

2019 -- H 5408

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LC001546
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2019

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A N A C T

RELATING TO WATERS AND NAVIGATION

Introduced By: Representatives Quattrocchi, and Chippendale

Date Introduced: February 14, 2019

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 46-15.3-9 of the General Laws in Chapter 46-15.3 entitled "Public
2 Drinking Water Supply System Protection" is hereby amended to read as follows:

3 **46-15.3-9. Collection of charges.**

4 (a) A record shall be maintained by every supplier showing the amounts of water sold,
5 and the amounts of water quality protection charges billed. The records shall be subject to public
6 review. The water quality protection charges shall be deemed to be trust funds for the purposes of
7 this chapter and shall be held in a separate account.

8 (1) For all suppliers, other than the city of Providence acting through the Providence
9 water supply board, or suppliers purchasing water from the city of Providence acting through the
10 Providence water supply board, thirty-six and one tenth percent (36.1%) of the amount billed
11 each month shall be remitted to the treasurer of the water resources board on or before the
12 twentieth (20th) day of the second month following the month of billing.

13 (2) For suppliers purchasing water from the city of Providence acting through the
14 Providence water supply board, for that portion of such supplier's retail billings representing
15 water furnished to the purchasers from the Providence water supply board, thirty-six and one
16 tenth percent (36.1%) of the amount billed each month shall be remitted to the Providence water
17 supply board, on or before the twentieth (20th) day of the second month following the month of
18 billing, and for that portion of such supplier's retail billings representing water furnished to the
19 purchasers from sources other than the Providence water supply board, thirty-six and one tenth

1 percent (36.1%) of the amount billed each month shall be remitted to the treasurer of the water
2 resources board on or before the twentieth (20th) day of the second month following the month of
3 billing.

4 (3) The amounts remitted by suppliers purchasing water from the city of Providence to
5 the Providence water supply board and treasurer of the water resources board pursuant to the
6 previous sentence shall be based pro rata on metered water production originating from the
7 Providence water supply board and from all other sources in accordance with rules and
8 regulations to be finally promulgated by the water resources board on or before September 1,
9 1992.

10 (b) For all suppliers, including the city of Providence acting through the Providence water
11 supply board, fifty-seven percent (57.0%) of the amount billed each month shall be remitted
12 through the water resources board to the general treasurer of the state of Rhode Island on or
13 before the twentieth (20th) day of the second month following the month of billing and shall be
14 deposited as general revenues. Five percent (5%) of the amount collected from the Providence
15 water supply board and remitted to the general treasurer of the state of Rhode Island pursuant to
16 this subsection shall in turn be remitted to the town of Scituate as reimbursement to the town for
17 police, fire and other municipal services provided by the town to the Scituate Reservoir.

18 (c) All suppliers may disburse the six and nine tenths percent (6.9%) of the charges
19 collected and retained by the supplier as an administrative charge for any purpose relating to the
20 operation of the supplier. All suppliers shall use or pledge the thirty-six and one tenth percent
21 (36.1%) of the charges to pay principal or interest on bonds, notes, or other obligations issued for
22 the purposes of this chapter or lease payments in connection with any bonds, notes, or
23 obligations. It shall not be necessary for any supplier of public drinking water whose rates may be
24 regulated by the public utilities commission, pursuant to chapter 1 of title 39, to obtain approval
25 from the commission for billing of the water quality protection charge. The public utilities
26 commission shall not, in determining rates for any supplier hereunder, consider the funds billed
27 hereunder when determining revenue requirements for the supplier.

28 (d) In no event shall any supplier be responsible to collect or pay more than a single
29 water quality protection charge with respect to water sold by such supplier, whether the date of
30 sale was on, before, or after July 1, 1992.

31 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would direct the general treasurer to remit to the town of Scituate five percent
2 (5%) of the monies received by the treasurer from the Providence water supply board to
3 reimburse the town of Scituate for police, fire and municipal services provided by the town to the
4 Scituate Reservoir.

5 This act would take effect upon passage.

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