

Senate Bill 1017

Sponsored by Senator MORSE

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies definition of "utility service" for purposes of territorial allocation. Provides that natural gas transported through or by use of equipment, plant or facilities owned by six or fewer persons that solely consume all natural gas so transported does not constitute utility service.

A BILL FOR AN ACT

1
2 Relating to utility service; amending ORS 758.400.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 758.400 is amended to read:

5 758.400. As used in ORS 758.015 and 758.400 to 758.475 unless the context requires otherwise:

6 (1) "Allocated territory" means an area with boundaries established by a contract between
7 persons furnishing a similar utility service and approved by the Public Utility Commission or es-
8 tablished by an order of the commission approving an application for the allocation of territory.

9 (2) "Person" includes individuals, firms, partnerships, corporations, associations, cooperatives
10 and municipalities, or their agent, lessee, trustee or referee.

11 (3) "Utility service" means service provided by any equipment, plant or facility for the distrib-
12 ution of electricity to users or the distribution of natural or manufactured gas to consumers through
13 a connected and interrelated distribution system. "Utility service" does not include:

14 (a) Service provided through or by the use of any equipment, plant or facilities for the pro-
15 duction or transmission of electricity or gas which pass through or over but are not used to provide
16 service in or do not terminate in an area allocated to another person providing a similar utility
17 service; **or**

18 (b) **Service provided through or by the use of any equipment, plant or facilities owned**
19 **by six or fewer persons for the transportation of natural gas from an interstate pipeline, if**
20 **the natural gas transported through or by the use of the equipment, plant or facilities is**
21 **consumed solely by the owners of the equipment, plant or facilities or by persons with an**
22 **affiliated interest with the owners. As used in this paragraph, "affiliated interest" has the**
23 **meaning given that term in ORS 757.015.**
24

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.