

SECOND REGULAR SESSION

HOUSE BILL NO. 1752

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE POLLITT.

4431H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 393.170, RSMo, and to enact in lieu thereof one new section relating to construction of certain electrical transmission lines.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 393.170, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 393.170, to read as follows:

393.170. 1. No gas corporation, electrical corporation, water corporation or sewer corporation shall begin construction of a gas plant, electric plant, water system or sewer system, other than an energy generation unit that has a capacity of one megawatt or less, without first having obtained the permission and approval of the commission. **No electrical corporation shall begin construction of any electrical transmission line capable of transmission of electricity in excess of two hundred thirty kilovolts, or any structure containing lines that are capable of transmission of electricity in excess of two hundred thirty total kilovolts where the voltage of all lines on such structure are added together, without having first obtained specific statutory authorization from the general assembly and then having obtained the permission and approval of the commission.**

2. No such corporation shall exercise any right or privilege under any franchise hereafter granted, or under any franchise heretofore granted but not heretofore actually exercised, or the exercise of which shall have been suspended for more than one year, without first having obtained the permission and approval of the commission. Before such certificate shall be issued a certified copy of the charter of such corporation shall be filed in the office of the commission, together with a verified statement of the president and secretary of the

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 corporation, showing that it has received the required consent of the proper municipal
18 authorities.

19 3. The commission shall have the power to grant the permission and approval herein
20 specified whenever it shall after due hearing determine that such construction or such exercise
21 of the right, privilege or franchise is necessary or convenient for the public service. The
22 commission may by its order impose such condition or conditions as it may deem reasonable
23 and necessary. Unless exercised within a period of two years from the grant thereof, authority
24 conferred by such certificate of convenience and necessity issued by the commission shall be
25 null and void.

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