

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding a section numbered 15.2-2109.3, relating to the*  
3 *provision of natural gas distribution service within counties.*

4 [H 2277]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding a section numbered 15.2-2109.3 as follows:**8 *§ 15.2-2109.3. Provision of natural gas distribution service within counties.*9 *Any municipal corporation or public service authority created under the Virginia Water and Sewer*  
10 *Authorities Act (§ 15.2-5100 et seq.) shall have the authority:*11 *1. To purchase natural gas for resale within an area as described in subdivision 2 from any public*  
12 *utility that is certificated to provide natural gas distribution service within the Commonwealth, on such*  
13 *terms and conditions as the parties to such sale may agree;*14 *2. To provide natural gas distribution service within any underserved area or county that is adjacent*  
15 *to the boundaries of the municipal corporation or any political subdivision that is a member of the*  
16 *public service authority, as applicable, provided that the area is not within the certificated territory*  
17 *assigned to a public utility for the provision of natural gas service, upon notifying the State Corporation*  
18 *Commission of its commitment to provide such service in such areas. The municipality or public service*  
19 *authority shall not be required to obtain a certificate of public convenience and necessity from the State*  
20 *Corporation Commission as a condition to providing natural gas distribution service within any such*  
21 *area; and*22 *3. Upon notifying the State Corporation Commission of its commitment to provide natural gas*  
23 *distribution service in such areas as described in subdivision 2, to exercise the same rights that a public*  
24 *service authority established pursuant to the Virginia Water and Sewer Authorities Act (§ 15.2-5100 et*  
25 *seq.) has to acquire, purchase, lease as lessee, construct, reconstruct, improve, extend, operate, and*  
26 *maintain any lines, pipelines, or other improvements necessary or appropriate for the provision of any*  
27 *stormwater control system or water or waste system or any combination of such systems under*  
28 *§ 15.2-5114, except that such powers, including the powers to acquire by gift, purchase, or the exercise*  
29 *of the right of eminent domain lands or rights in land or water rights in connection therewith, except*  
30 *that such powers shall apply to the provision of natural gas distribution service, mutatis mutandis.*

ENROLLED

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