

State of Arkansas  
90th General Assembly  
Regular Session, 2015

# A Bill

SENATE BILL 645

By: Senators J. Hendren, Teague, Bledsoe, Caldwell, E. Cheatham, Hester, Hickey, B. King, U. Lindsey,  
Rice, J. Woods  
By: Representatives D. Douglas, Talley, Ballinger, Baltz, Collins, Cozart, Eads, K. Hendren, G. Hodges,  
Lundstrum, McElroy, Neal, Petty

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE AUTHORITY OF  
THE ARKANSAS PUBLIC SERVICE COMMISSION; TO ALLOW A  
PUBLIC UTILITY TO OBTAIN ADDITIONAL PROPERTY OF  
CERTAIN ENTITIES; TO CLARIFY THE IMPACT OF AN  
EXEMPTION BY A PUBLIC UTILITY; AND FOR OTHER  
PURPOSES.

## Subtitle

TO AMEND THE LAW CONCERNING THE AUTHORITY  
OF THE ARKANSAS PUBLIC SERVICE  
COMMISSION; TO ALLOW A PUBLIC UTILITY TO  
OBTAIN ADDITIONAL PROPERTY OF CERTAIN  
ENTITIES; AND TO CLARIFY THE IMPACT OF AN  
EXEMPTION BY A PUBLIC UTILITY.

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

SECTION 1. Arkansas Code § 23-3-102(a), concerning additional property  
of a public utility, is amended to add an additional subdivision to read as  
follows:

(4) A public utility may acquire, lease, or rent a plant or  
property constituting an operating unit or system, including any such plant  
or property owned by the public utility's affiliate or by other entity.



1           SECTION 2. Arkansas Code § 23-3-201, concerning requirements for new  
2 construction or extension by a public utility, is amended to add an  
3 additional subsection to read as follows:

4           (c) An exemption claimed by a public utility under § 23-18-504(a)(5)  
5 does not bar the public utility from seeking the issuance of a certificate of  
6 public convenience and necessity under this section nor shall such exemption  
7 bar the commission from granting the public utility such certificate of  
8 public convenience and necessity and thereby allow the public utility to seek  
9 recovery of the reasonable cost of the equipment or facilities through rates.