

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 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1609

4
5 By: Representative Word
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For An Act To Be Entitled

8
9 AN ACT TO REQUIRE A CITY OF THE FIRST CLASS, A
10 CITY OF THE SECOND CLASS, AND A TOWN TO ALLOW A
11 CUSTOMER TO TAKE WATER OR SEWER SERVICE THROUGH A
12 SINGLE METER IF THE SERVICE IS PROVIDED TO ONE
13 LOCATION THAT IS PHYSICALLY INTEGRATED; AND FOR
14 OTHER PURPOSES.
15

Subtitle

16
17 TO REQUIRE A CITY OF THE FIRST CLASS, A
18 CITY OF THE SECOND CLASS, OR A TOWN TO
19 ALLOW A CUSTOMER TO TAKE WATER OR SEWER
20 SERVICE THROUGH A SINGLE METER IF THE
21 SERVICE IS AT ONE LOCATION THAT IS
22 PHYSICALLY INTEGRATED.
23
24

25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
26

27 SECTION 1. Arkansas Code § 14-200-101(b), concerning rates charged by
28 a public utility, is amended to add an additional subdivision to read as
29 follows:

30 (A)(i) Except as provided in § 23-4-201, determine the terms and
31 conditions upon which the public utility may be permitted to occupy the
32 streets, highways, or other public places within the municipality, including
33 without limitation:

34 (a)(1) The rates, quality, and character of each
35 kind of product or service to be furnished or rendered by a public utility;

36 (2)(A) However, a city or town shall allow a



1 customer to take water or sewer service through a single meter if the
2 premises served are operated as one (1) location by the customer and are
3 physically integrated.

4 (B) A customer who receives water or
5 sewer service under subdivision (a)(2)(A) of this section shall not be
6 charged a rate greater than the rate applicable to another customer taking
7 service through a single meter.

8

9 SECTION 2. Arkansas Code § 14-201-110(b)(1), concerning a utility
10 commission’s powers over a city of the first class’s waterworks and
11 distribution system, is amended to add an additional subdivision to read as
12 follows:

13 (b)(1) The utility commission ~~is empowered to~~ may establish rates for
14 water, or electricity, or both, and it may change the rates when the facts so
15 warrant.

16 (2)(A) However, a city of the first class shall allow a customer
17 to take water or sewer service through a single meter if the premises served
18 are operated as one (1) location by the customer and are physically
19 integrated.

20 (B) A customer who receives water or sewer service under
21 subdivision (b)(2)(A) of this section shall not be charged a rate greater
22 than the rate applicable to another customer taking service through a single
23 meter.

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25 SECTION 3. Arkansas Code § 14-201-206(d), concerning the powers of the
26 board or commission over a city of the first class’s water plant or sewer
27 system, is amended as follows:

28 ~~(d)(1) Nothing in this subchapter shall be construed to~~ This
29 subchapter does not limit or impair the rights of the city council to approve
30 any rates or charges for electric, water, or sewer service.

31 (2)(A) However, a city of the first class shall allow a customer
32 to take water or sewer service through a single meter if the premises served
33 are operated as one (1) location by the customer and are physically
34 integrated.

35 (B) A customer who receives water or sewer service under
36 subdivision (d)(2)(A) of this section shall not be charged a rate greater

1 than the rate applicable to another customer taking service through a single
2 meter.

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4 SECTION 4. Arkansas Code § 14-201-322 is amended to add an additional
5 subdivision to read as follows:

6 14-201-322. General powers of board.

7 The board of public utilities:

8 (1) May do ~~and perform~~ all things necessary to enforce the
9 collection of the rates to be charged for the service rendered by ~~any and~~ all
10 plants or sewerage systems under its jurisdiction; ~~and~~

11 (2) Shall do ~~any and~~ all things necessary ~~to~~ for the successful
12 operation and maintenance of the electric light plants, water plants, or
13 sewerage systems; and

14 (3)(A) However, a city of the second class or a town shall allow
15 a customer to take water or sewer service through a single meter if the
16 premises served are operated as one (1) location by the customer and are
17 physically integrated.

18 (B) A customer who receives water or sewer service under
19 subdivision (3)(A) of this section shall not be charged a rate greater than
20 the rate applicable to another customer taking service through a single
21 meter.

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