

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

*As Engrossed: S3/3/15*

# A Bill

SENATE BILL 645

5 By: Senators J. Hendren, Teague, Bledsoe, Caldwell, E. Cheatham, Hester, Hickey, B. King, U. Lindsey,  
6 Rice, J. Woods  
7 By: Representatives D. Douglas, Talley, Ballinger, Baltz, Collins, Cozart, Eads, K. Hendren, G. Hodges,  
8 Lundstrum, McElroy, Neal, Petty, *Baine, Bell, Branscum, Della Rosa, Dotson, C. Douglas, Eubanks,*  
9 *Fielding, Gonzales, Harris, Hickerson, M. Hodges, Jean, Jett, Ladyman, Leding, Pitsch, Richmond, Scott,*  
10 *Vaught, D. Whitaker*  
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## For An Act To Be Entitled

13 AN ACT TO AMEND THE LAW CONCERNING THE AUTHORITY OF  
14 THE ARKANSAS PUBLIC SERVICE COMMISSION; TO ALLOW A  
15 PUBLIC UTILITY TO OBTAIN ADDITIONAL PROPERTY OF  
16 CERTAIN ENTITIES; TO CLARIFY THE IMPACT OF AN  
17 EXEMPTION BY A PUBLIC UTILITY; AND FOR OTHER  
18 PURPOSES.  
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## Subtitle

22 TO AMEND THE LAW CONCERNING THE AUTHORITY  
23 OF THE ARKANSAS PUBLIC SERVICE  
24 COMMISSION; TO ALLOW A PUBLIC UTILITY TO  
25 OBTAIN ADDITIONAL PROPERTY OF CERTAIN  
26 ENTITIES; AND TO CLARIFY THE IMPACT OF AN  
27 EXEMPTION BY A PUBLIC UTILITY.  
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30 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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32 SECTION 1. Arkansas Code § 23-3-102(a), concerning additional property  
33 of a public utility, is amended to add an additional subdivision to read as  
34 follows:

35 (4) A public utility may acquire, lease, or rent a plant or  
36 property constituting an operating unit or system, including any such plant



1 or property owned by the public utility's affiliate or by other entity.

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

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

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13 */s/J. Hendren*  
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