

State Corporation Commission 2006 Fiscal Impact Statement

1. Bill Number SB406

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☒ Substitute ☐ Enrolled

2. Patron Hanger

3. Committee Passed Both Houses

4. Title Electric authorities.

5. Summary/Purpose:

Electric authorities. Amends the Electric Authorities Act. Provides that it is the intent of the General Assembly that only an authority created by the Town of Elkton and that is limited by its articles of incorporation to having Elkton as its sole member throughout its life is authorized to become an authority to distribute electric energy for retail sale. It shall be limited to the geographic area that was served as of January 1, 2006, by the Town of Elkton. The Virginia Personnel Act and the Virginia Public Procurement Act shall only apply to an authority exempt from the referendum requirement to the extent that such provisions would have applied to the sole member of such authority in the exercise of such power directly. Also provides that nothing in the Electric Authorities Act shall be construed to impair or abridge the exclusive territorial electric distribution rights or property rights of any certificated incumbent public service company operating in Virginia. No such authority is authorized or empowered to take by condemnation, eminent domain, or otherwise, the electric distribution system, utility facilities or other utility property of any public service company without the consent of the public service company. Amends the definition of "project" and contains provisions pertaining to the non-application of the referendum requirement for the Town of Elkton. The bill makes additional exemptions on an authority exempt from the referendum requirement.

6. No Fiscal Impact on state agencies.

7. Budget amendment necessary: No.

8. Fiscal implications: None on state agencies.

9. Specific agency or political subdivisions affected:

10. Technical amendment necessary:

11. Other comments: House Bill 1187 appears to be a duplicate.

Date: 03/2/06 / cdw

cc: Secretary of Commerce and Trade