

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1019

Session of
1979

INTRODUCED BY MESSRS. TADDONIO, McVERRY, FISHER, SCHMITT,
MICHLOVIC AND AUSTIN, APRIL 24, 1979

AS REPORTED FROM COMMITTEE ON CONSUMER AFFAIRS, HOUSE OF
REPRESENTATIVES, AS AMENDED, JANUARY 21, 1980

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania
2 Consolidated Statutes, prohibiting the ~~rescission of~~
3 ~~residential preferential rates~~. ELIMINATION OF COST
4 ADVANTAGEOUS RESIDENTIAL RATES.

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5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 1301 of Title 66, act of November 25,
8 1970 (P.L.707, No.230), known as the Pennsylvania Consolidated
9 Statutes, added July 1, 1978 (P.L.598, No.116), is amended to
10 read:

11 § 1301. Rates to be just and reasonable.

12 Every rate made, demanded, or received by any public utility,
13 or by any two or more public utilities jointly, shall be just
14 and reasonable, and in conformity with regulations or orders of
15 the commission. Only public utility service being furnished or
16 rendered by a municipal corporation, or by the operating
17 agencies of any municipal corporation, beyond its corporate
18 limits, shall be subject to regulation and control by the

1 commission as to rates, with the same force, and in like manner,
2 as if such service were rendered by a public utility. ~~And,~~ <—
3 ~~provided, That a preferential rate structure once granted~~
4 ~~residential customers by utilities with approval of the~~
5 ~~commission shall not be rescinded by the commission.~~ ANY CHANGE <—
6 IN A COST ADVANTAGEOUS RATE FOR RESIDENTIAL ELECTRIC SPACE
7 HEATING, OR AN OTHERWISE PARTICULARLY IDENTIFIED RESIDENTIAL
8 CONSUMPTIVE USE, IN EFFECT AT ANY TIME AFTER JANUARY 1, 1958 AND
9 BEFORE JULY 1, 1979 SHALL MAINTAIN THE EXISTING DOLLAR
10 DIFFERENTIAL BETWEEN SUCH RATE AND THE RESIDENTIAL ELECTRIC RATE
11 FOR GENERAL SERVICE EXISTING ON AUGUST 15, 1973. ANY SUCH RATE
12 SHALL NOT BE DENIED TO A PREVIOUSLY QUALIFIED RATEPAYER DUE TO
13 CONVERSION TO AN ALTERNATE WATER HEATING SYSTEM.

14 NOTHING IN THIS ACT SHALL BE CONSTRUED TO PROVIDE FOR
15 RECOUPMENT OF ANY PORTION OF AN ELECTRIC BILL PAID OR DUE PRIOR
16 TO THE EFFECTIVE DATE OF THIS ACT.

17 ANY COST ADVANTAGEOUS RATE PROTECTED UNDER THIS SECTION MAY
18 BE DISCONTINUED BY THE PUBLIC UTILITY COMMISSION AFTER
19 TERMINATION OF OWNERSHIP BY THE RATE PAYEE ORIGINALLY ENTITLED
20 TO SUCH A RATE.

21 Section 2. This act shall be retroactive as to all customers
22 of utilities who received preferential residential electric
23 rates as of July 1, 1977.

24 Section 3. This act shall take effect immediately.