

January 15, 1970
Passed on File

Reprinted 1/21/70
SENATE FILE 1063

By COMMITTEE ON COMMERCE

Passed Senate, Date *1-21-70* Passed House, Date

Vote: Ayes *42* Nays *16* Vote: Ayes Nays

Approved

A BILL FOR

1 An Act relating to the regulation of public utilities.

2 *Be It Enacted by the General Assembly of the State of Iowa:*

3 Section 1. Section four hundred ninety A point six

4 (490A.6), Code 1966, is hereby amended as follows:

5 1. By inserting in line five (5) after the word "commis-
6 sion" the words "and giving written notice of such proposed
7 new or changed rate, charge, schedule, or regulation to all
8 persons or corporations served by the public utility".

9 2. By inserting after the period in line ten (10) the
10 following new paragraph:

11 "A company, corporation, association, utility, or other
12 entity exempted from the provisions of this chapter by section
13 four hundred ninety A point one (490A.1) of the Code, shall,
14 nevertheless, give written notice to all persons or corpora-
15 tions served by the public utility of any new or changed rate,
16 charge, schedule, or regulation not less than thirty days
17 prior to the effective date thereof."

EXPLANATION

This bill provides that businesses providing utility services shall give written notice of any new or changed rates, charges, schedules, or regulations at least thirty days prior to the effective date of the new or changed rates, charges, schedules, or regulations.

1 Amend Senate File 1063 by striking all after the
2 enacting clause and inserting in lieu thereof the following:
3 Section 1. Section four hundred ninety A point
4 six (490A.6), Code 1966, is hereby amended by inserting after
5 line ten (10) the following new paragraph:
6 "The commission shall require all public utilities,
7 including those exempted from rate regulation by the provisions
8 of section four hundred ninety A point one (490A.1) of the
9 Code, to give notice of any proposed increase of any rate or
10 charge by publication in a newspaper of general circulation
11 in the area or areas affected by the proposal. The time, form
12 and content of the publication shall be determined by the
13 commission."

Filed ^{W. F. R. & D. S.} ~~1-21~~
January 20, 1970

By MOGGED and NEU

1 Amend Senate File 1063 by striking all after
2 the enacting clause and inserting in lieu thereof the
3 following:
4 Section 1. Section four hundred ninety A point
5 six (490A.6), Code 1966 is hereby amended by inserting
6 after the period in line ten (10) the following new
7 paragraph:
8 All public utilities, including those exempted
9 from rate regulation by the provisions of section four
10 hundred ninety A point one (490A.1) of the Code, shall
11 give written notice of any proposed increase of any rate
12 or charge to all affected customers served by the public
13 utility at least thirty days prior to the effective date
14 thereof. If the public utility is subject to rate
15 regulation, the notice to affected customers shall also
16 state the legal rights granted to persons and corporations
17 under the provisions of this chapter.

Filed - *Adopted and amended 1-21*
January 20, 1970

By RIGLER and POTGETER

1 Amend the Rigler-Potgeter amendment to Senate File 1063,
2 filed January 20, 1970, found on page 181 of the Senate Journal,
3 by striking everything after the word "state" in line 16
4 and by inserting in lieu thereof the following:
5 "that the customer has a right to file a written objection
6 to such rate increase and that he may request the commission
7 to hold a public hearing to determine if such rate increase
8 should be allowed. The commission shall prescribe the manner
9 and method that the written notice to each affected customer
10 of the public utility shall be served."

Filed and adopted
January 21, 1970

By RIGLER, GAUDINEER,
GLENN and POTGETER

- 1 Amend the Rigler and Potgeter amendment to Senate File
- 2 1063 by striking in line 17 the words "this chapter" and
- 3 inserting in lieu thereof "section four hundred ninety A
- 4 point three (490A.3) of the Code".

Filed and adopted
January 21, 1970

By RIGLER

- 1 Amend the Rigler-Potgeter Amendment to Senate
- 2 File 1063, filed January 20, 1970, found on page 181 of the
- 3 Senate Journal, by striking lines 8 through 17 and inserting
- 4 in lieu thereof the following:
- 5 "The commission shall require all public utilities,
- 6 including those exempted from rate regulation by the provisions
- 7 of section four hundred ninety A point one (490A.1) of the
- 8 Code, to give notice of any proposed increase of any rate
- 9 or charge by publication in a newspaper of general circulation
- 10 in the area or areas affected by the proposal. The time,
- 11 form and content of the publication shall be determined by
- 12 the commission."

Filed and lost
January 21, 1970

By MOGGED

- 1 Amend the Rigler-Potgeter amendment to Senate
- 2 File 1063, filed January 20, 1970, and found on
- 3 page 181 of the Senate Journal, by striking all
- 4 after the period in line fourteen.

Filed and lost
January 21, 1970

By O'MALLEY, LAVERTY and LUCKEN

January 21, 1970

Commerce 1-23, Pass 2-25

SENATE FILE 1063

By COMMITTEE ON COMMERCE
(AS PASSED BY THE SENATE)

Passed Senate, Date *1-21-70* Passed House, Date *3-11-70*

Vote: Ayes *42* Nays *16* Vote: Ayes *146* Nays *10*

Approved *March 20, 1970*

A BILL FOR

- 1 An Act relating to the regulation of public utilities.
- 2 *Be It Enacted by the General Assembly of the State of Iowa:*
- 3 *Section 1. Section four hundred ninety A point six*
- 4 *(490A.6), Code 1966, is hereby amended by inserting after*
- 5 *the period in line ten (10) the following new paragraph:*
- 6 *"All public utilities, including those exempted from*
- 7 *rate regulation by the provisions of section four hundred*
- 8 *ninety A point one (490A.1) of the Code, shall give written*
- 9 *notice of any proposed increase of any rate or charge to all*
- 10 *affected customers served by the public utility at least*
- 11 *thirty days prior to the effective date thereof. If the public*
- 12 *utility is subject to rate regulation, the notice to affected*
- 13 *customers shall also state that the customer has a right to*
- 14 *file a written objection to such rate increase and that he*
- 15 *may request the commission to hold a public hearing to determine*
- 16 *if such rate increase should be allowed. The commission shall*
- 17 *prescribe the manner and method that the written notice to*
- 18 *each affected customer of the public utility shall be served."*

EXPLANATION

This bill provides that businesses providing utility services shall give written notice of any new or changed rates, charges, schedules, or regulations at least thirty days prior to the effective date of the new or changed rates, charges, schedules, or regulations.

1 Amend Senate File 1063, as amended and passed by the
2 Senate and reprinted, by striking from line 11, "If the
3 public" and from Line 12, "utility is subject to rate
4 regulation,".

Filed - *Withdrawn*
March 5, 1970
In: Commerce

FREEMAN of Buena Vista

House

1 Amend Senate File 1063 by inserting after line 18 the
2 following new sections:
3 Sec. 2. Section four hundred ninety A point twenty-three
4 (490A.23), Code 1966, is hereby amended as follows:
5 1. By inserting in line thirteen (13) after the word
6 "chapter" the words "and except as otherwise provided in this
7 chapter".
8 2. By inserting in line nineteen (19) after the word
9 "boundaries" the words "except as otherwise provided in this
10 chapter".
11 3. By inserting in line thirty-three (33) after the
12 word "thereof" the words "except as otherwise provided in
13 this chapter".
14 4. By inserting in line sixty-five (65) after the word
15 "interest" the words "exempt as otherwise provided in this
16 chapter".

17 Sec. 3. Chapter four hundred ninety A (490A), Code 1966,
18 is hereby amended by adding the following new sections:
19 "Notwithstanding any other provisions of the law, whenever
20 the corporate boundaries of any city or town are extended,
21 any electric public utility providing electric service
22 within the extended area of the municipality, which said
23 municipality does not own or operate its own municipal
24 electric system, shall have the right to continue and
25 extend the furnishings of electric service and to construct,
26 maintain and operate electric facilities in such extended
27 area and to utilize public lands and thoroughfares for such
28 purposes on the following terms and conditions:

29 (a) Any such utility which provides electric services in
30 the extended area of any municipality under the terms of this
31 chapter, shall, as to such area, provide service in the same
32 manner and upon the same terms and conditions previously
33 imposed upon any other utility furnishing electric services
34 of the same kind within the area of the municipality, and
35 said utility shall be subject to all municipal ordinances
36 applicable to said service, and subject to all taxes
37 against the property it owns or operates or owns and
38 operates in such extended area.

39 (b) All extensions by any such utility located in
40 the extended area, shall be made in accordance with the
41 provisions of section four hundred ninety A point twenty-
42 four (490A.24) of the Code.

43 (c) The rates charged by the utility or utilities
44 serving in the extended area pursuant to this Act, to its
45 various classes of consumers within the extended area,
46 shall be comparable to those charged by such other utility
47 or utilities for comparable retail service to comparable
48 classes of consumers within the municipality.

Filed - *Withdrawn 3/11*
March 9, 1970

CAMP of Clinton

House

- 1 Amend Senate File 1063, as amended and passed by the Senate,
2 as follows:
3 1. Line 15, by inserting after the word "commission" the words
4 "the city council, in the case of a municipally-owned utility,
5 or the board of directors, in the case of a cooperative corpora-
6 tion or association,".

Filed
March 9, 1970

House
FREEMAN of Buena Vista

- 1 Amend Senate File 1063, as passed by the Senate and
2 reprinted, by adding after line 18 the following new section:
3 Sec. 2. Section four-hundred ninety A point eight
4 (490A.8), Code 1966, is hereby amended by inserting in line
5 thirteen (13) after the word "value" the words "except that
6 all amounts expended for advertising shall be excluded from
7 consideration".

Filed - *Last 3/11*
March 10, 1970

House
GANNON of Jasper

- 1 Amend Senate File 1063, as passed by the Senate
2 and reprinted, by adding the following new section:
3 Sec. 2. Section four hundred ninety A point one
4 (490A.1), Code 1966, is hereby amended as follows:
5 1. By striking from line twenty-two (22) the word
6 "not".
7 2. By inserting in line twenty-two (22) after the
8 word "be" the words "considered public utilities under
9 the provisions of this chapter and".

Filed - *withdrawn 3/11*
March 10, 1970
In: Commerce

House
FISCHER of Grundy

- 1 Amend the Camp amendment to Senate File 1063, filed
2 March 9, 1970, by adding after line 48 the following:
3 "(d) A utility serving within the extended area of
4 any municipality other than a municipal utility shall
5 be considered a public utility for the purposes of
6 this chapter in such extended area."

Filed - *withdrawn 3/11*
March 10, 1970

House
KOCH of Woodbury
CAMP of Clinton