

FIRST REGULAR SESSION

HOUSE BILL NO. 929

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE FRAKER.

1733H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 386.250, RSMo, and to enact in lieu thereof one new section relating to interconnections between public utilities.

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

Section A. Section 386.250, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 386.250, to read as follows:

386.250. The jurisdiction, supervision, powers and duties of the public service commission herein created and established shall extend under this chapter:

(1) To the manufacture, sale or distribution of gas, natural and artificial, and electricity for light, heat and power, within the state, and to persons or corporations owning, leasing, operating or controlling the same; and to gas and electric plants, and to persons or corporations owning, leasing, operating or controlling the same;

(2) To all telecommunications facilities, telecommunications services and to all telecommunications companies so far as such telecommunications facilities are operated or utilized by a telecommunications company to offer or provide telecommunications service between one point and another within this state or so far as such telecommunications services are offered or provided by a telecommunications company between one point and another within this state, except that nothing contained in this section shall be construed as conferring jurisdiction upon the commission over the rates charged by a telephone cooperative for providing telecommunications service within an exchange or within a local calling scope as determined by the commission, except for exchange access service;

(3) To all water corporations, and to the land, property, dams, water supplies, or power stations thereof and the operation of same within this state, except that nothing contained in this

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.

18 section shall be construed as conferring jurisdiction upon the commission over the service or
19 rates of any municipally owned water plant or system in any city of this state except where such
20 service or rates are for water to be furnished or used beyond the corporate limits of such
21 municipality;

22 (4) To all sewer systems and their operations within this state and to persons or
23 corporations owning, leasing, operating or controlling the same;

24 (5) To all public utility corporations and persons whatsoever subject to the provisions
25 of this chapter as herein defined, except that the public service commission may, upon
26 application of any interested person, decline jurisdiction and supervision over the sale and
27 distribution of electricity and the owning, operating, and controlling of related plant if such sale
28 and distribution is by a person authorized to provide such services in an adjoining state with
29 fewer than twenty residential customers in Missouri, all of whom are located within two miles
30 of the borders of the state of Missouri and if such customers are unable to receive utility services
31 from an investor-owner utility or rural electric cooperative due to a natural barrier. If the public
32 service commission shall decline such jurisdiction and supervision, the Missouri customers of
33 such out-of-state utility shall receive services under the same terms and conditions as the utility
34 provides service to its customers in the nearest adjoining state;

35 (6) To the adoption of rules as are supported by evidence as to reasonableness and which
36 prescribe the conditions of rendering public utility service, disconnecting or refusing to reconnect
37 public utility service and billing for public utility service. All such proposed rules shall be filed
38 with the secretary of state and published in the Missouri Register as provided in chapter 536, and
39 a hearing shall be held at which affected parties may present evidence as to the reasonableness
40 of any proposed rule; [and]

41 (7) To such other and further extent, and to all such other and additional matters and
42 things, and in such further respects as may herein appear, either expressly or impliedly; **and**

43 **(8) To the adoption of rules and regulations governing the relationship between**
44 **water and energy public utilities to effectuate potential energy savings.**

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