

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.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005

# A Bill

HOUSE BILL 2487

4  
5 By: Representatives Wills, Bond  
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## For An Act To Be Entitled

9 AN ACT TO REPEAL THE FEE COLLECTED BY ELECTRIC  
10 AND NATURAL GAS UTILITIES FROM CUSTOMERS FOR THE  
11 ALTERNATIVE FUELS FUND AND THE ARKANSAS  
12 WEATHERIZATION ASSISTANCE FUND; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15 AN ACT TO REPEAL THE FEE COLLECTED BY  
16 ELECTRIC AND NATURAL GAS UTILITIES FROM  
17 CUSTOMERS FOR THE ALTERNATIVE FUELS FUND  
18 AND THE ARKANSAS WEATHERIZATION  
19 ASSISTANCE FUND.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 15-10-703 is repealed.

26 ~~15-10-703. Contributions by electric or natural gas utility.~~

27 ~~(a)(1) An electric or natural gas utility may elect to contribute to~~  
28 ~~the Alternative Fuels Fund and the Arkansas Weatherization Assistance Fund by~~  
29 ~~notifying the Director of the Department of Finance and Administration in~~  
30 ~~writing.~~

31 ~~(2) Each contributing electric utility shall be assessed a fee~~  
32 ~~of one tenth of a cent (0.1¢) per kilowatt hour sold to each residential~~  
33 ~~customer in this state, but not to exceed one dollar (\$1.00) per customer in~~  
34 ~~any month.~~

35 ~~(3) Each contributing natural gas utility shall be assessed a~~  
36 ~~fee of one tenth of a cent (0.1¢) per hundred cubic feet sold to each~~



1 residential customer in this state, but not to exceed one dollar (\$1.00) per  
 2 customer in any month.

3 (4) A utility may recover the cost of this fee by assessing a  
 4 direct charge on each residential customer bill.

5 (5) The charge shall not be considered a rate or tariffed  
 6 service subject to the jurisdiction of the Arkansas Public Service  
 7 Commission.

8 (6) Proceeds from the fee shall not be considered revenue to the  
 9 utility for purposes of setting the utility's regulated rates.

10 (b) By the twentieth day of each calendar month, the utility shall  
 11 remit the amount of the fee recovered during the previous calendar month to  
 12 the director.

13 (c)(1) The director shall deposit thirty percent (30%) of the amount  
 14 remitted by each utility to the State Treasury as special revenues credited  
 15 to the Alternative Fuels Fund.

16 (2) The director shall deposit seventy percent (70%) of the  
 17 amount remitted by each utility to the State Treasury as special revenues  
 18 credited to the Arkansas Weatherization Assistance Fund.

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 20 SECTION 2. (a) Section 1 of this act shall be effective for charges  
 21 by natural gas and electric companies for utilities first billed to utility  
 22 customers after the effective date of this act.

23 (b) Fees billed to customers under Arkansas Code § 15-10-703 prior to  
 24 the effective date of this act shall be collected by each utility and  
 25 remitted to the Director of the Department of Finance and Administration by  
 26 the twentieth day of each calendar month following the month in which the  
 27 fees were collected.

28 (c)(1) The director shall deposit thirty percent (30%) of the amount  
 29 remitted by each utility under subsection (b) of this section in the State  
 30 Treasury as special revenues credited to the Alternative Fuels Fund.

31 (2) The director shall deposit seventy percent (70%) of the  
 32 amount remitted under subsection (b) of this section by each utility in the  
 33 State Treasury as special revenues credited to the Arkansas Weatherization  
 34 Assistance Fund.

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