

2008 SESSION

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SENATE BILL NO. 145

Offered January 9, 2008

Prefiled January 4, 2008

A *BILL to amend the Code of Virginia by adding a section numbered 56-235.9, relating to recovery of funds used during construction of natural gas facilities.*

Patron—Stosch

Referred to Committee on Commerce and Labor

**Be it enacted by the General Assembly of Virginia:**

**1. That the Code of Virginia is amended by adding a section numbered 56-235.9 as follows:**

*§ 56-235.9. Recovery of funds used during construction of natural gas facilities.*

*A. As used in this section:*

*"Capital costs" include, without limitation, an allowance for funds used during construction of a natural gas facility that is calculated utilizing the weighted average cost of capital, including the cost of debt and cost of equity in effect at the time the natural gas facility is placed into service.*

*"Natural gas facility" includes, without limitation, a natural gas pipeline, storage facility, compressor station, or other appurtenant facility used to furnish natural gas service in the Commonwealth, that adds deliverability of at least 10,000 dekaTherms per day individually or 75,000 dekaTherms per day in the aggregate.*

*"Utility" means a public utility authorized to furnish natural gas service in the Commonwealth.*

*B. A utility's reasonably incurred capital costs of acquiring, constructing, or enlarging a natural gas facility that is placed into service on or after July 1, 2008, and that serves the projected load of the utility or of other utilities, shall be included in the utility's rate base for its next general rate case conducted pursuant to § 56-235.2 or any performance-based regulation plan authorized by § 56-235.6.*

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