

HB0910/190916/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 910
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Program” insert “for replacement of certain pipes on certain property”; in line 7, after “requirements;” insert “requiring that the replacement of certain pipes be performed by a licensed plumber; prohibiting the Commission from replacing certain pipes;”; in lines 8, 9, and 11, in each instance, strike “surcharge” and substitute “charge”; in line 12, strike “surcharge;” and substitute “charge; providing that each loan provided under the Program is a lien against certain property and that the Commission is the sole holder of the lien; prohibiting the Program from providing more than a certain amount in loans;”; and strike beginning with “finance” in line 12 down through “fund” in line 13 and substitute “establish the Polybutylene Connection Pipe Replacement Fund; specifying the purpose of the Fund; requiring the Commission to administer the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; defining a certain term; providing for the termination of this Act”.

AMENDMENT NO. 2

On page 2, in line 5, after “PROPERTY” insert “LOCATED IN THE COMMISSION’S SERVICE AREA”; in line 7, strike “PROVIDE FOR”; in line 8, after “(1)” insert “PROVIDE FOR”; in line 13, strike “AND”; in line 14, after “(2)” insert “PROVIDE FOR”; in the same line, after “CONDITIONS” insert “;”

(3) REQUIRE THAT THE REPLACEMENT OF MALFUNCTIONING POLYBUTYLENE PIPES UNDER THE PROGRAM BE PERFORMED BY A LICENSED PLUMBER; AND

(Over)

(4) PROHIBIT THE COMMISSION FROM REPLACING MALFUNCTIONING POLYBUTYLENE PIPES UNDER THE PROGRAM;

in line 17, strike “SURCHARGE” and substitute “**SEPARATE CHARGE**”; in lines 18, 23, and 24, in each instance, strike “SURCHARGE” and substitute “**CHARGE**”; after line 24, insert:

“(4) (I) EACH LOAN PROVIDED UNDER THE PROGRAM SHALL BE A LIEN AGAINST THE PROPERTY ON WHICH THE MALFUNCTIONING POLYBUTYLENE PIPE HAS BEEN REPLACED THAT CONTINUES UNTIL THE LOAN IS PAID IN FULL TO THE COMMISSION.

(II) THE COMMISSION SHALL BE THE SOLE HOLDER OF THE LIEN ESTABLISHED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(5) THE PROGRAM MAY NOT PROVIDE MORE THAN \$1,000,000 TOTAL IN LOANS.”;

strike beginning with “THE” in line 25 down through “FUND” in line 26 and substitute “**(1) IN THIS SECTION, “FUND” MEANS THE POLYBUTYLENE CONNECTION PIPE REPLACEMENT FUND.**

(2) THERE IS A POLYBUTYLENE CONNECTION PIPE REPLACEMENT FUND.

(3) THE PURPOSE OF THE FUND IS TO PROVIDE FUNDING FOR THE POLYBUTYLENE CONNECTION PIPE REPLACEMENT LOAN PROGRAM.

(4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE FUND SHALL BE ADMINISTERED SOLELY BY THE COMMISSION.

(5) THE FUND CONSISTS OF:

(I) MONEY APPROPRIATED BY THE COMMISSION FROM RATEPAYER FUNDS ONLY;

(II) ANY INVESTMENT EARNINGS OF THE FUND; AND

(III) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(6) THE FUND MAY BE USED ONLY FOR PROVIDING LOANS THROUGH THE PROGRAM”;

and in line 28, after “October 1, 2015.” insert “It shall remain effective for a period of 10 years and, at the end of September 30, 2025, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.