

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 487

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO DUTIES OF PUBLIC UTILITIES; AMENDING CHAPTER 3, TITLE 61, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 61-313A, IDAHO CODE, TO REQUIRE A PUBLIC UTILITY TO HONOR THE AGREEMENTS OF A PREDECESSOR PUBLIC UTILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 3, Title 61, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 61-313A, Idaho Code, and to read as follows:

61-313A. EXISTING AGREEMENTS. (1) No public utility that purchases, acquires, combines with, or merges with another public utility shall fail to honor an agreement entered into between the predecessor utility and a developer, property owner, or public utility customer unless:

- (a) The agreement has expired;
- (b) More than five (5) years has passed since the purchase, acquisition, combination, or merger; or
- (c) The parties mutually agree to change or terminate the agreement.

(2) The commission is authorized to investigate and resolve complaints under this section pursuant to section 61-503, Idaho Code. The commission shall take action on such a complaint within forty-five (45) days after receipt.

SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after July 1, 2024.