

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.
Act 648 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 2545

4
5 By: Representative Wood
6
7

For An Act To Be Entitled

8
9 AN ACT TO AUTHORIZE THE ARKANSAS PUBLIC SERVICE
10 COMMISSION TO REQUIRE AN ELECTRIC PUBLIC UTILITY
11 TO WITHDRAW FROM CENTRALIZED SYSTEM WIDE RESOURCE
12 PLANNING; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 TO AUTHORIZE THE ARKANSAS PUBLIC SERVICE
16 COMMISSION TO REQUIRE AN ELECTRIC PUBLIC
17 UTILITY TO WITHDRAW FROM CENTRALIZED
18 SYSTEM WIDE RESOURCE PLANNING.
19
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 23-18-106, concerning authority to order
24 disengagement, is amended to add an additional subsection to read as follows:

25 (e) The commission may require an electric public utility that is
26 owned by a public utility holding company as defined by section 1261 of the
27 Energy Policy Act of 2005, Pub. L. No. 109-58, and engages in centralized
28 system-wide resource planning to withdraw from centralized system wide
29 resource planning if:

30 (1) The commission determines that centralized system wide
31 resource planning is not in the public interest; and

32 (2) The electric public utility's withdrawal from centralized
33 system wide resource planning is not otherwise prohibited by law.
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35 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the



General Assembly of the State of Arkansas that the rates paid by customers of public utilities have been affected and will continue to be affected in a manner that is burdensome to the families of Arkansas and harmful to economic development because of the actions of public utilities and that the Arkansas Public Service Commission needs to be immediately authorized to require public utilities to withdraw from system wide planning in order to protect Arkansas customers from higher public utility costs. Therefore, an emergency is declared to exist and this act being immediately necessary for the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.

APPROVED: 3/28/2007