

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 HOUSE BILL 3427

By: Pfeiffer

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5
6 AS INTRODUCED

7 An Act relating to the Corporation Commission;
8 amending 17 O.S. 2011, Section 152, which relates to
9 examination of requests for review of rates and
10 charges; modifying references with respect to the
11 Public Utility Division; modifying time period for
12 commencement of public hearings; modifying period of
13 time authorized for conduct of hearing; modifying
14 provisions related to implementation of rates and
15 charges; modifying provisions related to interest
16 computation; and providing an effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY 17 O.S. 2011, Section 152, is
19 amended to read as follows:

20 Section 152. A. The Commission shall have general supervision
21 over all public utilities, with power to fix and establish rates and
22 to prescribe and promulgate rules, requirements and regulations,
23 affecting their services, operation, and the management and conduct
24 of their business; shall inquire into the management of the business
thereof, and the method in which same is conducted.

1 B. 1. When any public utility subject to general supervision
2 pursuant to this section or to Section 158.27 of this title shall
3 file with the Commission a request for review of its rates and
4 charges, such request shall be given immediate attention.

5 2. In the exercise of this responsibility, the ~~Commission~~
6 Commission's Public Utility Division shall complete any examination
7 of such request for a review of its rates and charges within one
8 hundred twenty (120) days from the date such application for review
9 of its rates and charges is filed.

10 3. Public hearings on such matter must commence within ~~forty-~~
11 ~~five (45)~~ ninety (90) days of the end of ~~such~~ the Public Utility
12 Division's examination ~~to be conducted by the Commission~~ and in no
13 event shall the conclusion of such examination of the rates and
14 charges and the hearing conducted by the Commission exceed ~~one~~
15 ~~hundred eighty (180)~~ three hundred (300) days from the date the
16 request was filed.

17 4. If such request for review of the applicant's rates and
18 charges has not been completed and ~~an~~ a final order issued within
19 ~~one hundred eighty (180)~~ three hundred (300) days from the date of
20 filing of such application, some or all of the request for changes
21 in the rates, charges, and regulations made in such application
22 ~~shall~~ may be immediately placed into effect and collected through
23 new tariffs on an interim basis at the discretion of the applicant.
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1 5. Should the Commission determine upon the completion of its
2 examination and public hearings that a refund regarding the amount
3 of interim relief is appropriate and necessary, the Commission shall
4 order such refund including reasonable interest at the ~~one-year U.S.~~
5 ~~Treasury bill rate~~ applicant's requested cost of debt in this
6 application accruing on that portion of the rate increase to be
7 refunded ~~for a period not to exceed ninety (90) days from the~~
8 ~~effective date of the rate increase which is being~~ until such time
9 as all over-collections have been refunded.

10 C. The Commission shall have full visitorial and inquisitorial
11 power to examine such public utilities, and keep informed as to
12 their general conditions, their capitalization, rates, plants,
13 equipments, apparatus, and other property owned, leased, controlled
14 or operated, the value of same, the management, conduct, operation,
15 practices and services; not only with respect to the adequacy,
16 security and accommodation afforded by their service, but also with
17 respect to their compliance with the provisions of this act, and
18 with the Constitution and laws of this state, and with the orders of
19 the Commission.

20 SECTION 2. This act shall become effective November 1, 2018.

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22 56-2-9290 MAH 01/07/18
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