

HOUSE BILL 56

IN THE HOUSE

January 4, 1979

Introduced and referred to  
Committee on Local Government.

January 6, 1979

On motion, joint rule 6-6  
suspended and sponsor's signature  
allowed to be added to prefiled  
bills.

1                   HOUSE BILL NO. 56

2                   INTRODUCED BY \_\_\_\_\_

3                   BY REQUEST OF DEPARTMENT OF PUBLIC SERVICE REGULATION

4

5                   A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
6                   69-3-101, MCA, TO INCLUDE PERSONS PROVIDING SEWAGE DISPOSAL  
7                   SERVICE WITHIN THE DEFINITION OF PUBLIC UTILITY."

8

9                   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10                  Section 1. Section 69-3-101, MCA, is amended to read:

11                  "69-3-101. Meaning of term public utility. The term  
12                  "public utility", within the meaning of this chapter, shall  
13                  embrace every corporation, both public and private, company,  
14                  individual, association of individuals, their lessees,  
15                  trustees, or receivers appointed by any court whatsoever,  
16                  that now or hereafter may own, operate, or control any plant  
17                  or equipment or any part of a plant or equipment within the  
18                  state for the production, delivery, or furnishing for or to  
19                  other persons, firms, associations, or corporations, private  
20                  or municipal:

21                  (1) heat;

22                  (2) street-railway service;

23                  (3) light;

24                  (4) power in any form or by any agency;

25                  (5) water for business, manufacturing, household use,

1                  or sewerage service, whether within the limits of  
2                  municipalities, towns, and villages or elsewhere;  
3                  (6) sewage disposal service;  
4                  (7) telegraph or telephone service."

-End-

## STATE OF MONTANA

Request No. 90-79

## FISCAL NOTE

Form BD-15

In compliance with a written request received January 24, 1979, there is hereby submitted a Fiscal Note for House Bill 56 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the legislature upon request.

## DESCRIPTION OF PROPOSED LEGISLATION:

A proposal to include sewers in the definition of regulated utilities.

## ASSUMPTIONS:

1. There will be 150 new utilities to regulate.
2. The Public Service Commission will need  $3\frac{1}{2}$  additional FTEs.
3. Revenue per year will be \$1,055, derived from filing fees (40/year) and report fees.
4. There will be 40 new rate cases per year.

## FISCAL IMPACT:

	FY 1980	FY 1981
Additional revenue due to proposed law	\$ 1,055	\$ 1,055
Less: Additional expenditures under proposed law		
Personal services	51,980	54,205
Operating costs	10,850	7,842
Total	62,830	62,047
Net additional cost of proposed legislation	\$61,775	\$60,992

The additional cost must be funded from the State General Fund.

## LOCAL IMPACT:

There will be additional expense to local government to put on rate cases before the Public Service Commission.

*Richard A. Drury Jr.*  
 BUDGET DIRECTOR  
 Office of Budget and Program Planning  
 Date: 1/25/79