

FIRST REGULAR SESSION

SENATE BILL NO. 567

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

Read 1st time February 22, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

2350S.011

AN ACT

To amend chapter 393, RSMo, by adding thereto one new section relating to the cold weather rule.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 393, RSMo, is amended by adding thereto one new
2 section, to be known as section 393.109, to read as follows:

**393.109. 1. Discontinuance of gas and electric service to all
2 residential users, including all residential tenants of apartment
3 buildings, for nonpayment of bills where gas or electricity is used as
4 the source of space heating or to control or operate the only space
5 heating equipment at the residence is prohibited:**

6 **(1) On any day when the National Weather Service local forecast
7 between six a.m. to nine a.m., for the following seventy-two hours
8 predicts that the temperature will drop below thirty-two degrees
9 Fahrenheit; or**

10 **(2) On any day when utility personnel will not be available to
11 reconnect utility service during the immediately succeeding day or
12 days and the National Weather Service local forecast between six a.m.
13 to nine a.m. predicts that the temperature during the period of
14 unavailability will drop below thirty-two degrees Fahrenheit; or**

15 **(3) From November first through March thirty-first, for any low
16 income elderly or disabled customer who has registered with the public
17 service commission under rules promulgated by the commission,
18 provided that such customer has entered into a cold weather rule
19 payment plan with the commission, made the initial payment required,
20 and has made and continues to make payments during the effective
21 period of this subdivision that are at a minimum the lesser of fifty**

22 percent of:

23 (a) The actual bill for usage in that billing period; or

24 (b) The levelized payment amount agreed to in the cold weather
25 rule payment plan. Such reductions in payment amounts may be
26 recovered by adjusting the customer's subsequent levelized payment
27 amounts for the months following March thirty-first.

28 2. Nothing in this section shall prohibit a utility from
29 establishing a higher temperature threshold below which it shall not
30 discontinue utility service.

Unofficial

Bill

Copy