

FEB 2.8 2003
COMMERCE, REGULATION & LABOR

HOUSE FILE 351
BY JENKINS

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the authority of a city to contract with or
2 acquire equity interests in business entities for the purpose
3 of participating in electric energy transmission organizations
4 or implementing open-access tariffs for the use of
5 transmission or distribution facilities.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 351

1 Section 1. NEW SECTION. 390.8 ADDITIONAL MUNICIPAL
2 POWERS.

3 In addition to the powers conferred upon a city elsewhere
4 in this chapter, a city may contract with, enter into an
5 agreement with, or acquire an equity interest in a business
6 corporation, limited liability company, or similar business
7 entity for any of the following purposes:

8 1. Participating with a private power company, electric
9 cooperative, or other independent entity functioning as a
10 regional transmission organization, independent system
11 operator, independent transmission company, or independent
12 transmission operator in a manner approved by the federal
13 energy regulatory commission under one or more provisions of
14 the Federal Power Act or comparable provisions of the laws of
15 this or any other state.

16 2. Implementing the offering of nondiscriminatory, open-
17 access tariffs for the use of electric transmission or
18 distribution facilities in response to or in anticipation of
19 rules or orders by the United States under the Federal Power
20 Act or comparable provisions of the laws of this or any other
21 state.

22 EXPLANATION

23 This bill adds a new section to Code chapter 390, relating
24 to joint electrical utilities. New Code section 390.8
25 provides that a city may enter into contracts or agreements
26 with, or acquire equity interests in a business entity, for
27 the purpose of participating in a regional or independent
28 transmission organization approved by the federal energy
29 regulatory commission, or for implementing the offering of
30 open-access tariffs for transmission of distribution
31 facilities.

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