

Amendment No. 4

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Energy & Utilities
 2 Subcommittee
 3 Representative Santiago offered the following:

Amendment (with title amendment)

Between lines 428 and 429, insert:

Section 5. Section 367.0813, Florida Statutes, is amended
 to read:

367.0813 Gain or loss on purchase or sale, or condemnation
 by governmental authority.—

(1) In order to provide appropriate incentives to encourage
 the private sector to participate in the investment in water and
 wastewater infrastructure, to protect private sector property
 rights of a utility's shareholders, and to avoid an additional
 burden of costs placed on ratepayers from the re-allocation of
certain costs formerly shared by a divested affiliate and by
 relitigating this issue, the Legislature affirms and clarifies

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18 the clear policy of this state that gains or losses from a
19 purchase or sale, or condemnation of a utility's assets which
20 results in the loss of customers served by such assets and the
21 associated future revenue streams shall be borne by the
22 shareholders of the utility. ~~This section applies to all~~
23 ~~transactions prior to and after the effective date of this~~
24 ~~section.~~

25 (2) Consistent with the policy of this state as expressed
26 in subsection (1), a utility that proportionally allocates to
27 its customers an affiliate's costs for performing operational,
28 administrative or support functions or services on behalf of the
29 utility may not re-allocate to its customers any such costs that
30 had been shared by the utility and a divested affiliate prior to
31 its divestiture.

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33 This section applies to all transactions prior to and after the
34 effective date of this section.

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T I T L E A M E N D M E N T

Remove line 36 and insert:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 357 (2014)

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42 case expense under certain circumstances; amending s. 367.0813,
43 F.S.; prohibiting a utility from reallocating certain shared
44 costs to customers; amending s.
45