

AMENDED IN ASSEMBLY MAY 12, 1999

AMENDED IN ASSEMBLY MAY 6, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1082

Introduced by Assembly Member Calderon

February 25, 1999

An act to amend Section 375 of the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1082, as amended, Calderon. Public Utilities Commission: electric restructuring.

The Public Utilities Act requires the Public Utilities Commission to allow the recovery of certain reasonable employee related transition costs relating to the restructuring of the electric industry.

This bill would *modify that provision to* require the commission to ~~deem~~ allow the recovery of employee related transition costs, as described ~~in that provision to be reasonable, unless the commission makes a specific finding that those costs are not, if the commission specifically finds that those costs are~~ reasonable.

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

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

~~SECTION 1. The Public Utilities Commission shall deem the recovery of employee related transition costs as described in Section 375 of the Public Utilities Code to be reasonable, unless the Public Utilities Commission makes a specific finding that those costs are not reasonable.~~

SECTION 1. Section 375 of the Public Utilities Code is amended to read:

375. (a) In order to mitigate potential negative impacts on utility personnel directly affected by electric industry restructuring, as described in Decision 95-12-063, as modified by Decision 96-01-009, the commission shall allow the recovery of ~~reasonable~~ employee related transition costs incurred and projected for severance, retraining, early retirement, outplacement and related expenses for the employees, *if it finds those costs to be reasonable.*

(b) The costs, including employee related transition costs for employees performing services in connection with Section 363, shall be added to the amount of uneconomic costs allowed to be recovered pursuant to this section and Sections 367, 368, and 376, provided recovery of these employee related transition costs shall extend beyond December 31, 2001, provided recovery of the costs shall not extend beyond December 31, 2006. However, there shall be no recovery for employee related transition costs associated with officers, senior supervisory employees, and professional employees performing predominantly regulatory functions.