

Regular Session, 2014

HOUSE BILL NO. 1249

BY REPRESENTATIVES MONTOUCET, FANNIN, AND REYNOLDS

UTILITIES: Provides relative to inspection and supervision fees paid by certain motor carriers and public utilities doing business in this state

1 AN ACT

2 To amend and reenact R.S. 45:1177(A)(1), (2)(k), (4), and (5) and to enact R.S.
3 45:1177(A)(6), relative to inspection and supervision fees paid by certain motor
4 carriers and public utilities doing business in this state; to change the ranges for such
5 fees; to exempt nonprofit water utility cooperatives or corporations wholly owned
6 by water user members from paying such fees; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 45:1177(A)(1), (2)(k), (4), and (5) are hereby amended and reenacted
9 and R.S. 45:1177(A)(6) is hereby enacted to read as follows:

10 §1177. Inspection and supervision fees; Utility and Carrier Inspection and
11 Supervision Fund

12 A.(1) Each motor carrier as defined in ~~R.S. 45:162(10)~~ R.S. 45:162(12) and
13 public utility doing business in Louisiana and subject to control and jurisdiction of
14 the commission shall pay to the state a fee for the inspection, control, and
15 supervision of the business service and rates of such common carrier and public
16 utility, in addition to any and all property, franchise, license, and other taxes, and
17 fees and charges now or hereafter fixed, assessed, or charged by law against such
18 common carrier and public utility. The amount of the fees shall be measured by the
19 gross receipts of each public utility from its Louisiana intrastate business. The
20 amount of the fees for each motor carrier as defined in ~~R.S. 45:162(10)~~ R.S.

1 wholesale power for resale, on which fees have been paid or will be paid under the
2 provisions of this Section.

3 * * *

4 Section 2. This Act shall become effective on January 1, 2015.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Montoucet

HB No. 1249

Abstract: Provides relative to the fees paid by certain motor carriers and public utilities subject to the control of the Public Service Commission for the inspection and control and supervision of their business service and rates.

Present law requires certain motor carriers and public utilities subject to the control of the Public Service Commission (commission) to pay fees for the inspection, control, and supervision of their business service and rates.

Present law provides that such fees shall be paid quarterly and be in a certain amount per \$1,000 of certain gross receipts, less or in excess of a certain amount or range of such carriers and utilities.

Present law provides that the fees paid to the commission shall be \$.59 per \$1,000 of such gross receipts in excess of \$100 million.

Proposed law increases the fee from \$.59 to \$.63.5.

Proposed law provides that such inspection and supervision fees shall not be applicable to any nonprofit water utility cooperative or corporation wholly owned by water user members.

Effective January 1, 2015.

(Amends R.S. 45:1177(A)(1), (2)(k), (4), and (5); Adds R.S. 45:1177(A)(6))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Commerce to the original bill.

1. Restored R.S. 45:1177(A)(2)(j) as it is in present law (fees paid to the commission shall be \$.75 per \$1,000 of such gross receipts in excess of \$25 million and not more than \$100 million).
2. Provided that the fees paid to the commission shall be \$.63.5 rather than \$.59 per \$1,000 of such gross receipts in excess of \$100 million.
3. Made technical corrections.
4. Provided an effective date of January 1, 2015.