

AMENDED IN ASSEMBLY MARCH 25, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 583

Introduced by Assembly Member Leslie

February 18, 2003

An act to amend Section 377 of the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 583, as amended, Leslie. Generation facilities: regulation.

Existing law requires the Public Utilities Commission to regulate facilities for the generation of electricity owned by any public utility prior to January 1, 1997, until the owner of those facilities has applied to the commission to dispose of those facilities and has been authorized by the commission to undertake that disposal. Existing law prohibits any facility for the generation of electricity owned by a public utility to be disposed of prior to January 1, 2006.

This bill would exempt from those provisions the sale, *transfer, abandonment, or other disposition* of a facility for the generation of electricity, or *the sale, transfer, abandonment, or other disposition* of an interest in a facility for the generation of electricity, that is located outside of this state and is owned exclusively by a public utility that serves ~~50,000~~ 60,000 or fewer service connections in this state.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 377 of the Public Utilities Code is
2 amended to read:

3 377. (a) Except as provided in subdivision (b), the
4 commission shall continue to regulate the facilities for the
5 generation of electricity owned by any public utility prior to
6 January 1, 1997, that are subject to commission regulation until the
7 owner of those facilities has applied to the commission to dispose
8 of those facilities and has been authorized by the commission
9 under Section 851 to undertake that disposal. Notwithstanding any
10 other provision of law, except as provided in subdivision (b), no
11 facility for the generation of electricity owned by a public utility
12 may be disposed of prior to January 1, 2006. The commission shall
13 ensure that public utility generation assets remain dedicated to
14 service for the benefit of California ratepayers.

15 (b) Notwithstanding subdivision (a), this section does not
16 apply ~~to the sale of a facility for the generation of electricity, or of~~
17 ~~an~~ *to the sale, transfer, abandonment, or other disposition of a*
18 *facility for the generation of electricity, or the sale, transfer,*
19 *abandonment, or other disposition of an interest in a facility for the*
20 *generation of electricity, that is located outside of this state and is*
21 *owned exclusively by a public utility that serves 50,000 60,000 or*
22 *fewer service connections in this state.*

