



General Assembly

January Session, 2019

Committee Bill No. 5014

LCO No. 5712



Referred to Committee on ENERGY AND TECHNOLOGY

Introduced by:
(ET)

AN ACT REQUIRING THE PROVISION OF NOTICE TO CERTAIN PUBLIC OFFICIALS WHEN AN APPLICATION IS MADE FOR A CHANGE OF CONTROL OF A WATER COMPANY.

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

1 Section 1. Subsections (b) and (c) of section 16-47 of the general
2 statutes are repealed and the following is substituted in lieu thereof
3 (*Effective from passage*):

4 (b) No gas, electric distribution, water, telephone or community
5 antenna television company, or holding company, or any official,
6 board or commission purporting to act under any governmental
7 authority other than that of this state or of its divisions, municipal
8 corporations or courts, shall interfere or attempt to interfere with or,
9 directly or indirectly, exercise or attempt to exercise authority or
10 control over any gas, electric distribution, water, telephone or
11 community antenna television company engaged in the business of
12 supplying service within this state, or with or over any holding
13 company doing the principal part of its business within this state,
14 without first making written application to and obtaining the approval
15 of the Public Utilities Regulatory Authority, except as the United States

16 may properly regulate actual transactions in interstate commerce. Any
17 person or entity that makes an application pursuant to this subsection
18 for a change of control of a water company shall, not less than fifteen
19 days after making such application to the authority, notify by mail the
20 following public officials: (1) The chief elected official of each
21 municipality that lies in whole or in part within the service territory of
22 such water company; and (2) each member of the General Assembly
23 whose assembly or senate district lies in whole or in part within such
24 service territory. Such notice shall indicate: (A) That an application has
25 been made with the authority; (B) the docket number assigned to such
26 application by the authority; (C) a statement that the public officials
27 listed in subdivisions (1) and (2) of this subsection may provide
28 written comments or appear in person to provide comments to the
29 authority in connection with such application; (D) the authority's
30 telephone number for obtaining information concerning the schedule
31 for such application; and (E) a short and plain statement of the
32 transactions for which approval is sought.

33 (c) No corporation, association, partnership, trust or similar
34 organization, or person shall take any action that causes it to become a
35 holding company with control over a gas, electric distribution, water,
36 telephone or community antenna television company engaged in the
37 business of supplying service within this state, or acquire, directly or
38 indirectly, control over such a holding company, or take any action
39 that would if successful cause it to become or to acquire control over
40 such a holding company, without first making written application to
41 and obtaining the approval of the authority. Any such corporation,
42 association, partnership, trust or similar organization, or person
43 applying to the authority for such approval shall pay the reasonable
44 expenses incurred by the authority in carrying out its duties under this
45 subsection, and accordingly, shall deposit with the authority a bond,
46 executed by a surety company authorized to do business in this state,
47 in the amount of fifty thousand dollars, conditioned to indemnify the
48 authority for such expenses. Any person or entity that makes an
49 application pursuant to this subsection for a change of control of a

50 water company shall, not less than fifteen days after making such
51 application to the authority, notify by mail the following public
52 officials: (1) The chief elected official of each municipality that lies in
53 whole or in part within the service territory of such water company;
54 and (2) each member of the General Assembly whose assembly or
55 senate district lies in whole or in part within such service territory.
56 Such notice shall indicate: (A) That an application has been made with
57 the authority; (B) the docket number assigned to such application by
58 the authority; (C) a statement that the public officials listed in
59 subdivisions (1) and (2) of this subsection may provide written
60 comments or appear in person to provide comments to the authority in
61 connection with such application; (D) the authority's telephone
62 number for obtaining information concerning the schedule for such
63 application; and (E) a short and plain statement of the transactions for
64 which approval is sought.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	16-47(b) and (c)

ET *Joint Favorable*