

**State of North Dakota
Public Service Commission**

**Public Service Commission
Public Utilities
Rulemaking**

Case No. PU-12-162

May 30, 2012

Section 69-09-02-37 is repealed as follows:

69-09-02-37. Electric master metering prohibited - Exception.

- ~~1. Applicability. This section is applicable to any new or substantially remodeled commercial or residential building containing more than one unit or any other multiple use facility in which the occupant of each unit has control over a portion of the electric energy used in the building or facility. This section is applicable to those buildings or facilities on which construction or substantial remodeling is commenced on or after November 1, 1980. This section is not applicable to hotels, motels, dormitories, nursing homes, homes for the elderly, or similar facilities, or to low income rental housing in which the cost of electricity is included in the rent and where the amount of the rental payment is based upon the tenant's ability to pay.~~
- ~~2. Master metering of electric service in new or substantially remodeled buildings is prohibited, except to the extent determined appropriate by the commission pursuant to subsection 3.~~
- ~~3. An owner or builder of a new or substantially remodeled building may petition the commission for approval of master metering of electric service. The commission may approve the petition if the owner or builder affirmatively demonstrates to the satisfaction of the commission that the costs of purchasing and installing separate meters in such building exceed the longrun benefits of separate metering to the customers in such building.~~

History: Effective October 1, 1980; repealed 2012.

General Authority: NDCC 49-02-11

Law Implemented: NDCC 49-02-11