16-1, as amended by this act, that, prior
264 to July 6, 2007, purchased electricity generated by a resources recovery
265 facility, as defined in section 22a-260, owned by, or operated by or for
266 the benefit of, a municipality or municipalities, pursuant to a contract
267 with the owner of such facility requiring the electric company to
268 purchase all of the electricity generated at such facility from waste that
269 originated in the franchise area of the electric company, for a period
270 beginning on the date that the facility began generating electricity and
271 having a duration of not less than twenty years, at the same rate that
272 the electric company charges the municipality or municipalities for
273 electricity, shall pay the rate set forth in the contract or, for contracts

274 entered into and approved during calendar year 1999, the rate
275 established by the [department] authority, for the remaining period of
276 the contract. No electric company or electric distribution company
277 shall be required to enter into such a contract on or after July 6, 2007.

278 (b) Not later than October 1, 2000, and annually thereafter, the
279 [department] authority shall calculate the difference between the
280 amount paid by the successor electric distribution company pursuant
281 to each such contract in effect during the preceding fiscal year for
282 electricity generated at the facility from waste that originated within
283 such franchise area and the amount that would have been paid had the
284 company been obligated to pay the rate in effect during calendar year
285 1999, as determined by the [department] authority. The difference, if
286 positive, shall be recovered through the systems benefits charge
287 established under section 16-245l, as amended by this act, and remitted
288 to the regional resource recovery authority acting on behalf of member
289 municipalities.

290 Sec. 8. Section 16-243l of the general statutes is repealed and the
291 following is substituted in lieu thereof (*Effective from passage*):

292 On or before January 1, 2006, each electric distribution company
293 shall institute a program to rebate to its customers with projects that
294 use natural gas, which projects are customer-side distributed
295 resources, as defined in section 16-1, as amended by this act, an
296 amount equivalent to the customer's retail delivery charge for
297 transporting natural gas from the customer's local gas company to
298 such customer's project of customer-side distributed resources. Costs
299 of such a rebate shall be recoverable by the electric distribution
300 company from the federally mandated congestion charges, as defined
301 in section 16-1, as amended by this act. The [department] authority
302 may adopt regulations, in accordance with chapter 54, to implement
303 the provisions of this section.

304 Sec. 9. Section 16-244c of the general statutes is repealed and the

305 following is substituted in lieu thereof (*Effective from passage*):

306 [(a) (1) On and after January 1, 2000, each electric distribution
307 company shall make available to all customers in its service area, the
308 provision of electric generation and distribution services through a
309 standard offer. Under the standard offer, a customer shall receive
310 electric services at a rate established by the Public Utilities Regulatory
311 Authority pursuant to subdivision (2) of this subsection. Each electric
312 distribution company shall provide electric generation services in
313 accordance with such option to any customer who affirmatively
314 chooses to receive electric generation services pursuant to the standard
315 offer or does not or is unable to arrange for or maintain electric
316 generation services with an electric supplier. The standard offer shall
317 automatically terminate on January 1, 2004. While providing electric
318 generation services under the standard offer, an electric distribution
319 company may provide electric generation services through any of its
320 generation entities or affiliates, provided such entities or affiliates are
321 licensed pursuant to section 16-245.

322 (2) Not later than October 1, 1999, the Department of Energy and
323 Environmental Protection shall establish the standard offer for each
324 electric distribution company, effective January 1, 2000, which shall
325 allocate the costs of such company among electric transmission and
326 distribution services, electric generation services, the competitive
327 transition assessment and the systems benefits charge. The department
328 shall hold a hearing that shall be conducted as a contested case in
329 accordance with chapter 54 to establish the standard offer. The
330 standard offer shall provide that the total rate charged under the
331 standard offer, including electric transmission and distribution
332 services, the conservation and load management program charge
333 described in section 16-245m, the renewable energy investment charge
334 described in section 16-245n, electric generation services, the
335 competitive transition assessment and the systems benefits charge
336 shall be at least ten per cent less than the base rates, as defined in
337 section 16-244a, in effect on December 31, 1996. The standard offer

338 shall be adjusted to the extent of any increase or decrease in state taxes
339 attributable to sections 12-264 and 12-265 and any other increase or
340 decrease in state or federal taxes resulting from a change in state or
341 federal law and shall continue to be adjusted during such period
342 pursuant to section 16-19b. Notwithstanding the provisions of section
343 16-19b, the provisions of said section 16-19b shall apply to electric
344 distribution companies. The standard offer may be adjusted, by an
345 increase or decrease, to the extent approved by the department, in the
346 event that (A) the revenue requirements of the company are affected as
347 the result of changes in (i) legislative enactments other than public act
348 98-28, (ii) administrative requirements, or (iii) accounting standards
349 occurring after July 1, 1998, provided such accounting standards are
350 adopted by entities independent of the company that have authority to
351 issue such standards, or (B) an electric distribution company incurs
352 extraordinary and unanticipated expenses required for the provision of
353 safe and reliable electric service to the extent necessary to provide such
354 service. Savings attributable to a reduction in taxes shall not be shifted
355 between customer classes.

356 (3) The price reduction provided in subdivision (2) of this
357 subsection shall not apply to customers who, on or after July 1, 1998,
358 are purchasing electric services from an electric company or electric
359 distribution company, as the case may be, under a special contract or
360 flexible rate tariff, and the company's filed standard offer tariffs shall
361 reflect that such customers shall not receive the standard offer price
362 reduction.

363 (b) (1) (A) On and after January 1, 2004, each electric distribution
364 company shall make available to all customers in its service area, the
365 provision of electric generation and distribution services through a
366 transitional standard offer. Under the transitional standard offer, a
367 customer shall receive electric services at a rate established by the
368 Public Utilities Regulatory Authority pursuant to subdivision (2) of
369 this subsection. Each electric distribution company shall provide
370 electric generation services in accordance with such option to any

371 customer who affirmatively chooses to receive electric generation
372 services pursuant to the transitional standard offer or does not or is
373 unable to arrange for or maintain electric generation services with an
374 electric supplier. The transitional standard offer shall terminate on
375 December 31, 2006. While providing electric generation services under
376 the transitional standard offer, an electric distribution company may
377 provide electric generation services through any of its generation
378 entities or affiliates, provided such entities or affiliates are licensed
379 pursuant to section 16-245.

380 (B) The authority shall conduct a proceeding to determine whether a
381 practical, effective, and cost-effective process exists under which an
382 electric customer, when initiating electric service, may receive
383 information regarding selecting electric generating services from a
384 qualified entity. The authority shall complete such proceeding on or
385 before December 1, 2005, and shall implement the resulting decision on
386 or before March 1, 2006, or on such later date that the authority
387 considers appropriate. An electric distribution company's costs of
388 participating in the proceeding and implementing the results of the
389 authority's decision shall be recoverable by the company as generation
390 services costs through an adjustment mechanism as approved by the
391 authority.

392 (2) (A) Not later than December 15, 2003, the Public Utilities
393 Regulatory Authority shall establish the transitional standard offer for
394 each electric distribution company, effective January 1, 2004.

395 (B) The authority shall hold a hearing that shall be conducted as a
396 contested case in accordance with chapter 54 to establish the
397 transitional standard offer. The transitional standard offer shall
398 provide that the total rate charged under the transitional standard
399 offer, including electric transmission and distribution services, the
400 conservation and load management program charge described in
401 section 16-245m, the renewable energy investment charge described in
402 section 16-245n, electric generation services, the competitive transition

403 assessment and the systems benefits charge, and excluding federally
404 mandated congestion costs, shall not exceed the base rates, as defined
405 in section 16-244a, in effect on December 31, 1996, excluding any rate
406 reduction ordered by the authority on September 26, 2002.

407 (C) (i) Each electric distribution company shall, on or before January
408 1, 2004, file with the authority an application for an amendment of
409 rates pursuant to section 16-19, which application shall include a four-
410 year plan for the provision of electric transmission and distribution
411 services. The authority shall conduct a contested case proceeding
412 pursuant to sections 16-19 and 16-19e to approve, reject or modify the
413 application and plan. Upon the approval of such plan, as filed or as
414 modified by the authority, the authority shall order that such plan
415 shall establish the electric transmission and distribution services
416 component of the transitional standard offer.

417 (ii) Notwithstanding the provisions of this subparagraph, an electric
418 distribution company that, on or after September 1, 2002, completed a
419 proceeding pursuant to sections 16-19 and 16-19e, shall not be required
420 to file an application for an amendment of rates as required by this
421 subparagraph. The authority shall establish the electric transmission
422 and distribution services component of the transitional standard offer
423 for any such company equal to the electric transmission and
424 distribution services component of the standard offer established
425 pursuant to subsection (a) of this section in effect on July 1, 2003, for
426 such company. If such electric distribution company applies to the
427 authority, pursuant to section 16-19, for an amendment of its rates on
428 or before December 31, 2006, the application of the electric distribution
429 company shall include a four-year plan.

430 (D) The transitional standard offer (i) shall be adjusted to the extent
431 of any increase or decrease in state taxes attributable to sections 12-264
432 and 12-265 and any other increase or decrease in state or federal taxes
433 resulting from a change in state or federal law, (ii) shall be adjusted to
434 provide for the cost of contracts under subdivision (2) of subsection (j)

435 of this section and the administrative costs for the procurement of such
436 contracts, and (iii) shall continue to be adjusted during such period
437 pursuant to section 16-19b. Savings attributable to a reduction in taxes
438 shall not be shifted between customer classes. Notwithstanding the
439 provisions of section 16-19b, the provisions of section 16-19b shall
440 apply to electric distribution companies.

441 (E) The transitional standard offer may be adjusted, by an increase
442 or decrease, to the extent approved by the authority, in the event that
443 (i) the revenue requirements of the company are affected as the result
444 of changes in (I) legislative enactments other than public act 03-135 or
445 public act 98-28, (II) administrative requirements, or (III) accounting
446 standards adopted after July 1, 2003, provided such accounting
447 standards are adopted by entities that are independent of the company
448 and have authority to issue such standards, or (ii) an electric
449 distribution company incurs extraordinary and unanticipated expenses
450 required for the provision of safe and reliable electric service to the
451 extent necessary to provide such service.

452 (3) The price provided in subdivision (2) of this subsection shall not
453 apply to customers who, on or after July 1, 2003, purchase electric
454 services from an electric company or electric distribution company, as
455 the case may be, under a special contract or flexible rate tariff,
456 provided the company's filed transitional standard offer tariffs shall
457 reflect that such customers shall not receive the transitional standard
458 offer price during the term of said contract or tariff.

459 (4) (A) In addition to its costs received pursuant to subsection (h) of
460 this section, as compensation for providing transitional standard offer
461 service, each electric distribution company shall receive an amount
462 equal to five-tenths of one mill per kilowatt hour. Revenues from such
463 compensation shall not be included in calculating the electric
464 distribution company's earnings for purposes of, or in determining
465 whether its rates are just and reasonable under, sections 16-19, 16-19a
466 and 16-19e, including an earnings sharing mechanism. In addition,

467 each electric distribution company may earn compensation for
468 mitigating the prices of the contracts for the provision of electric
469 generation services, as provided in subdivision (2) of this subsection.

470 (B) The authority shall conduct a contested case proceeding
471 pursuant to the provisions of chapter 54 to establish an incentive plan
472 for the procurement of long-term contracts for transitional standard
473 offer service by an electric distribution company. The incentive plan
474 shall be based upon a comparison of the actual average firm full
475 requirements service contract price for electricity obtained by the
476 electric distribution company compared to the regional average firm
477 full requirements service contract price for electricity, adjusted for such
478 variables as the authority deems appropriate, including, but not
479 limited to, differences in locational marginal pricing. If the actual
480 average firm full requirements service contract price obtained by the
481 electric distribution company is less than the actual regional average
482 firm full requirements service contract price for the previous year, the
483 authority shall split five-tenths of one mill per kilowatt hour equally
484 between ratepayers and the company. Revenues from such incentive
485 plan shall not be included in calculating the electric distribution
486 company's earnings for purposes of, or in determining whether its
487 rates are just and reasonable under, sections 16-19, 16-19a and 16-19e.
488 The authority may, as it deems necessary, retain a third party entity
489 with expertise in energy procurement to assist with the development
490 of such incentive plan.]

491 [(c)] (a) (1) On and after January 1, 2007, each electric distribution
492 company shall provide electric generation services through standard
493 service to any customer who (A) does not arrange for or is not
494 receiving electric generation services from an electric supplier, and (B)
495 does not use a demand meter or has a maximum demand of less than
496 five hundred kilowatts.

497 (2) Not later than October 1, 2006, and periodically as required by
498 subdivision (3) of this subsection, but not more often than every

499 calendar quarter, the Public Utilities Regulatory Authority shall
500 establish the standard service price for such customers pursuant to
501 subdivision (3) of this subsection. Each electric distribution company
502 shall recover the actual net costs of procuring and providing electric
503 generation services pursuant to this subsection, provided such
504 company mitigates the costs it incurs for the procurement of electric
505 generation services for customers who are no longer receiving service
506 pursuant to this subsection.

507 (3) An electric distribution company providing electric generation
508 services pursuant to this subsection shall cooperate with the
509 procurement manager of the Department of Energy and
510 Environmental Protection and comply with the procurement plan for
511 electric generation services contracts. Such plan shall require that the
512 portfolio of service contracts be procured in such manner and duration
513 as the authority determines to be most likely to produce just,
514 reasonable and reasonably stable retail rates while reflecting
515 underlying wholesale market prices over time. The portfolio of
516 contracts shall be assembled in such manner as to invite competition;
517 guard against favoritism, improvidence, extravagance, fraud and
518 corruption; and secure a reliable electricity supply while avoiding
519 unusual, anomalous or excessive pricing. An affiliate of an electric
520 distribution company may bid for an electric generation services
521 contract, provided such electric distribution company and affiliate are
522 in compliance with the code of conduct established in section 16-244h.

523 (4) The procurement manager of the Public Utilities Regulatory
524 Authority may retain the services of entities as it sees fit to assist with
525 the procurement of electric generation services for standard service.
526 Costs associated with the retention of such third-party entity shall be
527 included in the cost of standard service.

528 (5) For standard service contracts procured prior to department
529 approval of the plan developed pursuant to section 16-244m, each
530 bidder for a standard service contract shall submit its bid to the electric

531 distribution company and the third-party entity who shall jointly
532 review the bids and submit an overview of all bids together with a
533 joint recommendation to the department as to the preferred bidders.
534 The department may, within ten business days of submission of the
535 overview, reject the recommendation regarding preferred bidders. In
536 the event that the department rejects the preferred bids, the electric
537 distribution company and the third-party entity shall rebid the service
538 pursuant to this subdivision. The department shall review each bid in
539 an uncontested proceeding that shall include a public hearing and in
540 which the Consumer Counsel and Attorney General may participate.

541 [(d)] (b) (1) Notwithstanding the provisions of this section regarding
542 the [electric generation services component of the transitional standard
543 offer or the] procurement of electric generation services under
544 standard service, section 16-244h or 16-245o, the Department of Energy
545 and Environmental Protection may, from time to time, direct an
546 electric distribution company to offer, through an electric supplier or
547 electric suppliers, [before January 1, 2007, one or more alternative
548 transitional standard offer options or, on or after January 1, 2007,] one
549 or more alternative standard service options. Such alternative options
550 shall include, but not be limited to, an option that consists of the
551 provision of electric generation services that exceed the renewable
552 portfolio standards established in section 16-245a and may include an
553 option that utilizes strategies or technologies that reduce the overall
554 consumption of electricity of the customer.

555 (2) (A) The authority shall develop such alternative option or
556 options in a contested case conducted in accordance with the
557 provisions of chapter 54. The authority shall determine the terms and
558 conditions of such alternative option or options, including, but not
559 limited to, (i) the minimum contract terms, including pricing, length
560 and termination of the contract, and (ii) the minimum percentage of
561 electricity derived from Class I or Class II renewable energy sources, if
562 applicable. The electric distribution company shall, under the
563 supervision of the authority, subsequently conduct a bidding process

564 in order to solicit electric suppliers to provide such alternative option
565 or options.

566 (B) The authority may reject some or all of the bids received
567 pursuant to the bidding process.

568 (3) The authority may require an electric supplier to provide forms
569 of assurance to satisfy the authority that the contracts resulting from
570 the bidding process will be fulfilled.

571 (4) An electric supplier who fails to fulfill its contractual obligations
572 resulting from this subdivision shall be subject to civil penalties, in
573 accordance with the provisions of section 16-41, or the suspension or
574 revocation of such supplier's license or a prohibition on the acceptance
575 of new customers, following a hearing that is conducted as a contested
576 case, in accordance with the provisions of chapter 54.

577 [(e)] (c) (1) On and after January 1, 2007, an electric distribution
578 company shall serve customers that are not eligible to receive standard
579 service pursuant to subsection [(c)] (a) of this section as the supplier of
580 last resort. This subsection shall not apply to customers purchasing
581 power under contracts entered into pursuant to section 16-19hh, as
582 amended by this act.

583 (2) An electric distribution company shall procure electricity at least
584 every calendar quarter to provide electric generation services to
585 customers pursuant to this subsection. The Public Utilities Regulatory
586 Authority shall determine a price for such customers that reflects the
587 full cost of providing the electricity on a monthly basis. Each electric
588 distribution company shall recover the actual net costs of procuring
589 and providing electric generation services pursuant to this subsection,
590 provided such company mitigates the costs it incurs for the
591 procurement of electric generation services for customers that are no
592 longer receiving service pursuant to this subsection.

593 [(f)] (d) On and after January 1, 2000, and until such time the

594 regional independent system operator implements procedures for the
595 provision of back-up power to the satisfaction of the Public Utilities
596 Regulatory Authority, each electric distribution company shall provide
597 electric generation services to any customer who has entered into a
598 service contract with an electric supplier that fails to provide electric
599 generation services for reasons other than the customer's failure to pay
600 for such services. Between January 1, 2000, and December 31, 2006, an
601 electric distribution company may procure electric generation services
602 through a competitive bidding process or through any of its generation
603 entities or affiliates. On and after January 1, 2007, such company shall
604 procure electric generation services through a competitive bidding
605 process pursuant to a plan submitted by the electric distribution
606 company and approved by the authority. Such company may procure
607 electric generation services through any of its generation entities or
608 affiliates, provided such entity or affiliate is the lowest qualified bidder
609 and provided further any such entity or affiliate is licensed pursuant to
610 section 16-245.

611 ~~[(g)]~~ (e) An electric distribution company is not required to be
612 licensed pursuant to section 16-245 to provide standard offer electric
613 generation services in accordance with ~~[subsection (a) of this section,~~
614 ~~transitional standard offer service pursuant to subsection (b) of this~~
615 ~~section,]~~ standard service pursuant to subsection ~~[(c)]~~ (a) of this
616 section, supplier of last resort service pursuant to subsection ~~[(e)]~~ (c) of
617 this section or back-up electric generation service pursuant to
618 subsection ~~[(f)]~~ (d) of this section.

619 ~~[(h)]~~ (f) The electric distribution company shall be entitled to recover
620 reasonable costs incurred as a result of providing ~~[standard offer~~
621 ~~electric generation services pursuant to the provisions of subsection (a)~~
622 ~~of this section, transitional standard offer service pursuant to~~
623 ~~subsection (b) of this section,]~~ standard service pursuant to subsection
624 ~~[(c)]~~ (a) of this section or back-up electric generation service pursuant
625 to subsection ~~[(f)]~~ (d) of this section. ~~[The provisions of this section and~~
626 ~~section 16-244a shall satisfy the requirements of section 16-19a until~~

627 January 1, 2007.]

628 [(i)] (g) The Department of Energy and Environmental Protection
629 shall establish, by regulations adopted pursuant to chapter 54,
630 procedures for when and how a customer is notified that his electric
631 supplier has defaulted and of the need for the customer to choose a
632 new electric supplier within a reasonable period of time.

633 [(j)] (h) (1) Notwithstanding the provisions of subsection [(d)] (b) of
634 this section regarding an [alternative transitional standard offer option
635 or an] alternative standard service option, an electric distribution
636 company providing [transitional standard offer service,] standard
637 service, supplier of last resort service or back-up electric generation
638 service in accordance with this section shall contract with its wholesale
639 suppliers to comply with the renewable portfolio standards. The
640 Public Utilities Regulatory Authority shall annually conduct a
641 contested case, in accordance with the provisions of chapter 54, in
642 order to determine whether the electric distribution company's
643 wholesale suppliers met the renewable portfolio standards during the
644 preceding year. An electric distribution company shall include a
645 provision in its contract with each wholesale supplier that requires the
646 wholesale supplier to pay the electric distribution company an amount
647 of five and one-half cents per kilowatt hour if the wholesale supplier
648 fails to comply with the renewable portfolio standards during the
649 subject annual period. The electric distribution company shall
650 promptly transfer any payment received from the wholesale supplier
651 for the failure to meet the renewable portfolio standards to the Clean
652 Energy Fund for the development of Class I renewable energy sources.
653 Any payment made pursuant to this section shall not be considered
654 revenue or income to the electric distribution company.

655 (2) Notwithstanding the provisions of subsection [(d)] (b) of this
656 section regarding an [alternative transitional standard offer option or
657 an] alternative standard service option, an electric distribution
658 company providing transitional standard offer service, standard

659 service, supplier of last resort service or back-up electric generation
660 service in accordance with this section shall, not later than July 1, 2008,
661 file with the Public Utilities Regulatory Authority for its approval one
662 or more long-term power purchase contracts from Class I renewable
663 energy source projects with a preference for projects located in
664 Connecticut that receive funding from the Clean Energy Fund and that
665 are not less than one megawatt in size, at a price that is either, at the
666 determination of the project owner, (A) not more than the total of the
667 comparable wholesale market price for generation plus five and one-
668 half cents per kilowatt hour, or (B) fifty per cent of the wholesale
669 market electricity cost at the point at which transmission lines intersect
670 with each other or interface with the distribution system, plus the
671 project cost of fuel indexed to natural gas futures contracts on the New
672 York Mercantile Exchange at the natural gas pipeline interchange
673 located in Vermillion Parish, Louisiana that serves as the delivery
674 point for such futures contracts, plus the fuel delivery charge for
675 transporting fuel to the project, plus five and one-half cents per
676 kilowatt hour. In its approval of such contracts, the authority shall give
677 preference to purchase contracts from those projects that would
678 provide a financial benefit to ratepayers and would enhance the
679 reliability of the electric transmission system of the state. Such projects
680 shall be located in this state. The owner of a fuel cell project principally
681 manufactured in this state shall be allocated all available air emissions
682 credits and tax credits attributable to the project and no less than fifty
683 per cent of the energy credits in the Class I renewable energy credits
684 program established in section 16-245a attributable to the project. On
685 and after October 1, 2007, and until September 30, 2008, such contracts
686 shall be comprised of not less than a total, apportioned among each
687 electric distribution company, of one hundred twenty-five megawatts;
688 and on and after October 1, 2008, such contracts shall be comprised of
689 not less than a total, apportioned among each electrical distribution
690 company, of one hundred fifty megawatts. The Public Utilities
691 Regulatory Authority shall not issue any order that results in the
692 extension of any in-service date or contractual arrangement made as a

693 part of Project 100 or Project 150 beyond the termination date
694 previously approved by the authority established by the contract,
695 provided any party to such contract may provide a notice of
696 termination in accordance with the terms of, and to the extent
697 permitted under, its contract, except the authority shall grant, upon
698 request, [and] an extension of [such] the latest of any such in-service
699 date by twelve months for any project located in a distressed
700 municipality, as defined in section 32-9p, with a population of more
701 than one hundred twenty-five thousand. The cost of such contracts
702 and the administrative costs for the procurement of such contracts
703 directly incurred shall be eligible for inclusion in the adjustment to [the
704 transitional standard offer as provided in this section and] any
705 subsequent rates for standard service, provided such contracts are for a
706 period of time sufficient to provide financing for such projects, but not
707 less than ten years, and are for projects which began operation on or
708 after July 1, 2003. Except as provided in this subdivision, the amount
709 from Class I renewable energy sources contracted under such contracts
710 shall be applied to reduce the applicable Class I renewable energy
711 source portfolio standards. For purposes of this subdivision, the
712 authority's determination of the comparable wholesale market price
713 for generation shall be based upon a reasonable estimate. On or before
714 September 1, 2011, the authority, in consultation with the Office of
715 Consumer Counsel and the Clean Energy Finance and Investment
716 Authority, shall study the operation of such renewable energy
717 contracts and report its findings and recommendations to the joint
718 standing committee of the General Assembly having cognizance of
719 matters relating to energy.

720 [(k)] (i) (1) As used in this section:

721 (A) "Participating electric supplier" means an electric supplier that is
722 licensed by the department to provide electric service, pursuant to this
723 subsection, to residential or small commercial customers.

724 (B) "Residential customer" means a customer who is eligible for

725 standard service and who takes electric distribution-related service
726 from an electric distribution company pursuant to a residential tariff.

727 (C) "Small commercial customer" means a customer who is eligible
728 for standard service and who takes electric distribution-related service
729 from an electric distribution company pursuant to a small commercial
730 tariff.

731 (D) "Qualifying electric offer" means an offer to provide full
732 requirements commodity electric service and all other generation-
733 related service to a residential or small commercial customer at a fixed
734 price per kilowatt hour for a term of no less than one year.

735 (2) In the manner determined by the authority, residential or small
736 commercial service customers (A) initiating new utility service, (B)
737 reinitiating service following a change of residence or business
738 location, (C) making an inquiry regarding their utility rates, or (D)
739 seeking information regarding energy efficiency shall be offered the
740 option to learn about their ability to enroll with a participating electric
741 supplier. Customers expressing an interest to learn about their electric
742 supply options shall be informed of the qualifying electric offers then
743 available from participating electric suppliers. The electric distribution
744 companies shall describe then available qualifying electric offers
745 through a method reviewed and approved by the authority. The
746 information conveyed to customers expressing an interest to learn
747 about their electric supply options shall include, at a minimum, the
748 price and term of the available electric supply option. Customers
749 expressing an interest in a particular qualifying electric offer shall be
750 immediately transferred to a call center operated by that participating
751 electric supplier.

752 (3) Not later than September 1, 2007, the authority shall establish
753 terms and conditions under which a participating electric supplier can
754 be included in the referral program described in subdivision (2) of this
755 subsection. Such terms shall include, but not be limited to, requiring

756 participating electrical suppliers to offer time-of-use and real-time use
757 rates to residential customers.

758 (4) Each calendar quarter, participating electric suppliers shall be
759 allowed to list qualifying offers to provide electric generation service
760 to residential and small commercial customers with each customer's
761 utility bill. The authority shall determine the manner such information
762 is presented in customers' utility bills.

763 (5) Any customer that receives electric generation service from a
764 participating electric supplier may return to standard service or may
765 choose another participating electric supplier at any time, including
766 during the qualifying electric offer, without the imposition of any
767 additional charges. Any customer that is receiving electric generation
768 service from an electric distribution company pursuant to standard
769 service can switch to another participating electric supplier at any time
770 without the imposition of additional charges.

771 [(l)] (j) Each electric distribution company shall offer to bill
772 customers on behalf of participating electric suppliers and to pay such
773 suppliers in a timely manner the amounts due such suppliers from
774 customers for generation services, less a percentage of such amounts
775 that reflects uncollectible bills and overdue payments as approved by
776 the Department of Energy and Environmental Protection.

777 [(m)] (k) On or before July 1, 2007, the Public Utilities Regulatory
778 Authority shall initiate a proceeding to examine whether electric
779 supplier bills rendered pursuant to section 16-245d and any
780 regulations adopted thereunder sufficiently enable customers to
781 compare pricing policies and charges among electric suppliers.

782 [(n)] (l) The authority shall conduct a proceeding to determine the
783 cost of billing, collection and other services provided by the electric
784 distribution companies or the department solely for the benefit of
785 participating electric suppliers and aggregators. The department shall
786 order an equitable allocation of such costs among electric suppliers

787 and aggregators. As part of this same proceeding, the department shall
788 also determine the costs that the electric distribution companies incur
789 solely for the benefit of standard service and last resort service
790 customers. After such determination, the department shall allocate and
791 provide for the equitable recovery of such costs from standard service
792 or last resort service customers.

793 [(o)] (m) Nothing in the provisions of this section shall preclude an
794 electric distribution company from entering into standard service
795 supply contracts or standard service supply components with electric
796 generating facilities.

797 Sec. 10. Section 16-244d of the general statutes is repealed and the
798 following is substituted in lieu thereof (*Effective from passage*):

799 [(a) Not later than December 1, 1998, the Public Utilities Regulatory
800 Authority shall develop a comprehensive public education outreach
801 program to educate customers about the implementation of retail
802 competition among electric suppliers, as defined in section 16-1. The
803 goals of the program shall be to maximize public information,
804 minimize customer confusion and equip all customers to participate in
805 a restructured generation market. The program shall include, but not
806 be limited to: (1) The dissemination of information through mass
807 media, interactive approaches and written materials with the goal of
808 reaching every electric customer; (2) the conduct of public forums in
809 different geographical areas of the state to foster public input and
810 provide opportunities for an exchange of questions and answers; (3)
811 involvement of community-based organizations in developing
812 messages and in devising and implementing education strategies; (4)
813 targeted efforts to reach rural, low income, elderly, foreign language,
814 disabled, ethnic minority and other traditionally underserved
815 populations; and (5) periodic evaluations of the effectiveness of
816 educational efforts. The authority shall assign one individual within
817 the authority to coordinate the outreach program and oversee the
818 education process. The authority shall begin to implement the outreach

819 program not later than January 1, 1999.

820 (b) There shall be established a Consumer Education Advisory
821 Council which shall advise the outreach program coordinator on the
822 development and implementation of the outreach program until the
823 termination of the standard offer under section 16-244c. Membership
824 of the advisory council shall be established by the Consumer Counsel
825 not later than December 1, 1998, and shall include, but not be limited
826 to, representatives of the Public Utilities Regulatory Authority, the
827 Office of Consumer Counsel, the Office of the Attorney General, the
828 Office of Policy and Management, the Department of Energy and
829 Environmental Protection, community and business organizations,
830 consumer groups, including, but not limited to, a group that represents
831 hardship customers, as defined in section 16-262c, electric distribution
832 companies and electric suppliers. The advisory council shall determine
833 the information to be distributed to customers as part of the education
834 effort such as customers' rights and obligations in a restructured
835 environment, how customers can exercise their right to participate in
836 retail access, the types of electric suppliers expected to be licensed
837 including the possibility of load aggregation, electric generation
838 services options that will be available, the environmental
839 characteristics of different types of generation facilities and other
840 information determined by the advisory council to be necessary for
841 customers. The advisory council shall advise the outreach program
842 coordinator on the methods of distributing information in accordance
843 with subsection (a) of this section and the timing of such distribution.
844 The advisory council shall meet on a regular basis and report to the
845 outreach program coordinator as it deems appropriate until
846 termination of the advisory council's role upon the termination of the
847 standard offer under section 16-244c.

848 (c) Not later than December 1, 1998, the Public Utilities Regulatory
849 Authority shall submit a report to the joint standing committee of the
850 General Assembly having cognizance of matters relating to energy,
851 outlining the scope of the education outreach program developed by

852 the authority and identifying the individual acting as outreach
853 program coordinator and the membership of the advisory council.

854 (d) The authority may retain a consultant in accordance with section
855 16-18a to assist in developing and implementing the public education
856 outreach program, provided the authorization to retain such
857 consultant shall expire December 31, 2005. The reasonable and proper
858 expenses for retaining the consultant and implementing the outreach
859 program shall be reimbursed through the systems benefits charge as
860 provided in subsection (b) of said section 16-18a.

861 (e) The advisory council shall, in consultation with the Connecticut
862 Academy of Science and Engineering and the New England
863 Conference of Public Utility Commissioners, analyze the
864 environmental costs and benefits of the following categories of energy
865 sources: (1) Class I renewable energy sources by type; (2) Class II
866 renewable energy sources by type; (3) facilities using coal, natural gas,
867 oil or other petroleum products as fuel which facilities are subject to
868 the New Source Performance Standards in the federal Clean Air Act
869 for such facilities; (4) facilities using coal, natural gas, oil or other
870 petroleum products as fuel which facilities are not subject to the New
871 Source Performance Standards; (5) nuclear power generating facilities;
872 and (6) hydropower that does not meet the criteria for a Class II
873 renewable energy source. The advisory council shall establish uniform
874 standards for the disclosure of information to allow customers to easily
875 compare rates of air pollutant emissions and the resource mix of
876 various energy sources of electric suppliers.]

877 [(f)] The Public Utilities Regulatory Authority, in consultation with
878 the Office of Consumer Counsel, shall establish a program for the
879 dissemination of information regarding electric suppliers. Such
880 program shall require electric distribution companies to distribute an
881 informational summary on electric suppliers to any new customer and
882 to existing customers beginning on January 1, 2004, and semiannually
883 thereafter. Such informational summary shall be developed by the

884 authority and shall include, but not be limited to, the name of each
885 licensed electric supplier, the state where the supplier is based,
886 information on whether the supplier has active offerings for either
887 residential or commercial and industrial consumers, the telephone
888 number and Internet address of the supplier, and information as to
889 whether the supplier offers electric generation services from renewable
890 energy sources in excess of the portfolio standards established
891 pursuant to section 16-245a. The authority shall include pricing
892 information in the informational summary to the extent the authority
893 determines feasible. The authority shall post the informational
894 summary in a conspicuous place on its web site and provide electronic
895 links to the web site of each supplier. The authority shall update the
896 informational summary on its web site on at least a quarterly basis.

897 [(g) The Public Utilities Regulatory Authority, in consultation with
898 the Office of Consumer Counsel and the Consumer Education
899 Advisory Council, shall, not later than October 1, 2003, develop a plan
900 for the restart of the education outreach program on or before October
901 1, 2004, and submit, in accordance with the provisions of section 11-4a,
902 such plan to the joint standing committee of the General Assembly
903 having cognizance of matters relating to energy and technology.]

904 Sec. 11. Subdivision (20) of subsection (a) of section 16-245e of the
905 general statutes is repealed and the following is substituted in lieu
906 thereof (*Effective from passage*):

907 (20) "Economic recovery revenue bonds" means rate reduction
908 bonds issued to fund the economic recovery transfer, the costs of
909 issuance, credit enhancements, operating expenses and such other
910 costs as the finance authority deems necessary or advisable, and which
911 shall be payable from competitive transition assessment charges that
912 replace the competitive transition assessment charges funding
913 stranded costs. [and that are offset in part by decreases to the charges
914 funding the Energy Conservation and Load Management Fund, as
915 provided in subdivision (3) of subsection (a) of section 16-245m.]

916 Sec. 12. Subsection (b) of section 16-245f of the general statutes is
917 repealed and the following is substituted in lieu thereof (*Effective from*
918 *passage*):

919 (b) Prior to September 1, 2010, each electric distribution company
920 shall submit to the authority an application for a financing order with
921 respect to funding the economic recovery transfer through the issuance
922 of economic recovery revenue bonds. The authority shall hold a
923 hearing for each such electric distribution company to determine the
924 amount necessary to fund the economic recovery transfer, the payment
925 of economic recovery revenue bonds, costs of issuance, credit
926 enhancements and operating expenses for the economic recovery
927 revenue bonds. Such amount as determined by the authority shall
928 constitute transition property. The authority shall allocate the
929 responsibility for the funding of the economic recovery transfer and
930 the expenses of the economic recovery revenue bonds equitably
931 between the electric distribution companies. Such allocation may
932 provide that the respective charges payable by the customers of each
933 electric distribution company may commence on different dates and
934 that such rates may vary over the period the economic recovery
935 revenue bonds and the related operating expenses are being paid,
936 provided (1) such charges are equitably allocated to the customers of
937 each electric distribution company, and (2) the authority determines
938 that, over such period, and taking into account the timing of charges,
939 the charges on a kilowatt hour basis assessed to the customers of the
940 respective electric distribution companies have substantially the same
941 present value after consultation with the finance authority as to the
942 discount rate to be used in determining such present value. Any
943 hearing with respect to a financing order in respect to the economic
944 recovery transfer and the issuance of economic recovery revenue
945 bonds shall not be a contested case, as defined in section 4-166. The
946 authority shall issue a financing order in respect to the economic
947 recovery revenue bonds for each electric distribution company on or
948 before October 1, 2010. In such financing order, the authority shall

949 determine the competitive transition assessment in respect of the
950 economic recovery revenue bonds, which shall not be assessed prior to
951 June 30, 2011, unless the authority sets an earlier date in the financing
952 order. [A component of the competitive transition assessment in
953 respect of the economic recovery revenue bonds shall be equal to the
954 decreases to the charges provided in subdivision (3) of subsection (a)
955 of section 16-245m funding the Energy Conservation and Load
956 Management Fund. The portion of the competitive transition
957 assessment in respect to the economic recovery revenue bonds equal to
958 such decreases shall be assessed and collected from the date such
959 charges are reduced pursuant to the financing order.] The authority
960 may provide in such financing order that money from other sources,
961 including proceeds of charges assessed customers of municipal electric
962 companies, transferred to the trustee under the indenture and
963 intended to be used to pay debt service on the bonds shall be taken
964 into account in making adjustments to the competitive transition
965 assessment pursuant to subdivision (2) of subsection (b) of section 16-
966 245i if such payment is not made from General Fund revenues and
967 would not adversely affect the tax status or credit rating of economic
968 recovery revenue bonds.

969 Sec. 13. Section 16-247a of the general statutes is repealed and the
970 following is substituted in lieu thereof (*Effective from passage*):

971 (a) Due to the following: Affordable, high quality
972 telecommunications services that meet the needs of individuals and
973 businesses in the state are necessary and vital to the welfare and
974 development of our society; the efficient provision of modern
975 telecommunications services by multiple providers will promote
976 economic development in the state; expanded employment
977 opportunities for residents of the state in the provision of
978 telecommunications services benefit the society and economy of the
979 state; and advanced telecommunications services enhance the delivery
980 of services by public and not-for-profit institutions, it is, therefore, the
981 goal of the state to (1) ensure the universal availability and accessibility

982 of high quality, affordable telecommunications services to all residents
983 and businesses in the state, (2) promote the development of effective
984 competition as a means of providing customers with the widest
985 possible choice of services, (3) utilize forms of regulation
986 commensurate with the level of competition in the relevant
987 telecommunications service market, (4) facilitate the efficient
988 development and deployment of an advanced telecommunications
989 infrastructure, including open networks with maximum
990 interoperability and interconnectivity, (5) encourage shared use of
991 existing facilities and cooperative development of new facilities where
992 legally possible, and technically and economically feasible, and (6)
993 ensure that providers of telecommunications services in the state
994 provide high quality customer service and high quality technical
995 service. The [department] authority shall implement the provisions of
996 this section, sections 16-1, as amended by this act, 16-18a, 16-19, 16-19e,
997 16-22, 16-247b, 16-247c, 16-247e to 16-247i, inclusive, as amended by
998 this act, and 16-247k, as amended by this act, and subsection (e) of
999 section 16-331 in accordance with these goals.

1000 (b) As used in sections 16-247a to 16-247c, inclusive, 16-247e to
1001 16-247i, inclusive, as amended by this act, 16-247k, as amended by this
1002 act, and sections 16-247m to 16-247r, inclusive:

1003 (1) "Affiliate" means a person, firm or corporation which, with
1004 another person, firm or corporation, is under the common control of
1005 the same parent firm or corporation.

1006 (2) "Competitive service" means (A) a telecommunications service
1007 deemed competitive in accordance with the provisions of section
1008 16-247f, (B) a telecommunications service reclassified by the
1009 [department] authority as competitive in accordance with the
1010 provisions of section 16-247f, or (C) a new telecommunications service
1011 provided under a competitive service tariff accepted by the
1012 [department] authority, in accordance with the provisions of section
1013 16-247f, provided the [department] authority has not subsequently

1014 reclassified the service set forth in subparagraph (A), (B) or (C) of this
1015 subdivision as noncompetitive pursuant to section 16-247f.

1016 (3) "Emerging competitive service" means (A) a telecommunications
1017 service reclassified as emerging competitive in accordance with the
1018 provisions of section 16-247f, or (B) a new telecommunications service
1019 provided under an emerging competitive service tariff accepted by the
1020 [department] authority, in accordance with the provisions of section
1021 16-247f, or of a plan for an alternative form of regulation approved
1022 pursuant to section 16-247k, as amended by this act, provided the
1023 [department] authority has not subsequently reclassified the service set
1024 forth in subparagraph (A) or (B) of this subdivision as competitive or
1025 noncompetitive pursuant to section 16-247f.

1026 (4) "Noncompetitive service" means (A) a telecommunications
1027 service deemed noncompetitive in accordance with the provisions of
1028 section 16-247f, (B) a telecommunications service reclassified by the
1029 [department] authority as noncompetitive in accordance with the
1030 provisions of section 16-247f, or (C) a new telecommunications service
1031 provided under a noncompetitive service tariff accepted by the
1032 [department] authority, in accordance with the provisions of section
1033 16-19, and any applicable regulations, or of a plan for an alternative
1034 form of regulation approved pursuant to section 16-247k, as amended
1035 by this act, provided the [department] authority has not subsequently
1036 reclassified the service set forth in subparagraph (A), (B) or (C) of this
1037 subdivision as competitive or emerging competitive pursuant to
1038 section 16-247f.

1039 (5) "Private telecommunications service" means any
1040 telecommunications service which is not provided for public hire as a
1041 common carrier service and is utilized solely for the
1042 telecommunications needs of the person that controls such service and
1043 any subsidiary or affiliate thereof, except for telecommunications
1044 service which enables two entities other than such person, subsidiary
1045 or affiliate to communicate with each other.

1046 (6) "Telecommunications service" means any transmission in one or
1047 more geographic areas (A) between or among points specified by the
1048 user, (B) of information of the user's choosing, (C) without change in
1049 the form or content of the information as sent and received, (D) by
1050 means of electromagnetic transmission, including but not limited to,
1051 fiber optics, microwave and satellite, (E) with or without benefit of any
1052 closed transmission medium and (F) including all instrumentalities,
1053 facilities, apparatus and services, except customer premises
1054 equipment, which are used for the collection, storage, forwarding,
1055 switching and delivery of such information and are essential to the
1056 transmission.

1057 (7) "Network elements" means "network elements", as defined in 47
1058 USC 153(a)(29).

1059 Sec. 14. Section 16-247i of the general statutes is repealed and the
1060 following is substituted in lieu thereof (*Effective from passage*):

1061 (a) Not later than January 1, 2007, and annually thereafter, the
1062 [department] authority shall submit a report to the joint standing
1063 committee of the General Assembly having cognizance of matters
1064 relating to energy and technology on the status of telecommunications
1065 service and regulation in the state of Connecticut. Such report shall
1066 include: (1) An analysis of universal service and any changes therein;
1067 (2) an analysis of the impact, if any, of competition in
1068 telecommunications markets on the work force of the state and
1069 employment opportunities in the telecommunications industry in the
1070 state; (3) an analysis of the level of regulation which the public interest
1071 requires; (4) the status of implementing the provisions of sections 16-
1072 247a to 16-247c, inclusive, 16-247e to 16-247h, inclusive, 16-247k, as
1073 amended by this act, and this section, including achieving each of the
1074 objectives of the goals set forth in section 16-247a; (5) the status of the
1075 development of competition for all telecommunications services; (6)
1076 the status of the deployment of telecommunications infrastructure in
1077 the state; and (7) the status of the implementation of sections 16-247f

1078 and 16-247i, as amended by this act, and section 3 of public act 06-144.

1079 (b) In compiling the information for this report, the [department]
1080 authority shall require, among other things, each telephone company
1081 to provide to the [department] authority annually: (1) Its aggregate
1082 number of telephone access lines in service, not including resold lines
1083 or other wholesale lines; (2) the annual change in such telephone
1084 company's access lines over the preceding five years; (3) the number of
1085 active wholesale customers served by the telephone company; (4) the
1086 nature of the wholesale services provided; (5) the number of wholesale
1087 service requests; (6) the impact of competition on the work force of the
1088 telephone company; (7) a general discussion of the state of the
1089 industry, industry trends, and competitive alternatives available in the
1090 market, including, but not limited to, technological changes affecting
1091 the market; (8) the number of competitive local exchange carriers; and
1092 (9) how long it takes the company to respond to a wholesale service
1093 request.

1094 Sec. 15. Section 16-247k of the general statutes is repealed and the
1095 following is substituted in lieu thereof (*Effective from passage*):

1096 (a) The [department] authority may, and is encouraged to,
1097 implement an alternative form of regulation, including, but not limited
1098 to, price indexing, price regulation, cost indexing or price benchmarks,
1099 for noncompetitive and emerging competitive services provided by a
1100 telephone company. Any such alternative form of regulation shall be
1101 developed for, and tailored to, the individual company. A plan for
1102 such an alternative form of regulation may be filed by a telephone
1103 company or developed at the initiative of the [department] authority.
1104 Prior to approval by the [department] authority of any such plan, the
1105 noncompetitive and emerging competitive services provided by a
1106 telephone company shall continue to be regulated in accordance with
1107 the provisions of sections 16-19 and 16-19e. Upon approval by the
1108 [department] authority of any such plan, the services to which the plan
1109 applies shall be regulated in accordance with the provisions of the

1110 plan, and the provisions of sections 16-19 and 16-19e shall not apply to
1111 such services.

1112 (b) Upon the filing of a proposed plan for alternative regulation by a
1113 telephone company, the [department] authority shall, after notice and
1114 hearing, issue a decision in which it approves, modifies or denies the
1115 proposed plan. The [department] authority shall approve the proposed
1116 or modified plan only if it finds that such plan (1) includes a pricing
1117 methodology that reasonably ensures that customers and other
1118 telecommunications companies have access to the noncompetitive
1119 services of the telephone company at just and reasonable rates which
1120 reflect prudent and efficient management, and that such access is
1121 available on nondiscriminatory terms and conditions, (2) is designed to
1122 streamline, minimize the costs of and maximize the effectiveness of
1123 regulation for the telephone company, (3) encourages prudent
1124 infrastructure investment and improvements in productivity and
1125 service quality for noncompetitive services, (4) does not impede the
1126 continued development of competition for the noncompetitive services
1127 or disadvantage the provision of emerging competitive or competitive
1128 services by the telephone company, (5) ensures that the investment
1129 risk associated with the provision of competitive and emerging
1130 competitive services by the telephone company shall not be borne by
1131 customers of noncompetitive services, (6) notwithstanding the
1132 provisions of sections 16-19, 16-19e and 16-22 and subsection (a) of this
1133 section, includes a mechanism by which the [department] authority
1134 may monitor the earnings of the affected company over a monitoring
1135 period, (7) is in the public interest, and (8) is consistent with the goals
1136 set forth in section 16-247a.

1137 (c) During the monitoring period of an approved plan for an
1138 alternative form of regulation, the telephone company shall use any
1139 earnings in excess of a ceiling approved by the [department] authority
1140 to offset the depreciation reserve deficiency of the company.

1141 (d) Following the monitoring period, an approved plan for

1142 alternative regulation of a telephone company shall continue unless or
1143 until the [department] authority (1) changes the form of regulation
1144 pursuant to an application filed by the company, or (2) determines that
1145 the plan does not continue to meet the criteria set forth in subsection
1146 (b) of this section. Upon such change or determination, the
1147 [department] authority may order a different form of alternative
1148 regulation consistent with the criteria set forth in subsection (b) of this
1149 section. If the [department] authority finds that competition has not
1150 developed or will not develop for certain services, the [department]
1151 authority may apply traditional cost-based rate of return regulation to
1152 those noncompetitive services.

1153 (e) The [department] authority may modify a plan for an alternative
1154 form of regulation which it approved pursuant to this section and
1155 which is in effect if the [department] authority determines such
1156 modification is required due to previously unforeseen circumstances,
1157 including, but not limited to, allowing the company to recover the
1158 reasonable costs of security of assets, facilities and equipment, both
1159 existing and foreseeable, that are incurred solely for the purpose of
1160 responding to security needs associated with the terrorist attacks on
1161 September 11, 2001, and the continuing war on terrorism.

1162 Sec. 16. Subsection (i) of section 16-254o of the general statutes is
1163 repealed and the following is substituted in lieu thereof (*Effective from*
1164 *passage*):

1165 (i) Any violation or failure to comply with any provision of this
1166 section shall be subject to (1) civil penalties by the [department]
1167 authority in accordance with section 16-41, (2) the suspension or
1168 revocation of an electric supplier or aggregator's license, or (3) a
1169 prohibition on accepting new customers following a hearing that is
1170 conducted as a contested case in accordance with chapter 54.

1171 Sec. 17. Subsection (e) of section 16-256i of the general statutes is
1172 repealed and the following is substituted in lieu thereof (*Effective from*

1173 *passage*):

1174 (e) The [department] authority shall adopt regulations in accordance
1175 with the provisions of chapter 54 to implement the provisions in this
1176 section.

1177 Sec. 18. Subsection (f) of section 16-256i of the general statutes is
1178 repealed and the following is substituted in lieu thereof (*Effective from*
1179 *passage*):

1180 (f) A telecommunications company, or its affiliate or authorized
1181 representative using telemarketing to initiate the sale of
1182 telecommunications services, which the [department] authority
1183 determines, after notice and opportunity for a hearing as provided in
1184 section 16-41, has failed to comply with the provisions of this section or
1185 section 16-256j shall pay to the state a civil penalty of not more than ten
1186 thousand dollars per violation.

1187 Sec. 19. Section 16-280c of the general statutes is repealed and the
1188 following is substituted in lieu thereof (*Effective from passage*):

1189 Each federal safety standard applicable to pipeline facilities and the
1190 transportation of gas established under the provisions of the federal
1191 act, as the same are, from time to time, made effective, or any
1192 regulation adopted by the [department] authority pursuant to
1193 subsection (b) or (c) of section 16-280b shall be the standards of the
1194 state.

1195 Sec. 20. Section 16-331a of the general statutes is repealed and the
1196 following is substituted in lieu thereof (*Effective from passage*):

1197 (a) As used in this section, "multichannel video programming
1198 distributor" means a multichannel video programming distributor, as
1199 defined in 47 CFR 76.1300, as from time to time amended, and includes
1200 an owner of an open video system, as defined in 47 CFR 76.1500, as
1201 from time to time amended.

1202 (b) Each company or organization selected pursuant to subsection
1203 (c) of this section, in consultation with the franchise's advisory council,
1204 shall provide facilities, equipment, and technical and managerial
1205 support to enable the production of meaningful community access
1206 programming within its franchise area. Each company shall include all
1207 its community access channels in its basic service package. Each
1208 company or organization shall annually review its rules, regulations,
1209 policies and procedures governing the provision of community access
1210 programming. Such review shall include a period for public comment,
1211 a public meeting and consultation with the franchise's advisory
1212 council.

1213 (c) If a community-based nonprofit organization in a franchise area
1214 desires to assume responsibility for community access operations, it
1215 shall, upon timely petition to the [department] authority, be granted
1216 intervenor status in a franchise proceeding held pursuant to this
1217 section. The [department] authority shall assign this responsibility to
1218 the most qualified community-based nonprofit organization or the
1219 company based on the following criteria: (1) The recommendations of
1220 the advisory council and of the municipalities in the franchise area; (2)
1221 a review of the organization's or the company's performance in
1222 providing community access programming; (3) the operating plan
1223 submitted by the organization and the company for providing
1224 community access programming; (4) the experience in community
1225 access programming of the organization; (5) the organization's and the
1226 company's proposed budget, including expenses for salaries,
1227 consultants, attorneys, and other professionals; (6) the quality and
1228 quantity of the programming to be created, promoted or facilitated by
1229 the organization or the company; (7) a review of the organization's
1230 procedures to ensure compliance with federal and state law, including
1231 the regulations of Connecticut state agencies; and (8) any other criteria
1232 determined to be relevant by the [department] authority. If the
1233 [department] authority selects an organization to provide community
1234 access operations, the company shall provide financial and technical

1235 support to the organization in an amount to be determined by the
1236 [department] authority. On petition of the Office of Consumer Counsel
1237 or the franchise's advisory council or on its own motion, the
1238 [department] authority shall hold a hearing, with notice, on the ability
1239 of the organization to continue its responsibility for community access
1240 operations. In its decision following such a hearing, the [department]
1241 authority may reassign the responsibility for community access
1242 operations to another organization or the company in accordance with
1243 the provisions of this subsection.

1244 (d) Each company or organization shall conduct outreach programs
1245 and promote its community access services. Such outreach and
1246 promotion may include, but not be limited to (1) broadcasting cross-
1247 channel video announcements, (2) distributing information throughout
1248 the franchise area and not solely to its subscribers, (3) including
1249 community access information in its regular marketing publications,
1250 (4) broadcasting character-generated text messages or video
1251 announcements on barker or access channels, (5) making speaking
1252 engagements, (6) holding open receptions at its community access
1253 facilities, and (7) in multitown franchise areas, encouraging the
1254 formation and development of local community access studios
1255 operated by volunteers or nonprofit operating groups.

1256 (e) Each company or organization shall adopt for its community
1257 access programming a scheduling policy which encourages
1258 programming diversity. Said scheduling policy shall include (1)
1259 limiting a program, except instructional access and governmental
1260 access programming, to thirteen weeks in any one time slot when a
1261 producer of another program requests the same time slot, (2)
1262 procedures for resolving program scheduling conflicts, and (3) other
1263 measures which the company or organization deems appropriate. A
1264 company or organization may consider the availability of a
1265 substantially similar time slot when making community access
1266 programming scheduling decisions.

1267 (f) In the case of any initial, transfer or renewal franchise proceeding
1268 held on or after October 1, 1990, the [department] authority may, on its
1269 own initiative, in the first six months of the second, fifth, eighth and
1270 eleventh years of the franchise term, review and evaluate the
1271 company's or the organization's provision of community access
1272 programming. The [department] authority shall conduct such review
1273 or evaluation in any such proceeding held on or after October 1, 1990,
1274 if the Consumer Counsel or any interested party petitions the
1275 [department] authority for such a review during the first six months of
1276 the review year. During any such review year, if an organization
1277 desires to provide community access operations it shall petition the
1278 [department] authority and the [department] authority shall follow the
1279 procedures and standards described in subsection (c) of this section in
1280 determining whether to assign to the organization the responsibility to
1281 provide such operations. No community access programming
1282 produced using the facilities or staff of an organization or company
1283 providing community access operations shall be utilized for
1284 commercial purposes without express prior written agreement
1285 between the producer of such programming and the organization or
1286 company providing community access operations the facilities or staff
1287 of which were used in the production of the programming. Such an
1288 agreement may include, without limitation, a provision regarding the
1289 producer and the company or organization sharing any profit realized
1290 from such programming so utilized. An organization providing
1291 community access operations shall consult with the company in the
1292 franchise area prior to making such an agreement.

1293 (g) No organization or company providing community access
1294 operations shall exercise editorial control over such programming,
1295 except as to programming that is obscene and except as otherwise
1296 allowed by applicable state and federal law. This subsection shall not
1297 be construed to prohibit such organization or company from limiting
1298 the hours during which adult programs may be aired. Such
1299 organization or company may consult with the advisory council in

1300 determining what constitutes an adult program for purposes of this
1301 subsection.

1302 (h) Upon the request of the Office of Consumer Counsel or the
1303 franchise's advisory council, and for good cause shown the
1304 [department] authority shall require an organization responsible for
1305 community access operations to have an independent audit conducted
1306 at the expense of the organization. For purposes of this subsection,
1307 "good cause" may include, but not be limited to, the failure or refusal
1308 of such organization (1) to account for and reimburse the community
1309 access programming budget for its commercial use of community
1310 access programming facilities, equipment or staff, or for the allocation
1311 of such facilities, equipment or staff to functions not directly related to
1312 the community access operations of the franchise, (2) to carry over
1313 unexpended community access programming budget accounts at the
1314 end of each fiscal year, (3) to properly maintain community access
1315 programming facilities or equipment in good repair, or (4) to plan for
1316 the replacement of community access programming equipment made
1317 obsolete by technological advances. In response to any such request,
1318 the [department] authority shall state, in writing, the reasons for its
1319 determination.

1320 (i) Each company and nonprofit organization providing community
1321 access operations shall report annually to the [department] authority
1322 on or before February fifteenth. The [department] authority shall adopt
1323 regulations, in accordance with the provisions of chapter 54, to specify
1324 the information which shall be required in such report. Such
1325 information shall be necessary for the [department] authority to carry
1326 out the provisions of this section.

1327 (j) The advisory council shall review all community access
1328 programming of a company or organization within the franchise area
1329 which programming has been the subject of a complaint.

1330 (k) The [department] authority shall establish the amount that the

1331 company or organization responsible for community access operations
1332 shall receive for such operations from subscribers and from
1333 multichannel video programming distributors. The amount shall be
1334 five dollars per subscriber per year, adjusted annually by a percentage
1335 reflecting the increase or decrease of the consumer price index for the
1336 preceding calendar year, provided the [department] authority may
1337 increase or decrease the amount by not more than forty per cent of said
1338 amount for the subscribers and all multichannel video programming
1339 distributors within a franchise area after considering (1) the criteria set
1340 forth in subsection (c) of this section, (2) the level of public interest in
1341 community access operations in the franchise area, (3) the level of
1342 community need for educational access programming, (4) the level and
1343 breadth of participation in community access operations, (5) the
1344 adequacy of existing facilities, equipment and training programs to
1345 meet the current and future needs of the franchise area, and (6) any
1346 other factors determined to be relevant by the [department] authority.
1347 Prior to increasing or decreasing said amount, the [department]
1348 authority shall give notice and opportunity for a hearing to the
1349 company or multichannel video programming distributor and, where
1350 applicable, the organization responsible for community access
1351 programming. The amount shall be assessed once each year for each
1352 end user premises connected to an open video system, irrespective of
1353 the number of multichannel video programming distributors
1354 providing programming over the open video system. When the
1355 [department] authority issues, transfers or renews a certificate of
1356 public convenience and necessity to operate a community antenna
1357 television system, the [department] authority shall include in the
1358 franchise agreement the amount that the company or organization
1359 responsible for community access operations shall receive for such
1360 operations from subscribers. The [department] authority shall conduct
1361 a proceeding to establish the amount that the company or organization
1362 responsible for community access operations shall receive for such
1363 operations from multichannel video programming distributors and the
1364 method of payment of said amount. The [department] authority shall

1365 adopt regulations in accordance with chapter 54 to implement the
1366 provisions of this subsection.

1367 (l) An organization assigned responsibility for community access
1368 operations which organization ceases to provide such operations shall
1369 transfer its assets to the successor organization assigned such
1370 responsibility or, if no successor organization is assigned such
1371 responsibility, to another nonprofit organization within the franchise
1372 area selected by the [department] authority.

1373 (m) On petition or its own motion, the [department] authority shall
1374 determine whether a franchise area is subject to effective competition,
1375 as defined in 47 USC 543, as from time to time amended. Upon a
1376 determination that a franchise area is subject to effective competition,
1377 the provisions of this section shall apply to multichannel video
1378 programming distributors operating in the franchise area, provided (1)
1379 where multichannel video programming distributors provide
1380 programming over a single open video system, the provisions of this
1381 section shall apply jointly and not separately to all such distributors
1382 providing programming on the same open video system, and (2) the
1383 provisions of subsection (k) of this section shall apply to multichannel
1384 video programming distributors whether or not such distributors
1385 operate in a franchise area subject to such effective competition.

1386 (n) No community antenna television company or nonprofit
1387 organization providing community access operations shall refuse to
1388 engage in good faith negotiation regarding interconnection of such
1389 operations with other community antenna television companies
1390 serving the same area. No school or facility owned or leased by a
1391 municipal government that possesses community access operations
1392 equipment shall unreasonably deny interconnection with or the use of
1393 such equipment to any such company or nonprofit organization. At
1394 the request of such a company or nonprofit organization providing
1395 community access operations, the [department] authority may
1396 facilitate the negotiation between such company or organization and

1397 any other community antenna television company regarding
1398 interconnection of community access operations.

1399 (o) Each company or organization shall consult with its advisory
1400 council in the formation of a community access programming policy,
1401 the adoption of the community access programming budget and the
1402 allocation of capital equipment and community access programming
1403 resources.

1404 Sec. 21. Section 16-333k of the general statutes is repealed and the
1405 following is substituted in lieu thereof (*Effective from passage*):

1406 Each community antenna television system shall: (1) Operate a
1407 business office in the franchise area or in an immediately adjacent
1408 franchise area if approved by the [department] authority that shall be
1409 open during normal business hours, (2) operate sufficient telephone
1410 lines, including a toll-free number or any other free calling option, as
1411 approved by the [department] authority, staffed by a company
1412 customer service representative during normal business hours for any
1413 community antenna television system, having less than thirty
1414 thousand customers, and from 9 a.m. until 11 p.m. Monday through
1415 Friday, and from 9 a.m. until 1 p.m. Saturday for any community
1416 antenna television system, having more than thirty thousand
1417 customers, to receive subscriber inquiries, complaints, repair requests,
1418 requests for billing adjustments and other service-related requests, (3)
1419 connect each such call to a company customer service representative
1420 within two minutes during normal business hours, unless there is an
1421 emergency in which case the customer should receive a recorded
1422 message describing the problem and offering assistance, (4) provide
1423 for an answering service to receive such inquiries, complaints, and
1424 requests during such times when the company is not required to staff a
1425 toll-free number or any other free calling option, as approved by the
1426 [department] authority, (5) have sufficient personnel on duty as
1427 required by subdivision (2) of this section to receive subscriber
1428 inquiries, complaints, repair requests, requests for billing adjustments

1429 and other service-related requests and to respond to all such inquiries,
1430 complaints and requests not later than the close of the next business
1431 day after receipt thereof, except as provided by section 16-333i, (6)
1432 keep adequate records of all complaints and their final disposition,
1433 which shall be in such form as the [department] authority prescribes,
1434 and (7) follow the written procedures for resolving subscriber
1435 complaints and billing disputes, in accordance with subsection (d) of
1436 section 16-333l and such additional requirements as the [department]
1437 authority shall prescribe, and provide a copy of such procedures to
1438 each subscriber at the time of the initial subscription and at least
1439 annually thereafter.

1440 Sec. 22. Section 16-346 of the general statutes is repealed and the
1441 following is substituted in lieu thereof (*Effective from passage*):

1442 No person, public agency or public utility shall engage in
1443 excavation or discharge explosives at or near the location of a public
1444 utility underground facility or demolish a structure located at or near
1445 or containing a public utility facility without having first ascertained
1446 the location of all underground facilities of public utilities in the area
1447 of such excavation, discharge or demolition in the manner prescribed
1448 in this chapter and in such regulations as the [department] authority
1449 shall adopt pursuant to section 16-357.

1450 Sec. 23. Section 16-350 of the general statutes is repealed and the
1451 following is substituted in lieu thereof (*Effective from passage*):

1452 Any permit issued by a public agency for excavation, demolition or
1453 discharge of explosives shall require compliance with this chapter. No
1454 such permit shall be issued by any public agency unless such public
1455 agency receives satisfactory evidence from the person, public agency
1456 or public utility seeking such permit that the requirements of this
1457 chapter have been met. Such evidence shall be obtained from the
1458 central clearinghouse and shall be in such form as the [department]
1459 authority may prescribe by regulations pursuant to section 16-357.

1460 Sec. 24. Section 16-351 of the general statutes is repealed and the
1461 following is substituted in lieu thereof (*Effective from passage*):

1462 A public utility receiving notice pursuant to section 16-349 shall
1463 inform the person, public agency or public utility proposing to
1464 excavate, discharge explosives or demolish a structure of the
1465 approximate location of its underground facilities in the area in such
1466 manner as will enable such person, public agency or public utility to
1467 establish the precise location of the underground facilities, and shall
1468 provide such other assistance in establishing the precise location of the
1469 underground facilities as the [department] authority may require by
1470 regulation pursuant to section 16-357. Such person, public agency or
1471 public utility shall designate the area of the proposed excavation,
1472 demolition or discharge of explosives as the [department] authority
1473 may prescribe by regulation. The public utility receiving notice shall
1474 mark the approximate location of its underground facilities in such
1475 manner and using such methods, including color coding, as the
1476 [department] authority may prescribe by regulation. If the precise
1477 location of the underground facilities cannot be established, the
1478 person, public agency or public utility shall so notify the public utility
1479 whose facilities may be affected, which shall provide such further
1480 assistance as may be needed to determine the precise location of the
1481 underground facilities in advance of the proposed excavation,
1482 discharge of explosives or demolition.

1483 Sec. 25. Section 16-354 of the general statutes is repealed and the
1484 following is substituted in lieu thereof (*Effective from passage*):

1485 A person, public agency or public utility responsible for excavating,
1486 discharging explosives or demolition shall exercise reasonable care
1487 when working in proximity to the underground facilities of any public
1488 utility and shall comply with such safety standards and other
1489 requirements as the [department] authority shall prescribe by
1490 regulation pursuant to section 16-357. If the facilities are likely to be
1491 exposed, such support shall be provided as may be reasonably

1492 necessary for protection of the facilities. If gas facilities are likely to be
1493 exposed, only hand digging shall be employed.

1494 Sec. 26. Subsection (c) of section 16a-46e of the general statutes is
1495 repealed and the following is substituted in lieu thereof (*Effective from*
1496 *passage*):

1497 (c) No person shall receive a rebate pursuant to this section for a
1498 furnace or boiler replacement if such person has received a monetary
1499 grant for the same furnace or boiler replacement under [any program
1500 administered by] any other state or federal grant program that pays
1501 the full cost of furnace or boiler replacement. A person using a state or
1502 federal low interest loan program to pay for the cost of furnace or
1503 boiler replacement may be eligible for a rebate pursuant to this section.
1504 In no event shall a rebate exceed the total expenditures for such
1505 furnace or boiler replacement.

1506 Sec. 27. Section 22-11e of the general statutes is repealed and the
1507 following is substituted in lieu thereof (*Effective from passage*):

1508 (a) There shall be an Interagency Aquaculture Coordinating
1509 Committee comprised of the Departments of Agriculture, Energy and
1510 Environmental Protection, and Economic and Community
1511 Development to provide for the development and enhancement of
1512 aquaculture in this state. The Commissioner of Agriculture shall serve
1513 as chairperson of said committee and shall convene the committee as
1514 often as he deems necessary.

1515 (b) On or before October 1, 1995, the Interagency Aquaculture
1516 Coordinating Committee shall develop a comprehensive strategy for
1517 the development of aquaculture in this state.

1518 Sec. 28. Subsection (b) of section 4b-1c of the general statutes is
1519 repealed and the following is substituted in lieu thereof (*Effective from*
1520 *passage*):

1521 (b) (1) Wherever the term "Commissioner of Public Works" is used
1522 in the following general statutes, the term "Commissioner of
1523 Construction Services" shall be substituted in lieu thereof; and (2)
1524 wherever the term "Department of Public Works" is used in the
1525 following general statutes, the term "Department of Construction
1526 Services" shall be substituted in lieu thereof: 3-20, 3-21d, 4-61, 4-89, 4b-
1527 1a, 4b-16, 4b-22a, 4b-51, 4b-51a, 4b-53, 4b-54, 4b-55, 4b-55a, 4b-56, 4b-
1528 60, 4b-63, 4b-70, 4b-91, 4b-100, 4b-100a, 4b-102, 4b-103, 5-142, 7-323p,
1529 10a-4a, 10a-91c, 10a-91d, 13b-20n, [16a-37u, 16a-37v,] 16a-38, 16a-38a,
1530 16a-38b, 16a-38d, 16a-38i, 16a-38j, 16a-38l, 16a-38m, 16a-39, 17a-27, 17a-
1531 27c, 17a-27d, 17a-451b, 17b-739, 22-64, 22a-6, 22a-12, 22a-439a, 22a-459,
1532 26-3, 27-45, 27-131, 28-1b, 31-57, 32-612, 32-613, 32-655a, 32-656 and 49-
1533 41b.

1534 Sec. 29. Subdivision (30) of subsection (a) of section 16-1 of the
1535 general statutes is repealed and the following is substituted in lieu
1536 thereof (*Effective from passage*):

1537 (30) "Electric supplier" means any person, including an electric
1538 aggregator or participating municipal electric utility that is licensed by
1539 the Public Utilities Regulatory Authority in accordance with section
1540 16-245, that provides electric generation services to end use customers
1541 in the state using the transmission or distribution facilities of an
1542 electric distribution company, regardless of whether or not such
1543 person takes title to such generation services, but does not include: (A)
1544 A municipal electric utility established under chapter 101, other than a
1545 participating municipal electric utility; (B) a municipal electric energy
1546 cooperative established under chapter 101a; (C) an electric cooperative
1547 established under chapter 597; or (D) any other electric utility owned,
1548 leased, maintained, operated, managed or controlled by any unit of
1549 local government under any general statute or special act; [or (E) an
1550 electric distribution company in its provision of electric generation
1551 services in accordance with subsection (a) or, prior to January 1, 2004,
1552 subsection (c) of section 16-244c;]

1553 Sec. 30. Subdivision (41) of subsection (a) of section 16-1 of the
1554 general statutes is repealed and the following is substituted in lieu
1555 thereof (*Effective from passage*):

1556 (41) "Federally mandated congestion charges" means any cost
1557 approved by the Federal Energy Regulatory Commission as part of
1558 New England Standard Market Design including, but not limited to,
1559 locational marginal pricing, locational installed capacity payments, any
1560 cost approved by the Public Utilities Regulatory Authority to reduce
1561 federally mandated congestion charges in accordance with section 7-
1562 233y, this section, sections [16-19ss,] 16-32f, 16-50i, 16-50k, as amended
1563 by this act, 16-50x, 16-243i to 16-243q, inclusive, 16-244c, as amended
1564 by this act, 16-244e, 16-245m, 16-245n and 16-245z, and section 21 of
1565 public act 05-1 of the June special session and reliability must run
1566 contracts;

1567 Sec. 31. Section 16-19kk of the general statutes is repealed and the
1568 following is substituted in lieu thereof (*Effective from passage*):

1569 (a) The General Assembly finds that if the earnings of electric, gas,
1570 telephone and water public service companies, as defined in section
1571 16-1, as amended by this act, are adversely affected by such companies'
1572 conservation and load management programs or other programs
1573 promoting the state's economic development, energy and other policy,
1574 those companies will have a disincentive to implement such programs.
1575 The General Assembly further finds that in order to further the
1576 implementation of such programs the earnings of electric, gas,
1577 telephone and water companies should be consistent with the
1578 principles and guidelines set forth in sections 16-19e [, 16-19aa] and 16-
1579 19kk to 16-19oo, inclusive, as amended by this act, and 16a-49
1580 notwithstanding participation in conservation and load management
1581 programs and other programs authorized by the Public Utilities
1582 Regulatory Authority, promoting the state's economic development,
1583 energy and other policy.

1584 (b) The authority shall complete, on or before December 31, 1991, an
1585 investigation into the relationship between a company's volume of
1586 sales and its earnings. The authority shall, on or before July 1, 1993,
1587 implement rate-making and other procedures and practices in order to
1588 encourage the implementation of conservation and load management
1589 programs and other programs authorized by the authority promoting
1590 the state's economic development, energy and other policy. Such
1591 procedures to implement a modification or elimination of any direct
1592 relationship between the volume of sales and the earnings of electric,
1593 gas, telephone and water companies may include the adoption of a
1594 sales adjustment clause pursuant to subsection (i) of section 16-19b, or
1595 other adjustment clause similar thereto. The authority's investigation
1596 shall include a review of its regulations and policies to identify any
1597 existing disincentives to the development and implementation of cost
1598 effective conservation and load management programs and other
1599 programs promoting the state's economic development, energy and
1600 other policy.

1601 (c) Notwithstanding the provisions of subdivision (4) of subsection
1602 (a) of section 16-19e, in a proceeding under subsection (a) of section 16-
1603 19 the authority shall consider for an electric, gas, telephone or water
1604 public service company, as defined in section 16-1, as amended by this
1605 act, in establishing the company's authorized return within the range
1606 of reasonable rates of return: Quality, reliability and cost of service
1607 provided by the company, the reduced or shifted demand for
1608 electricity, gas or water resulting from the company's conservation and
1609 load management programs approved by the authority, the company's
1610 successful implementation of programs supporting economic
1611 development of the state and the company's success in decreasing or
1612 constraining dependence on the use of petroleum or any other criteria
1613 consistent with the state energy or other policy. The authority may also
1614 establish other performance-based incentives both related and
1615 unrelated to the company's rate of return designed to implement the
1616 purposes of said sections 16-19e, [16-19aa,] 16-19kk to 16-19oo,

1617 inclusive, as amended by this act, and 16a-49.

1618 (d) In any proceeding before the authority in which a company
1619 seeks beneficial rate treatment pursuant to this section, the Office of
1620 Consumer Counsel may retain independent experts to provide
1621 analysis, evaluation and testimony to address the issue of the
1622 appropriateness of such beneficial treatment under consideration in
1623 the proceeding, and all reasonable and proper expenses, to provide
1624 such analysis, evaluation and testimony, to a maximum of fifty
1625 thousand dollars per proceeding, shall be paid by the company and
1626 shall be proper rate-making expenses.

1627 (e) The Public Utilities Regulatory Authority may adopt regulations,
1628 in accordance with the provisions of chapter 54, to carry out the
1629 purposes of this section.

1630 Sec. 32. Subsection (a) of section 16-50k of the general statutes is
1631 repealed and the following is substituted in lieu thereof (*Effective from*
1632 *passage*):

1633 (a) Except as provided in subsection (b) of section 16-50z, no person
1634 shall exercise any right of eminent domain in contemplation of,
1635 commence the preparation of the site for, commence the construction
1636 or supplying of a facility, or commence any modification of a facility,
1637 that may, as determined by the council, have a substantial adverse
1638 environmental effect in the state without having first obtained a
1639 certificate of environmental compatibility and public need, hereinafter
1640 referred to as a "certificate", issued with respect to such facility or
1641 modification by the council. Certificates shall not be required for (1)
1642 fuel cells built within the state with a generating capacity of two
1643 hundred fifty kilowatts or less, or (2) fuel cells built out of state with a
1644 generating capacity of ten kilowatts or less. Any facility with respect to
1645 which a certificate is required shall thereafter be built, maintained and
1646 operated in conformity with such certificate and any terms, limitations
1647 or conditions contained therein. Notwithstanding the provisions of this

1648 chapter or title 16a, the council shall, in the exercise of its jurisdiction
1649 over the siting of generating facilities, approve by declaratory ruling
1650 (A) the construction of a facility solely for the purpose of generating
1651 electricity, other than an electric generating facility that uses nuclear
1652 materials or coal as fuel, at a site where an electric generating facility
1653 operated prior to July 1, 2004, and (B) the construction or location of
1654 any fuel cell, unless the council finds a substantial adverse
1655 environmental effect, or of any customer-side distributed resources
1656 project or facility or grid-side distributed resources project or facility
1657 with a capacity of not more than sixty-five megawatts, as long as such
1658 project meets air and water quality standards of the Department of
1659 Energy and Environmental Protection. [, and (C) the siting of
1660 temporary generation solicited by the Public Utilities Regulatory
1661 Authority pursuant to section 16-19ss.]

1662 Sec. 33. Subsection (k) of section 16-243m of the general statutes is
1663 repealed and the following is substituted in lieu thereof (*Effective from*
1664 *passage*):

1665 (k) The authority may order an electric distribution company to
1666 submit a proposal pursuant to the provisions of this section and may
1667 approve such a proposal under this section. Nothing in sections 16-1,
1668 as amended by this act, [16-19ss,] 16-32f, 16-50i, 16-50k, as amended by
1669 this act, 16-50x, 16-243i to 16-243q, inclusive, 16-244c, as amended by
1670 this act, 16-244e, 16-245d, 16-245m, 16-245n and 16-245z and section 21
1671 of public act 05-1 of the June special session shall limit the authority's
1672 ability to conduct requests for proposals, in addition to that in
1673 subsection (c) of this section, to reduce federally mandated congestion
1674 charges and to approve such proposals or otherwise to meet its
1675 responsibility under this title.

1676 Sec. 34. Subsection (a) of section 16-243p of the general statutes is
1677 repealed and the following is substituted in lieu thereof (*Effective from*
1678 *passage*):

1679 (a) An electric distribution company may recover its costs and
1680 investments that have been prudently incurred under the provisions of
1681 sections 16-1, as amended by this act, [16-19ss,] 16-50k, as amended by
1682 this act, 16-50x, 16-243i to 16-243q, inclusive, 16-244c, as amended by
1683 this act, 16-244e, 16-245d, 16-245m, 16-245n, 16-245z and 16-262i and
1684 section 21 of public act 05-1 of the June special session. The Public
1685 Utilities Regulatory Authority shall, after a hearing held pursuant to
1686 the provisions of chapter 54, determine the appropriate mechanism to
1687 obtain cost recovery in a timely manner which mechanism may be one
1688 or more of the following: (1) Approval of rates as provided in sections
1689 16-19 and 16-19e; (2) the energy adjustment clause as provided in
1690 section 16-19b; or (3) the federally mandated congestion charges, as
1691 defined in section 16-1, as amended by this act. If an electric
1692 distribution company has, for six consecutive months, earned a return
1693 on equity below the return authorized by the authority, earnings of
1694 such electric distribution companies that are adversely affected owing
1695 to decreased energy use attributable to implementation of the
1696 provisions of sections 16-1, as amended by this act, [16-19ss,] 16-50k, as
1697 amended by this act, 16-50x, 16-243i to 16-243q, inclusive, 16-244c, as
1698 amended by this act, 16-244e, 16-245d, 16-245m, 16-245n, 16-245z and
1699 16-262i and section 21 of public act 05-1 of the June special session, are
1700 recoverable pursuant to the provisions of section 16-19kk, as amended
1701 by this act.

1702 Sec. 35. Section 16-243r of the general statutes is repealed and the
1703 following is substituted in lieu thereof (*Effective from passage*):

1704 The provisions of sections 7-233y, 16-1, as amended by this act, [16-
1705 19ss,] 16-32f, 16-50i, 16-50k, as amended by this act, 16-50x, 16-243i to
1706 16-243q, inclusive, 16-244c, as amended by this act, 16-244e, 16-245d,
1707 16-245m, 16-245n, 16-245z and 16-262i and section 21 of public act 05-1
1708 of the June special session apply to new customer-side distributed
1709 resources and grid-side distributed resources developed in this state
1710 that add electric capacity on and after January 1, 2006, and shall also
1711 apply to customer-side distributed resources and grid-side distributed

1712 resources developed in this state before January 1, 2007, that (1) have
1713 undergone upgrades that increase the resource's thermal efficiency
1714 operating level by no fewer than ten percentage points or, for
1715 resources that have a thermal efficiency level of at least seventy per
1716 cent, have undergone upgrades that increase the resource's turbine
1717 heat rate by no fewer than five percentage points and increase the
1718 electrical output of the resource by no fewer than ten percentage
1719 points, (2) operate at a thermal efficiency level of at least fifty per cent,
1720 and (3) add electric capacity in this state on or after January 1, 2007,
1721 provided such measure is in accordance with the provisions of said
1722 sections 7-233y, 16-1, as amended by this act, [16-19ss,] 16-32f, 16-50i,
1723 16-50k, as amended by this act, 16-50x, 16-243i to 16-243q, inclusive,
1724 16-244c, as amended by this act, 16-244e, 16-245d, 16-245m, 16-245n,
1725 16-245z and 16-262i and section 21 of public act 05-1 of the June special
1726 session. On or before January 1, 2009, the Public Utilities Regulatory
1727 Authority, in consultation with the Office of Consumer Counsel, shall
1728 report to the joint standing committee of the General Assembly having
1729 cognizance of matters relating to energy regarding the cost-
1730 effectiveness of programs pursuant to this section.

1731 Sec. 36. Subsection (b) of section 16-244e of the general statutes is
1732 repealed and the following is substituted in lieu thereof (*Effective from*
1733 *passage*):

1734 (b) Not later than August 1, 1998, the Public Utilities Regulatory
1735 Authority shall hold a hearing and issue a final order that unbundles
1736 prices or rates for electric generation services for each electric company
1737 from all other charges. Any hearing shall be conducted as a contested
1738 case in accordance with chapter 54. On and after July 1, 1999, each
1739 electric company or electric distribution company, as the case may be,
1740 shall provide all customers with a bill that separates the electric
1741 generation services component of those charges. [Any unbundling of
1742 charges for electric generation services under this subsection shall not
1743 affect the calculation of base rates under section 16-244a.]

1744 Sec. 37. Section 16-244l of the general statutes is repealed and the
1745 following is substituted in lieu thereof (*Effective from passage*):

1746 The administrator of any project utilizing fuel cells with an
1747 electricity purchase agreement entered into and approved by the
1748 Public Utilities Regulatory Authority pursuant to subsection [(j)] (h) of
1749 section 16-244c, as amended by this act, with a generating capacity of
1750 not greater than five megawatts, to be sited within fifty feet of a
1751 natural gas transmission facility that operates at pressures in excess of
1752 one hundred fifty pounds, may submit a request to said authority for a
1753 modification to such purchase agreement that would permit the
1754 project to move to an alternative location and allow for an equitable
1755 adjustment in contract pricing to account for any change in the project
1756 attributable to the change in location. Said authority shall open a
1757 docket to review such modification request not later than thirty days
1758 after receipt of such request. Said authority may approve such
1759 modification request not later than one hundred twenty days after
1760 receipt of such request. Factors affecting such modification shall be
1761 limited to location, contract pricing and schedule attributable to the
1762 change in location. No existing electricity purchase agreement shall be
1763 cancelled or deemed in noncompliance by an electric distribution
1764 company until such modification is approved.

1765 Sec. 38. Subsection (d) of section 16-244r of the general statutes is
1766 repealed and the following is substituted in lieu thereof (*Effective from*
1767 *passage*):

1768 (d) Notwithstanding subdivision (1) of subsection [(j)] (h) of section
1769 16-244c, as amended by this act, an electric distribution company may
1770 retire the renewable energy credits it procures through long-term
1771 contracting to satisfy its obligation pursuant to section 16-245a.

1772 Sec. 39. Subsection (d) of section 16-244t of the general statutes is
1773 repealed and the following is substituted in lieu thereof (*Effective from*
1774 *passage*):

1775 (d) Notwithstanding subdivision (1) of subsection [(j)] (h) of section
1776 16-244c, as amended by this act, an electric distribution company may
1777 retire the renewable energy credits it procures through long-term
1778 contracting to satisfy its obligation pursuant to section 16-245a.

1779 Sec. 40. Subsection (c) of section 16-244v of the general statutes is
1780 repealed and the following is substituted in lieu thereof (*Effective from*
1781 *passage*):

1782 (c) Notwithstanding the provisions of subdivision (1) of subsection
1783 [(j)] (h) of section 16-244c, as amended by this act, the amount of
1784 renewable energy produced from such facilities shall be applied to
1785 reduce the electric distribution company's Class I renewable energy
1786 source portfolio standard obligations.

1787 Sec. 41. Subsection (k) of section 16-245 of the general statutes is
1788 repealed and the following is substituted in lieu thereof (*Effective from*
1789 *passage*):

1790 (k) Any licensee who fails to comply with a license condition or who
1791 violates any provision of this section, except for the renewable
1792 portfolio standards contained in subsection (g) of this section, shall be
1793 subject to civil penalties by the Public Utilities Regulatory Authority in
1794 accordance with section 16-41, or the suspension or revocation of such
1795 license or a prohibition on accepting new customers following a
1796 hearing that is conducted as a contested case in accordance with
1797 chapter 54. Notwithstanding the provisions of subsection [(d)] (b) of
1798 section 16-244c, as amended by this act, regarding an alternative
1799 transitional standard offer option or an alternative standard service
1800 option, the authority shall require a payment by a licensee that fails to
1801 comply with the renewable portfolio standards in accordance with
1802 subdivision (4) of subsection (g) of this section in the amount of five
1803 and one-half cents per kilowatt hour. The authority shall allocate such
1804 payment to the Clean Energy Fund for the development of Class I
1805 renewable energy sources.

1806 Sec. 42. Subsection (a) of section 16-245d of the general statutes is
1807 repealed and the following is substituted in lieu thereof (*Effective from*
1808 *passage*):

1809 (a) The Department of Energy and Environmental Protection shall,
1810 by regulations adopted pursuant to chapter 54, develop a standard
1811 billing format that enables customers to compare pricing policies and
1812 charges among electric suppliers. The department shall adopt
1813 regulations, in accordance with the provisions of chapter 54, to provide
1814 that an electric supplier, until July 1, 2012, may provide direct billing
1815 and collection services for electric generation services and related
1816 federally mandated congestion charges that such supplier provides to
1817 its customers with a maximum demand of not less than one hundred
1818 kilowatts that choose to receive a bill directly from such supplier and,
1819 on and after July 1, 2012, shall provide direct billing and collection
1820 services for electric generation services and related federally mandated
1821 congestion charges that such suppliers provide to their customers or
1822 may choose to obtain such billing and collection service through an
1823 electric distribution company and pay its pro rata share in accordance
1824 with the provisions of subsection [(h)] (f) of section 16-244c, as
1825 amended by this act. Any customer of an electric supplier, which is
1826 choosing to provide direct billing, who paid for the cost of billing and
1827 other services to an electric distribution company shall receive a credit
1828 on their monthly bill.

1829 (1) An electric supplier that chooses to provide billing and collection
1830 services shall, in accordance with the billing format developed by the
1831 department, include the following information in each customer's bill:
1832 (A) The total amount owed by the customer, which shall be itemized to
1833 show (i) the electric generation services component and any additional
1834 charges imposed by the electric supplier, and (ii) federally mandated
1835 congestion charges applicable to the generation services; (B) any
1836 unpaid amounts from previous bills, which shall be listed separately
1837 from current charges; (C) the rate and usage for the current month and
1838 each of the previous twelve months in bar graph form or other visual

1839 format; (D) the payment due date; (E) the interest rate applicable to
1840 any unpaid amount; (F) the toll-free telephone number of the Public
1841 Utilities Regulatory Authority for questions or complaints; and (G) the
1842 toll-free telephone number and address of the electric supplier. On or
1843 before February 1, 2012, the authority shall conduct a review of the
1844 costs and benefits of suppliers billing for all components of electric
1845 service, and report, in accordance with the provisions of section 11-4a,
1846 to the joint standing committee of the General Assembly having
1847 cognizance of matters relating to energy regarding the results of such
1848 review.

1849 (2) An electric distribution company shall, in accordance with the
1850 billing format developed by the authority, include the following
1851 information in each customer's bill: (A) The total amount owed by the
1852 customer, which shall be itemized to show, (i) the electric generation
1853 services component if the customer obtains standard service or last
1854 resort service from the electric distribution company, (ii) the
1855 distribution charge, including all applicable taxes and the systems
1856 benefits charge, as provided in section 16-245l, (iii) the transmission
1857 rate as adjusted pursuant to subsection (d) of section 16-19b, (iv) the
1858 competitive transition assessment, as provided in section 16-245g, (v)
1859 federally mandated congestion charges, and (vi) the conservation and
1860 renewable energy charge, consisting of the conservation and load
1861 management program charge, as provided in section 16-245m, and the
1862 renewable energy investment charge, as provided in section 16-245n;
1863 (B) any unpaid amounts from previous bills which shall be listed
1864 separately from current charges; (C) except for customers subject to a
1865 demand charge, the rate and usage for the current month and each of
1866 the previous twelve months in the form of a bar graph or other visual
1867 form; (D) the payment due date; (E) the interest rate applicable to any
1868 unpaid amount; (F) the toll-free telephone number of the electric
1869 distribution company to report power losses; (G) the toll-free
1870 telephone number of the Public Utilities Regulatory Authority for
1871 questions or complaints; and (H) if a customer has a demand of five

1872 hundred kilowatts or less during the preceding twelve months, a
1873 statement about the availability of information concerning electric
1874 suppliers pursuant to section 16-245p, as amended by this act.

1875 Sec. 43. Subsection (a) of section 16-245l of the general statutes is
1876 repealed and the following is substituted in lieu thereof (*Effective from*
1877 *passage*):

1878 (a) The Public Utilities Regulatory Authority shall establish and
1879 each electric distribution company shall collect a systems benefits
1880 charge to be imposed against all end use customers of each electric
1881 distribution company beginning January 1, 2000. The authority shall
1882 hold a hearing that shall be conducted as a contested case in
1883 accordance with chapter 54 to establish the amount of the systems
1884 benefits charge. The authority may revise the systems benefits charge
1885 or any element of said charge as the need arises. The systems benefits
1886 charge shall be used to fund (1) the expenses of the public education
1887 outreach program developed under [subsections (a), (f) and (g) of]
1888 section 16-244d, as amended by this act, other than expenses for
1889 authority staff, (2) [the reasonable and proper expenses of the
1890 education outreach consultant pursuant to subsection (d) of section 16-
1891 244d, (3)] the cost of hardship protection measures under sections 16-
1892 262c and 16-262d and other hardship protections, including, but not
1893 limited to, electric service bill payment programs, funding and
1894 technical support for energy assistance, fuel bank and weatherization
1895 programs and weatherization services, [(4)] (3) the payment program
1896 to offset tax losses described in section 12-94d, [(5)] (4) any sums paid
1897 to a resource recovery authority pursuant to subsection (b) of section
1898 16-243e, as amended by this act, [(6)] (5) low income conservation
1899 programs approved by the Public Utilities Regulatory Authority, [(7)]
1900 (6) displaced worker protection costs, [(8)] (7) unfunded storage and
1901 disposal costs for spent nuclear fuel generated before January 1, 2000,
1902 approved by the appropriate regulatory agencies, [(9)] (8)
1903 postretirement safe shutdown and site protection costs that are
1904 incurred in preparation for decommissioning, [(10)] (9)

1905 decommissioning fund contributions, [(11) the costs of temporary
1906 electric generation facilities incurred pursuant to section 16-19ss, (12)]
1907 (10) operating expenses for the Connecticut Energy Advisory Board,
1908 [(13)] (11) costs associated with the Connecticut electric efficiency
1909 partner program established pursuant to section 16-243v, [(14)] (12)
1910 reinvestments and investments in energy efficiency programs and
1911 technologies pursuant to section 16a-38l, costs associated with the
1912 electricity conservation incentive program established pursuant to
1913 section 119 of public act 07-242, and [(15)] (13) legal, appraisal and
1914 purchase costs of a conservation or land use restriction and other
1915 related costs as the authority in its discretion deems appropriate,
1916 incurred by a municipality on or before January 1, 2000, to ensure the
1917 environmental, recreational and scenic preservation of any reservoir
1918 located within this state created by a pump storage hydroelectric
1919 generating facility. As used in this subsection, "displaced worker
1920 protection costs" means the reasonable costs incurred, prior to January
1921 1, 2008, (A) by an electric supplier, exempt wholesale generator,
1922 electric company, an operator of a nuclear power generating facility in
1923 this state or a generation entity or affiliate arising from the dislocation
1924 of any employee other than an officer, provided such dislocation is a
1925 result of (i) restructuring of the electric generation market and such
1926 dislocation occurs on or after July 1, 1998, or (ii) the closing of a Title IV
1927 source or an exempt wholesale generator, as defined in 15 USC 79z-5a,
1928 on or after January 1, 2004, as a result of such source's failure to meet
1929 requirements imposed as a result of sections 22a-197 and 22a-198 and
1930 this section or those Regulations of Connecticut State Agencies
1931 adopted by the Department of Energy and Environmental Protection,
1932 as amended from time to time, in accordance with Executive Order
1933 Number 19, issued on May 17, 2000, and provided further such costs
1934 result from either the execution of agreements reached through
1935 collective bargaining for union employees or from the company's or
1936 entity's or affiliate's programs and policies for nonunion employees,
1937 and (B) by an electric distribution company or an exempt wholesale
1938 generator arising from the retraining of a former employee of an

1939 unaffiliated exempt wholesale generator, which employee was
1940 involuntarily dislocated on or after January 1, 2004, from such
1941 wholesale generator, except for cause. "Displaced worker protection
1942 costs" includes costs incurred or projected for severance, retraining,
1943 early retirement, outplacement, coverage for surviving spouse
1944 insurance benefits and related expenses. "Displaced worker protection
1945 costs" does not include those costs included in determining a tax credit
1946 pursuant to section 12-217bb.

1947 Sec. 44. Subsection (b) of section 16-245p of the general statutes is
1948 repealed and the following is substituted in lieu thereof (*Effective from*
1949 *passage*):

1950 (b) The Public Utilities Regulatory Authority shall maintain and
1951 make available to customers upon request, a list of electric aggregators
1952 and the following information about each electric supplier and each
1953 electric distribution company providing standard service or back-up
1954 electric generation service, pursuant to section 16-244c: (1) Rates and
1955 charges; (2) applicable terms and conditions of a contract for electric
1956 generation services; (3) the [percentage of the total electric output
1957 derived from each of the categories of energy sources provided in
1958 subsection (e) of section 16-244d, the] total emission rates of nitrogen
1959 oxides, sulfur oxides, carbon dioxide, carbon monoxide, particulates,
1960 heavy metals and other wastes the disposal of which is regulated
1961 under state or federal law at the facilities operated by or under long-
1962 term contract to the electric supplier or providing electric generation
1963 services to an electric distribution company providing standard service
1964 or back-up electric generation service, pursuant to section 16-244c, and
1965 the analysis of the environmental characteristics of each such category
1966 of energy source prepared pursuant to subsection (e) of said section 16-
1967 244d and to the extent such information is unknown, the estimated
1968 percentage of the total electric output for which such information is
1969 unknown, along with the word "unknown" for that percentage; (4) a
1970 record of customer complaints and the disposition of each complaint;
1971 and (5) any other information the authority determines will assist

1972 customers in making informed decisions when choosing an electric
1973 supplier. The authority shall make available to customers the
1974 information filed pursuant to subsection (a) of this section not later
1975 than thirty days after its receipt. The authority shall put such
1976 information in a standard format so that a customer can readily
1977 understand and compare the services provided by each electric
1978 supplier.

1979 Sec. 45. Subsection (c) of section 16-245x of the general statutes is
1980 repealed and the following is substituted in lieu thereof (*Effective from*
1981 *passage*):

1982 (c) Each electric distribution company shall submit, on a form
1983 prescribed by the authority, quarterly reports containing [(1)] the
1984 average price for electric service for each customer class. [, and (2)
1985 separately within the residential class, the price for electric service
1986 under the standard offer, as provided in subsection (a) of section 16-
1987 244c and the price for default service, as provided in subsection (b) of
1988 said section 16-244c.]

1989 Sec. 46. Subsection (b) of section 16-245ff of the general statutes is
1990 repealed and the following is substituted in lieu thereof (*Effective from*
1991 *passage*):

1992 (b) The Clean Energy Finance and Investment Authority shall offer
1993 direct financial incentives, in the form of performance-based incentives
1994 or expected performance-based buydowns, for the purchase or lease of
1995 qualifying residential solar photovoltaic systems. For the purposes of
1996 this section, "performance-based incentives" means incentives paid out
1997 on a per kilowatt-hour basis, and "expected performance-based
1998 buydowns" means incentives paid out as a one-time upfront incentive
1999 based on expected system performance. The authority shall consider
2000 willingness to pay studies and verified solar photovoltaic system
2001 characteristics, such as operational efficiency, size, location, shading
2002 and orientation, when determining the type and amount of incentive.

2003 Notwithstanding the provisions of subdivision (1) of subsection [(j)]
2004 (h) of section 16-244c, as amended by this act, the amount of renewable
2005 energy produced from Class I renewable energy sources receiving
2006 tariff payments or included in utility rates under this section shall be
2007 applied to reduce the electric distribution company's Class I renewable
2008 energy source portfolio standard. Customers who receive expected
2009 performance-based buydowns under this section shall not be eligible
2010 for a credit pursuant to section 16-243b.

2011 Sec. 47. Subsection (b) of section 16a-47a of the general statutes is
2012 repealed and the following is substituted in lieu thereof (*Effective from*
2013 *passage*):

2014 (b) The goals of the campaign established pursuant to subsection (a)
2015 of this section shall include, but not be limited to, educating electric
2016 consumers regarding (1) the benefits of pursuing strategies that
2017 increase energy efficiency, including information on the Connecticut
2018 electric efficiency partner program established pursuant to section 16a-
2019 46e and combined heat and power technologies, (2) the real-time
2020 energy reports developed pursuant to section 16a-47b and the real-
2021 time energy electronic mail and cellular phone alert system developed
2022 pursuant to section 16a-47d, and (3) the option of choosing a
2023 participating electric supplier, as defined in subsection [(k)] (i) of
2024 section 16-244c, as amended by this act.

2025 Sec. 48. Section 22a-2d of the general statutes is repealed and the
2026 following is substituted in lieu thereof (*Effective from passage*):

2027 (a) There is established a Department of Energy and Environmental
2028 Protection, which shall have jurisdiction relating to the preservation
2029 and protection of the air, water and other natural resources of the state,
2030 energy and policy planning and regulation and advancement of
2031 telecommunications and related technology. For the purposes of
2032 energy policy and regulation, the department shall have the following
2033 goals: (1) Reducing rates and decreasing costs for Connecticut's

2034 ratepayers, (2) ensuring the reliability and safety of our state's energy
2035 supply, (3) increasing the use of clean energy and technologies that
2036 support clean energy, and (4) developing the state's energy-related
2037 economy. For the purpose of environmental protection and regulation,
2038 the department shall have the following goals: (A) Conserving,
2039 improving and protecting the natural resources and environment of
2040 the state, and (B) preserving the natural environment while fostering
2041 sustainable development. The Public Utilities Regulatory Authority
2042 within the department shall be responsible for all matters of rate
2043 regulation for public utilities and regulated entities under title 16 and
2044 shall promote policies that will lead to just and reasonable utility rates.
2045 The department head shall be the Commissioner of Energy and
2046 Environmental Protection who shall be appointed by the Governor in
2047 accordance with the provisions of sections 4-5 to 4-8, inclusive, with
2048 the powers and duties therein prescribed. The Department of Energy
2049 and Environmental Protection shall establish bureaus, one of which
2050 shall be designated an energy bureau.

2051 (b) The Department of Energy and Environmental Protection shall
2052 constitute a successor department to the Department of Environmental
2053 Protection and the Department of Public Utility Control in accordance
2054 with the provisions of sections 4-38d, 4-38e and 4-39.

2055 (c) Wherever the words "Commissioner of Environmental
2056 Protection" are used or referred to in the following sections of the
2057 general statutes, the words "Commissioner of Energy and
2058 Environmental Protection" shall be substituted in lieu thereof: 3-7, 3-
2059 100, 4-5, 4-168, 4a-57, 4a-67d, 4b-15a, 4b-21, 5-238a, 7-121d, 7-131, 7-
2060 131a, 7-131d, 7-131e, 7-131f, 7-131g, 7-131i, 7-131l, 7-131t, 7-131u, 7-
2061 136h, 7-137c, 7-147, 7-151a, 7-151b, 7-245, 7-246, 7-246f, 7-247, 7-249a, 7-
2062 323o, 7-374, 7-487, 8-336f, 10-231b, 10-231c, 10-231d, 10-231g, 10-382,
2063 10-388, 10-389, 10-391, 12-81, 12-81r, 12-107d, 12-217mm, 12-263m, 12-
2064 407, 12-412, 13a-80i, 13a-94, 13a-142a, 13a-142b, 13a-142e, 13a-175j, 13b-
2065 11a, 13b-38x, 13b-51, 13b-56, 13b-57, 13b-329, 14-21e, 14-21i, 14-21s, 14-
2066 65a, 14-67l, 14-80a, 14-100b, 14-164c, 14-164h, 14-164i, 14-164k, 14-164o,

2067 15-11a, 15-121, 15-125, 15-127, 15-130, 15-133a, 15-133c, 15-140a, 15-
2068 140c, 15-140d, 15-140e, 15-140f, 15-140j, 15-140o, 15-140u, 15-140v, 15-
2069 141, 15-142, 15-143, 15-144, 15-145, 15-149a, 15-149b, 15-150a, 15-151,
2070 15-154, 15-154a, 15-155, 15-155d, 15-156, 15-174, 16-2, 16-11a, 16-19e,
2071 [16-19g,] 16-50c, 16-50d, 16-50j, as amended by this act, 16-261a, 16a-3,
2072 16a-21a, 16a-27, 16a-35h, 16a-38k, 16a-103, 16a-106, 19a-35a, 19a-47,
2073 19a-102a, 19a-330, 19a-341, 21-84b, 22-6c, 22-11h, 22-26cc, 22-81a, 22-
2074 91c, 22-350a, 22-358, 22a-1g, 22a-2a, 22a-5b, 22a-5c, 22a-6, 22a-6a, 22a-
2075 6b, as amended by this act, 22a-6e, 22a-6f, 22a-6g, 22a-6h, 22a-6i, 22a-6j,
2076 22a-6k, 22a-6l, 22a-6m, 22a-6n, 22a-6p, 22a-6s, 22a-6u, 22a-6v, 22a-6w,
2077 22a-6y, 22a-6z, 22a-6aa, 22a-6bb, 22a-6cc, 22a-7a, 22a-7b, 22a-8a, 22a-10,
2078 22a-13, 22a-16a, 22a-21, 22a-21b, 22a-21c, 22a-21d, 22a-21h, 22a-21j, 22a-
2079 22, 22a-25, 22a-26, 22a-27, 22a-27f, 22a-27l, 22a-27p, 22a-27r, 22a-27s,
2080 22a-27t, 22a-27u, 22a-27v, 22a-27w, 22a-29, 22a-35a, 22a-38, 22a-42a,
2081 22a-44, 22a-45a, 22a-45b, 22a-45c, 22a-45d, 22a-47, 22a-54, 22a-54a, 22a-
2082 56a, 22a-66a, 22a-66c, 22a-66j, 22a-66k, 22a-66l, 22a-66y, 22a-66z, 22a-68,
2083 22a-93, 22a-106a, 22a-109, 22a-113n, 22a-113t, 22a-114, 22a-115, 22a-118,
2084 22a-122, 22a-133a, 22a-133b, 22a-133k, 22a-133l, 22a-133m, 22a-133n,
2085 22a-133u, 22a-133v, 22a-133w, 22a-133y, 22a-133z, 22a-133aa, 22a-
2086 133bb, 22a-133ee, 22a-134, 22a-134e, 22a-134f, 22a-134g, 22a-134h, 22a-
2087 134i, 22a-134k, 22a-134l, 22a-134m, 22a-134n, 22a-134p, 22a-134s, 22a-
2088 135, 22a-136, 22a-137, 22a-148, 22a-149, 22a-150, 22a-151, 22a-153, 22a-
2089 154, 22a-155, 22a-156, 22a-158, 22a-160, 22a-162, 22a-170, 22a-171, 22a-
2090 173, 22a-174c, 22a-174d, 22a-174e, 22a-174f, 22a-174g, 22a-174h, 22a-
2091 174i, 22a-174j, 22a-174k, 22a-174l, 22a-174m, 22a-180, 22a-182a, 22a-183,
2092 22a-186, 22a-188, 22a-188a, 22a-191, 22a-191a, 22a-192, 22a-193, 22a-
2093 194a, 22a-194c, 22a-194f, 22a-198, 22a-199, 22a-200, 22a-200a, 22a-200b,
2094 22a-200c, 22a-201a, 22a-201b, 22a-207, 22a-208a, 22a-208b, 22a-208d,
2095 22a-208e, 22a-208f, 22a-208g, 22a-208h, 22a-208j, 22a-208o, 22a-208p,
2096 22a-208q, 22a-208v, 22a-208w, 22a-208x, 22a-208y, 22a-208aa, 22a-
2097 208bb, 22a-209a, 22a-209b, 22a-209d, 22a-209f, 22a-209g, 22a-209h, 22a-
2098 209i, 22a-213a, 22a-214, 22a-219b, 22a-219c, 22a-219e, 22a-220, 22a-220a,
2099 22a-220d, 22a-222, 22a-223, 22a-225, 22a-227, 22a-228, 22a-230, 22a-231,
2100 22a-233a, 22a-235, 22a-235a, 22a-237, 22a-238, 22a-239, 22a-240, 22a-

2101 240a, 22a-241, 22a-241a, 22a-241b, 22a-241g, 22a-241h, 22a-241j, 22a-
2102 245, 22a-245a, 22a-245b, 22a-245d, 22a-248, 22a-250, 22a-250a, 22a-250b,
2103 22a-250c, 22a-252, 22a-255b, 22a-255c, 22a-255d, 22a-255f, 22a-255h,
2104 22a-256b, 22a-256c, 22a-256i, 22a-256m, 22a-256o, 22a-256q, 22a-256r,
2105 22a-256v, 22a-256y, 22a-256aa, 22a-260, 22a-264, 22a-283, 22a-285a, 22a-
2106 285d, 22a-285e, 22a-285g, 22a-285h, 22a-285j, 22a-295, 22a-300, 22a-308,
2107 22a-309, 22a-314, 22a-315, 22a-316, 22a-317, 22a-318, 22a-319, 22a-320,
2108 22a-321, 22a-322, 22a-324, 22a-326, 22a-328, 22a-336, 22a-337, 22a-339a,
2109 22a-339b, 22a-339c, 22a-339d, 22a-339f, 22a-339g, 22a-339h, 22a-342a,
2110 22a-349, 22a-349a, 22a-351, 22a-352, 22a-354b, 22a-354c, 22a-354d, 22a-
2111 354e, 22a-354f, 22a-354h, 22a-354i, 22a-354j, 22a-354k, 22a-354l, 22a-
2112 354p, 22a-354q, 22a-354t, 22a-354u, 22a-354v, 22a-354w, 22a-354x, 22a-
2113 354z, 22a-354aa, 22a-354bb, 22a-354cc, 22a-355, 22a-357, 22a-359, 22a-
2114 361, 22a-361a, 22a-363b, 22a-364, 22a-367, 22a-368a, 22a-378a, 22a-381,
2115 22a-401, 22a-402, 22a-406, 22a-409, 22a-416, 22a-423, 22a-426, 22a-430b,
2116 22a-430c, 22a-434a, 22a-439, 22a-439a, 22a-444, 22a-445, 22a-449, 22a-
2117 449e, 22a-449f, 22a-449g, 22a-449h, 22a-449i, 22a-449j, 22a-449k, 22a-
2118 449l, 22a-449n, 22a-449p, 22a-449q, 22a-450a, 22a-452a, 22a-452e, 22a-
2119 453a, 22a-454c, 22a-457a, 22a-457b, 22a-458, 22a-459, 22a-461, 22a-462,
2120 22a-463, 22a-471, 22a-472, 22a-474, 22a-475, 22a-482, 22a-485, 22a-497,
2121 22a-500, 22a-501, 22a-517, 22a-521, 22a-522, 22a-523, 22a-524, 22a-525,
2122 22a-526, 22a-527, 22a-601, 22a-602, 22a-605, 22a-613, 22a-616, 22a-626,
2123 22a-627, 22a-629, 22a-630, 22a-634, 22a-637, 22a-638, 22a-902, 23-4, 23-5,
2124 23-5b, 23-6, 23-7, 23-8, 23-8b, 23-9a, 23-9b, 23-10, 23-10b, 23-10c, 23-10e,
2125 23-10i, 23-11, 23-12, 23-13, 23-14, 23-15a, 23-15b, 23-16, 23-16a, 23-17,
2126 23-18, 23-20, 23-21, 23-22, 23-23, 23-24, 23-24a, 23-25, 23-26b, 23-26c, 23-
2127 26d, 23-26f, 23-26g, 23-30, 23-31, 23-32, 23-32a, 23-33, 23-37a, 23-37b, 23-
2128 41, 23-61a, 23-61b, 23-61f, 23-65, 23-65f, 23-65g, 23-65h, 23-65i, 23-65j,
2129 23-65l, 23-65m, 23-65n, 23-65o, 23-65p, 23-65q, 23-73, 23-75, 23-77, 23-
2130 101, 23-102, 24-2, 25-33e, 25-33k, 25-33m, 25-33o, 25-34, 25-68b, 25-68i,
2131 25-68k, 25-68l, 25-68m, 25-68n, 25-71, 25-72, 25-74, 25-76, 25-80, 25-83a,
2132 25-94, 25-95, 25-97, 25-102a, 25-102d, 25-102e, 25-102f, 25-102t, 25-102ii,
2133 25-102qq, 25-102xx, 25-109e, 25-109q, 25-131, 25-139, 25-155, 25-157, 25-
2134 178, 25-199, 25-199a, 25-201, 25-231, 26-1, 26-3, 26-3a, 26-3b, 26-3c, 26-5,

2135 26-6, 26-6a, 26-7, 26-15, 26-17a, 26-18, 26-25a, 26-25b, 26-27, 26-27b, 26-
2136 27c, 26-27d, 26-28b, 26-29c, 26-30, 26-31, 26-31a, 26-40a, 26-40c, 26-46,
2137 26-55, 26-65, 26-65a, 26-67b, 26-67c, 26-67e, 26-74, 26-80a, 26-86a, 26-86c,
2138 26-86e, 26-91, 26-103, 26-107f, 26-107h, 26-107i, 26-115, 26-119, 26-141a,
2139 26-141b, 26-141c, 26-142a, 26-142b, 26-157c, 26-157d, 26-157e, 26-157h,
2140 26-157i, 26-159a, 26-186a, 26-192j, 26-297, 26-313, 26-314, 26-315, 26-316,
2141 28-1b, 28-31, 29-32b, 32-1e, 32-9dd, 32-9kk, 32-9ll, 32-11a, 32-23x, 32-
2142 242, 32-242a, 32-664, 38a-684, 47-46a, 47-59b, 47-65, 47-65a, 47-66, 47-
2143 66d, 47-66g, 51-164n, as amended by this act, 52-192, 52-473a, 53-190,
2144 53a-44a, 53a-54b and 53a-217e.

2145 (d) Wherever the words "Department of Environmental Protection"
2146 are used or referred to in the following sections of the general statutes,
2147 the words "Department of Energy and Environmental Protection" shall
2148 be substituted in lieu thereof: 1-84, 1-206, 1-217, 2-20a, 4-38c, 4-66c, 4-
2149 66aa, 4-89, 4a-53, 5-142, 7-131e, 7-151a, 7-151b, 7-252, 8-387, 10-282, 10-
2150 291, 10-413, 10a-119e, 12-63e, 12-263m, 13a-142b, 13a-142c, 13a-142d,
2151 13b-38a, 14-386, 15-129, 15-130a, 15-140e, 15-140f, 15-140j, 15-154, 15-
2152 155, 16-19h, [16-19o,] 16-50j, as amended by this act, 16-50k, as
2153 amended by this act, 16-50p, 16-243q, 16-244d, as amended by this act,
2154 16-244j, 16-245l, as amended by this act, 16-245y, 16-262m, 16-262n,
2155 19a-197b, 19a-320, 20-420, 21-84b, 22-11f, 22-11g, 22-11h, 22-26cc, 22-
2156 91e, 22-455, 22a-1d, 22a-2a, 22a-2c, 22a-5b, 22a-6, 22a-6f, 22a-6g, 22a-6l,
2157 22a-6p, 22a-6r, 22a-6u, 22a-6x, 22a-6cc, 22a-10, 22a-11, 22a-20a, 22a-21,
2158 22a-21a, 22a-21b, 22a-21c, 22a-21i, 22a-21j, 22a-21k, 22a-22, 22a-25, 22a-
2159 26, 22a-26a, 22a-27j, 22a-27l, 22a-27s, 22a-29, 22a-33, 22a-40, 22a-47a,
2160 22a-58, 22a-61, 22a-66z, 22a-68, 22a-115, 22a-118, 22a-119, 22a-122, 22a-
2161 123, 22a-126, 22a-132, 22a-133v, 22a-133w, 22a-134i, 22a-135, 22a-170,
2162 22a-174, 22a-174l, 22a-186, 22a-188a, 22a-196, 22a-198, 22a-200b, 22a-
2163 200c, 22a-200d, 22a-207, 22a-208a, 22a-209f, 22a-223, 22a-233a, 22a-239a,
2164 22a-244, 22a-245a, 22a-247, 22a-248, 22a-250, 22a-255h, 22a-256m, 22a-
2165 256y, 22a-259, 22a-260, 22a-264, 22a-275, 22a-314, 22a-315, 22a-336, 22a-
2166 352, 22a-355, 22a-361, 22a-363b, 22a-416, 22a-426, 22a-446, 22a-449f,
2167 22a-449l, 22a-449n, 22a-454a, 22a-475, 22a-477, 22a-509, 22a-521, 22a-

2168 601, 22a-629, 22a-630, 22a-635, 23-5c, 23-8, 23-8b, 23-10b, 23-10d, 23-15,
2169 23-15b, 23-19, 23-20, 23-24a, 23-32a, 23-61a, 23-65f, 23-65h, 23-65i, 23-
2170 65k, 23-67, 23-68, 23-72, 23-73, 23-101, 23-102, 23-103, 25-32d, 25-33p,
2171 25-37d, 25-37e, 25-37i, 25-43c, 25-102e, 25-102f, 25-128, 25-131, 25-157,
2172 25-157a, 25-157b, 25-157n, 25-175, 25-201, 25-206, 25-231, 26-6a, 26-15,
2173 26-15a, 26-15b, 26-17a, 26-27b, 26-31, 26-40a, 26-55, 26-55a, 26-59, 26-
2174 66a, 26-66b, 26-72, 26-86f, 26-105, 26-142a, 26-157d, 26-192k, 26-300, 26-
2175 304, 26-314, 28-31, 29-28, 29-36f, 30-55a, 32-1e, 32-9t, 32-9dd, 32-9kk, 32-
2176 9ll, 32-11a, 32-23d, 32-23x, 32-242, 32-242a, 32-726, 46b-220, 47-46a, 47-
2177 64, 52-557b, 53-204, 53-205, 53-206d, 53a-44a, 53a-217e, 54-56g and 54-
2178 143.

2179 (e) Wherever the words "Department of Public Utility Control" are
2180 used or referred to in the following sections of the general statutes, the
2181 words "Public Utilities Regulatory Authority" shall be substituted in
2182 lieu thereof: 1-84, 1-84b, 2-20a, 2-71p, 4-38c, 4a-57, 4a-74, 4d-2, 4d-80, 7-
2183 223, 7-233t, 7-233ii, 8-387, 12-81q, 12-94d, 12-264, 12-265, 12-408b, 12-
2184 412, 12-491, 13a-82, 13a-126a, 13b-10a, 13b-43, 13b-44, 13b-387a, 15-96,
2185 16-1, as amended by this act, 16-2, 16-2a, 16-6, 16-6a, 16-6b, 16-7, 16-8,
2186 as amended by this act, 16-8b, 16-8c, 16-8d, 16-9, 16-9a, 16-10, 16-10a,
2187 16-11, 16-12, 16-13, 16-14, 16-15, 16-16, 16-17, 16-18, 16-19, 16-19a, 16-
2188 19b, 16-19d, 16-19f, 16-19k, [16-19n, 16-19o, 16-19u, 16-19w,] 16-19x, 16-
2189 19z, [16-19aa,] 16-19bb, [16-19cc,] 16-19dd, 16-19ee, 16-19ff, 16-19gg, 16-
2190 19jj, 16-19kk, as amended by this act, 16-19mm, 16-19nn, 16-19oo, 16-
2191 19pp, [16-19qq,] 16-19tt, 16-19uu, 16-19vv, 16-20, 16-21, 16-23, 16-24, 16-
2192 25, 16-25a, 16-26, 16-27, 16-28, 16-29, 16-32, 16-32a, 16-32b, 16-32c, 16-
2193 32e, 16-32f, 16-32g, 16-33, 16-35, 16-41, 16-42, 16-43, 16-43a, 16-43d, 16-
2194 44, 16-44a, 16-45, 16-46, 16-47, 16-47a, 16-48, 16-49e, 16-50c, 16-50d, 16-
2195 50f, 16-50k, as amended by this act, 16-50aa, 16-216, 16-227, 16-231, 16-
2196 233, 16-234, 16-235, 16-238, 16-243, 16-243a, 16-243b, 16-243c, 16-243f,
2197 16-243i, 16-243j, 16-243k, 16-243m, as amended by this act, 16-243n, 16-
2198 243p, as amended by this act, 16-243q, 16-243r, as amended by this act,
2199 16-243s, 16-243t, 16-243u, 16-243v, 16-243w, [16-244a,] 16-244b, 16-244c,
2200 as amended by this act, 16-244d, as amended by this act, 16-244e, 16-

2201 244f, 16-244g, 16-244h, 16-244i, [16-244k,] 16-244l, 16-245, 16-245a, 16-
2202 245b, 16-245c, 16-245e, as amended by this act, 16-245g, 16-245l, as
2203 amended by this act, 16-245p, as amended by this act, 16-245q, 16-245s,
2204 16-245t, 16-245u, 16-245v, 16-245w, 16-245x, as amended by this act, 16-
2205 245aa, 16-246, 16-246e, 16-246g, 16-247c, 16-247j, 16-247l, 16-247m, 16-
2206 247o, 16-247p, 16-247t, 16-249, 16-250, 16-250a, 16-250b, 16-256b, 16-
2207 256c, 16-256h, 16-256k, 16-258a, 16-258b, 16-258c, 16-259, 16-261, 16-
2208 262a, 16-262c, 16-262d, 16-262i, 16-262j, 16-262k, 16-262l, 16-262m, 16-
2209 262n, 16-262o, 16-262q, 16-262r, 16-262s, 16-262v, 16-262w, 16-262x, 16-
2210 265, 16-269, 16-271, 16-272, 16-273, 16-274, 16-275, 16-276, 16-278, 16-
2211 280a, 16-280b, 16-280d, 16-280e, 16-280f, 16-280h, 16-281a, 16-331, 16-
2212 331c, 16-331e, 16-331f, 16-331g, 16-331h, 16-331i, 16-331j, 16-331k, as
2213 amended by this act, 16-331n, 16-331o, 16-331p, 16-331q, 16-331r, 16-
2214 331t, 16-331u, 16-331v, 16-331y, 16-331z, 16-331aa, 16-331cc, 16-331dd,
2215 16-331ff, 16-331gg, 16-332, 16-333, 16-333a, 16-333b, 16-333e, 16-333f,
2216 16-333g, 16-333h, 16-333i, 16-333l, 16-333n, 16-333o, 16-333p, 16-347, 16-
2217 348, 16-356, 16-357, 16-358, 16-359, 16a-3b, 16a-3c, 16a-7b, 16a-7c, 16a-
2218 13b, 16a-37c, subsection (b) of section 16a-38n, 16a-38o, 16a-40b, 16a-
2219 40k, 16a-41, 16a-46, 16a-46b, 16a-46c, 16a-47a, 16a-47b, 16a-47c, 16a-
2220 47d, 16a-47e, 16a-48, 16a-49, 16a-103, 20-298, 20-309, 20-340, 20-340a,
2221 20-341k, 20-341z, 20-357, 20-541, 22a-174l, 22a-256dd, 22a-266, 22a-358,
2222 22a-475, 22a-478, 22a-479, 23-8b, 23-65, 25-33a, 25-33h, 25-33k, 25-33l,
2223 25-33p, 25-37d, 25-37e, 26-141b, 28-1b, 28-24, 28-26, 28-27, 28-31, 29-282,
2224 29-415, 32-80a, 32-222, 33-219, 33-221, 33-241, 33-951, 42-287, 43-44, 49-
2225 4c and 52-259a.

2226 (f) Wherever the words "Secretary of the Office of Policy and
2227 Management" are used or referred to in the following sections of title
2228 16a, the words "Commissioner of Energy and Environmental
2229 Protection" shall be substituted in lieu thereof: 16a-4d, 16a-14, 16a-22,
2230 16a-22c, 16a-22h, 16a-22i, 16a-22j, 16a-23t, 16a-37f, 16a-38, 16a-38a, 16a-
2231 38b, 16a-38i, 16a-38j, 16a-39b, 16a-40b, [16a-44b,] 16a-46a, 16a-46b, 16a-
2232 46c, 16a-46e, as amended by this act, 16a-46f and 16a-102.

2233 (g) Wherever the words "Office of Policy and Management" are

2234 used or referred to in the following sections of title 16a, the words
2235 "Department of Energy and Environmental Protection" shall be
2236 substituted in lieu thereof: 16a-2, 16a-3, 16a-4d, 16a-6, 16a-7b, 16a-14,
2237 16a-14e, 16a-20, 16a-22, 16a-22c, 16a-22h, 16a-22j, 16a-37c, 16a-37f, [16a-
2238 37v,] 16a-38, 16a-38a, 16a-38b, 16a-38i, 16a-38j, 16a-38k, 16a-38l, 16a-
2239 39b, 16a-40b, [16a-44b,] 16a-46a, 16a-46c, 16a-46e, as amended by this
2240 act, 16a-46f, 16a-46g, 16a-102 and 16a-106.

2241 (h) Wherever the word "secretary" is used or referred to in the
2242 following sections of title 16a, the word "commissioner" shall be
2243 substituted in lieu thereof: 16a-2, 16a-3, 16a-4d, 16a-6, 16a-9, 16a-13,
2244 16a-13a, 16a-13b, 16a-14, 16a-14a, 16a-14b, 16a-22, 16a-22c, 16a-22d,
2245 16a-22e, 16a-22f, 16a-22h, 16a-22i, 16a-22j, 16a-23t, 16a-37f, 16a-38, 16a-
2246 38a, 16a-38b, 16a-38i, 16a-38j, 16a-38k, 16a-39b, 16a-40b, [16a-44b,] 16a-
2247 45a, 16a-46a, 16a-46c, 16a-46e, as amended by this act, 16a-46f, 16a-102
2248 and 16a-106.

2249 (i) Wherever the word "department" is used or referred to in the
2250 following sections of the general statutes, the word "authority" shall be
2251 substituted in lieu thereof: 16-9, 16-9a, 16-10, 16-11, 16-13, 16-14, 16-16,
2252 16-17, 16-19, 16-19b, 16-19d, 16-244d, as amended by this act, 16-245a,
2253 16-245f, as amended by this act, 16-245g, 16-246g, 16-245h, 16-245i, 16-
2254 245j, 16-245k, 16-245n, 16-245p, as amended by this act, 16-247b, 16-
2255 247e, 16-247f, 16-247g, 16-247h, 16-247l, 16-247n, 16-247t, 16-262v, 16-
2256 280a, 16-331 and 16-333d.

2257 (j) Wherever the words "Renewable Energy Investment Fund" are
2258 used or referred to in the following sections of the general statutes, the
2259 words "Clean Energy Fund" shall be substituted in lieu thereof: 16-1, as
2260 amended by this act, 16-243q, 16-245, 16-245e, as amended by this act,
2261 16-245f, as amended by this act, 16-245i, 16-245j, 16-245w, 16-245aa,
2262 16a-38p, and 32-9ww.

2263 (k) Wherever the term "Department of Environmental Protection" or
2264 "Department of Public Utility Control" is used or referred to in any

2265 public or special act of 2011, or in any section of the general statutes
2266 which is amended in 2011, "Department of Energy and Environmental
2267 Protection" shall be substituted in lieu thereof.

2268 (l) Wherever the term "Commissioner of Environmental Protection"
2269 is used or referred to in any public or special act of 2011, or in any
2270 section of the general statutes which is amended in 2011,
2271 "Commissioner of Energy and Environmental Protection" shall be
2272 substituted in lieu thereof.

2273 (m) The Legislative Commissioners' Office shall, in codifying the
2274 provisions of this section, make such conforming, technical,
2275 grammatical and punctuation changes as are necessary to carry out the
2276 purposes of this section.

2277 Sec. 49. Subsection (b) of section 22a-6b of the general statutes is
2278 repealed and the following is substituted in lieu thereof (*Effective from*
2279 *passage*):

2280 (b) In adopting regulations regarding any schedule or methods
2281 prescribed by this section, the commissioner shall consider:

2282 (1) The amount or ranges of amounts of assessment necessary to
2283 insure immediate and continued compliance;

2284 (2) The character and degree of impact of the violation on the
2285 natural resources of the state, especially any rare or unique natural
2286 phenomena;

2287 (3) The conduct of the person incurring the civil penalty in taking all
2288 feasible steps or procedures necessary or appropriate to comply or to
2289 correct the violation;

2290 (4) Any prior violations by such person of statutes, regulations,
2291 orders or permits administered, adopted or issued by the
2292 commissioner;

2293 (5) The economic and financial conditions of such person;

2294 (6) The economic benefit which such person derived as a result of
2295 the violation;

2296 (7) The character and degree of injury to, or interference with, public
2297 health, safety or welfare which is caused or threatened to be caused by
2298 such violation;

2299 (8) The character and degree of injury or impairment to, or
2300 interference with, reasonable use of property which is caused or
2301 threatened to be caused by such violation;

2302 (9) The character and degree of injury or impairment to, or
2303 interference with, the public trust in the air, water, land and other
2304 natural resources of the state;

2305 (10) To the extent consistent with applicable law, any other factors
2306 the commissioner deems appropriate, including voluntary measures
2307 taken by such person to prevent pollution or enhance or preserve
2308 natural resources;

2309 (11) In the case of violation of the provisions of subdivision (3) of
2310 subsection (a) of section 22a-135, the apparent seriousness of the
2311 release, occurrence, incident or other circumstance at the time it first
2312 became known to the licensee or any employee of such licensee, the
2313 extent of the delay from the time such licensee or employee had or in
2314 the exercise of reasonable care should have had knowledge of such
2315 release, occurrence, incident or circumstance until its reporting by the
2316 licensee in accordance with this subsection, subsection (a) of this
2317 section and [sections 16-19g and] section 22a-135, and the conduct of
2318 the licensee in taking all necessary steps to prevent future violations of
2319 the provisions of said subdivision.

2320 Sec. 50. Subsection (b) of section 51-164n of the general statutes is
2321 repealed and the following is substituted in lieu thereof (*Effective from*

2322 *passage*):

2323 (b) Notwithstanding any provision of the general statutes, any
2324 person who is alleged to have committed (1) a violation under the
2325 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-
2326 283, 7-325, 7-393, 8-12, 8-25, 8-27, 9-63, 9-322, 9-350, 10-193, 10-197, 10-
2327 198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292 or 12-326g,
2328 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section
2329 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-
2330 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-
2331 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-
2332 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or
2333 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,
2334 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)
2335 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,
2336 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a, 14-66b
2337 or 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-
2338 80h, section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152,
2339 14-153 or 14-163b, a first violation as specified in subsection (f) of
2340 section 14-164i, section 14-219 as specified in subsection (e) of said
2341 section, subdivision (1) of section 14-223a, section 14-240, 14-249, 14-
2342 250 or 14-253a, subsection (a) of section 14-261a, section 14-262, 14-264,
2343 14-267a, 14-269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) or (h)
2344 of section 14-283, section 14-291, 14-293b, 14-296aa, 14-319, 14-320, 14-
2345 321, 14-325a, 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3) of
2346 section 14-386a, section 15-25 or 15-33, subdivision (1) of section 15-97,
2347 subsection (a) of section 15-115, section 16-44, [16-256,] 16-256e, 16a-15
2348 or 16a-22, subsection (a) or (b) of section 16a-22h, section 17a-24, 17a-
2349 145, 17a-149, 17a-152, 17a-465, 17a-642, 17b-124, 17b-131, 17b-137 or
2350 17b-734, subsection (b) of section 17b-736, section 19a-30, 19a-33, 19a-39
2351 or 19a-87, subsection (b) of section 19a-87a, section 19a-91, 19a-105,
2352 19a-107, 19a-113, 19a-215, 19a-219, 19a-222, 19a-224, 19a-286, 19a-287,
2353 19a-297, 19a-301, 19a-309, 19a-335, 19a-336, 19a-338, 19a-339, 19a-340,
2354 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-231, 20-249, 20-257, 20-265, 20-

2355 324e, 20-341l, 20-366, 20-597, 20-608, 20-610, 21-1, 21-30, 21-38, 21-39,
2356 21-43, 21-47, 21-48, 21-63 or 21-76a, subdivision (1) of section 21a-19,
2357 section 21a-21, subdivision (1) of subsection (b) of section 21a-25,
2358 section 21a-26 or 21a-30, subsection (a) of section 21a-37, section 21a-
2359 46, 21a-61, 21a-63 or 21a-77, subsection (b) of section 21a-79, section
2360 21a-85 or 21a-154, subdivision (1) of subsection (a) of section 21a-159,
2361 subsection (a) of section 21a-279a, section 22-12b, 22-13, 22-14, 22-15,
2362 22-16, 22-29, 22-34, 22-35, 22-36, 22-38, 22-39, 22-39a, 22-39b, 22-39c, 22-
2363 39d, 22-39e, 22-49, 22-54, 22-61, 22-89, 22-90, 22-98, 22-99, 22-100, 22-
2364 111o, 22-167, 22-279, 22-280a, 22-318a, 22-320h, 22-324a, 22-326 or 22-
2365 342, subsection (b), (e) or (f) of section 22-344, section 22-359, 22-366,
2366 22-391, 22-413, 22-414, 22-415, 22a-66a or 22a-246, subsection (a) of
2367 section 22a-250, subsection (e) of section 22a-256h, section 22a-363, 22a-
2368 381d, 22a-449, 22a-461, 23-37, 23-38, 23-46 or 23-61b, subsection (a) or
2369 subdivision (1) of subsection (c) of section 23-65, section 25-37 or 25-40,
2370 subsection (a) of section 25-43, section 25-135, 26-18, 26-19, 26-21, 26-31,
2371 26-40, 26-40a, 26-42, 26-49, 26-54, 26-56, 26-58 or 26-59, subdivision (1)
2372 of subsection (d) of section 26-61, section 26-64, subdivision (1) of
2373 section 26-76, section 26-79, 26-87, 26-89, 26-91, 26-94, 26-97, 26-98, 26-
2374 104, 26-105, 26-107, 26-117, 26-128, 26-131, 26-132, 26-138 or 26-141,
2375 subdivision (1) of section 26-186, section 26-207, 26-215, 26-217 or 26-
2376 224a, subdivision (1) of section 26-226, section 26-227, 26-230, 26-232,
2377 26-244, 26-257a, 26-260, 26-276, 26-284, 26-285, 26-286, 26-288, 26-294,
2378 28-13, 29-6a, 29-25, 29-109, 29-143o, 29-143z or 29-156a, subsection (b),
2379 (d), (e) or (g) of section 29-161q, section 29-161y or 29-161z, subdivision
2380 (1) of section 29-198, section 29-210, 29-243 or 29-277, subsection (c) of
2381 section 29-291c, section 29-316, 29-318, 29-381, 30-48a, 30-86a, 31-3, 31-
2382 10, 31-11, 31-12, 31-13, 31-14, 31-15, 31-16, 31-18, 31-23, 31-24, 31-25, 31-
2383 32, 31-36, 31-38, 31-38a, 31-40, 31-44, 31-47, 31-48, 31-51, 31-51k, 31-52,
2384 31-52a or 31-54, subsection (a) or (c) of section 31-69, section 31-70, 31-
2385 74, 31-75, 31-76, 31-76a, 31-89b or 31-134, subsection (i) of section 31-
2386 273, section 31-288, subdivision (1) of section 35-20, section 36a-787, 42-
2387 230, 45a-283, 45a-450, 45a-634 or 45a-658, subdivision (13) or (14) of
2388 section 46a-54, section 46a-59, 46b-22, 46b-24, 46b-34, 47-34a, 47-47, 49-

2389 8a, 49-16, 53-133, 53-199, 53-212a, 53-249a, 53-252, 53-264, 53-280, 53-
 2390 302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331, 53-344 or 53-450,
 2391 or (2) a violation under the provisions of chapter 268, or (3) a violation
 2392 of any regulation adopted in accordance with the provisions of section
 2393 12-484, 12-487 or 13b-410, or (4) a violation of any ordinance,
 2394 regulation or bylaw of any town, city or borough, except violations of
 2395 building codes and the health code, for which the penalty exceeds
 2396 ninety dollars but does not exceed two hundred fifty dollars, unless
 2397 such town, city or borough has established a payment and hearing
 2398 procedure for such violation pursuant to section 7-152c, shall follow
 2399 the procedures set forth in this section.

2400 Sec. 51. Sections 16-19g, 16-19m to 16-19q, inclusive, 16-19u to 16-
 2401 19w, inclusive, 16-19aa, 16-19cc, 16-19qq, 16-19ss, 16-240 to 16-242,
 2402 inclusive, 16-244a, 16-244k, 16-256 and 16a-37v of the general statutes
 2403 are repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	16-1(a)(25)
Sec. 2	<i>from passage</i>	16-8
Sec. 3	<i>from passage</i>	16-19hh
Sec. 4	<i>from passage</i>	16-50j(h)
Sec. 5	<i>from passage</i>	16-50bb(b)
Sec. 6	<i>from passage</i>	16-228
Sec. 7	<i>from passage</i>	16-243e
Sec. 8	<i>from passage</i>	16-243l
Sec. 9	<i>from passage</i>	16-244c
Sec. 10	<i>from passage</i>	16-244d
Sec. 11	<i>from passage</i>	16-245e(a)(20)
Sec. 12	<i>from passage</i>	16-245f(b)
Sec. 13	<i>from passage</i>	16-247a
Sec. 14	<i>from passage</i>	16-247i
Sec. 15	<i>from passage</i>	16-247k
Sec. 16	<i>from passage</i>	16-254o(i)
Sec. 17	<i>from passage</i>	16-256i(e)

Sec. 18	<i>from passage</i>	16-256i(f)
Sec. 19	<i>from passage</i>	16-280c
Sec. 20	<i>from passage</i>	16-331a
Sec. 21	<i>from passage</i>	16-333k
Sec. 22	<i>from passage</i>	16-346
Sec. 23	<i>from passage</i>	16-350
Sec. 24	<i>from passage</i>	16-351
Sec. 25	<i>from passage</i>	16-354
Sec. 26	<i>from passage</i>	16a-46e(c)
Sec. 27	<i>from passage</i>	22-11e
Sec. 28	<i>from passage</i>	4b-1c(b)
Sec. 29	<i>from passage</i>	16-1(a)(30)
Sec. 30	<i>from passage</i>	16-1(a)(41)
Sec. 31	<i>from passage</i>	16-19kk
Sec. 32	<i>from passage</i>	16-50k(a)
Sec. 33	<i>from passage</i>	16-243m(k)
Sec. 34	<i>from passage</i>	16-243p(a)
Sec. 35	<i>from passage</i>	16-243r
Sec. 36	<i>from passage</i>	16-244e(b)
Sec. 37	<i>from passage</i>	16-244l
Sec. 38	<i>from passage</i>	16-244r(d)
Sec. 39	<i>from passage</i>	16-244t(d)
Sec. 40	<i>from passage</i>	16-244v(c)
Sec. 41	<i>from passage</i>	16-245(k)
Sec. 42	<i>from passage</i>	16-245d(a)
Sec. 43	<i>from passage</i>	16-245l(a)
Sec. 44	<i>from passage</i>	16-245p(b)
Sec. 45	<i>from passage</i>	16-245x(c)
Sec. 46	<i>from passage</i>	16-245ff(b)
Sec. 47	<i>from passage</i>	16a-47a(b)
Sec. 48	<i>from passage</i>	22a-2d
Sec. 49	<i>from passage</i>	22a-6b(b)
Sec. 50	<i>from passage</i>	51-164n(b)
Sec. 51	<i>from passage</i>	Repealer section

Statement of Purpose:

To implement technical revisions to various energy and technology statutes.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]