



General Assembly

February Session, 2022

Raised Bill No. 5201

LCO No. 1239



Referred to Committee on ENERGY AND TECHNOLOGY

Introduced by:
(ET)

AN ACT CONCERNING PUBLIC HEALTH CONCERNS IN THE ACQUISITION OF WATER COMPANIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 16-262o of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective October*
3 *1, 2022*):

4 (a) The Public Utilities Regulatory Authority, in consultation with the
5 Department of Public Health, upon a determination that the costs of
6 improvements to and the acquisition of the water company are
7 necessary and reasonable, shall order the acquisition of the water
8 company by the most suitable public or private entity. In making such
9 determination, the authority shall consider: (1) The geographical
10 proximity of the plant of the acquiring entity to the water company, (2)
11 whether the acquiring entity has the financial, managerial and technical
12 resources to operate the water company in a reliable and efficient
13 manner and to provide continuous, adequate service to the persons
14 served by the company, (3) the current rates that the acquiring entity
15 charges its customers, (4) public health concerns, including, but not

16 limited to, any closed or active consent decrees or deficiencies identified
17 by the Department of Public Health relating to the water company, and
18 ~~[(4)]~~ (5) any other factors the authority deems relevant. Such order shall
19 authorize the recovery through rates of all reasonable costs of
20 acquisition and necessary improvements. A public entity acquiring a
21 water company beyond the boundaries of such entity may charge
22 customers served by the acquired company for water service and may,
23 to the extent appropriate, as determined by the governing body of the
24 public entity, recover through rates all reasonable costs of acquisition
25 and necessary improvements.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2022	16-262o(a)

Statement of Purpose:

To require the Public Utilities Regulatory Authority to consider public health concerns identified by the Department of Public Health in ordering water company acquisitions.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]