

## **SERVICE REGULATIONS**

### **A - GENERAL**

#### **A-1 ADOPTION AND EFFECTIVE DATE**

The rate schedules applicable to the various classes of electric service supplied by the Omaha Public Power District, and the Service Regulations appertaining to the supply of such service, hereinafter set forth, are established by resolution of its Board of Directors.

The District's Management has been authorized by Resolution No. 5733 of the District's Board of Directors to add, delete, or restrict lighting rates set forth in Rate Schedules 236-Dusk to Dawn Lighting and 350-Municipal Service Street Lighting, provided that any changes in such lighting rates shall be based on generally accepted cost-of-service ratemaking principles, reviewed by the Board of Directors' rate consultant, and ratified by the Board of Directors during the next meeting at which the Board considers any rate action.

All rate schedules and Service Regulations are on file in the offices of the District, and are subject at any time to amendment or repeal by the Board of Directors of the District.

The effective date of any schedule or regulation herein shall be the effective date as shown on the face thereof.

#### **A-2 STATUTORY AUTHORITY**

Section 70-655, Reissue Revised Statutes of Nebraska, 1943, as amended, states that the Board of Directors of the Omaha Public Power District shall have the power and be required to fix, establish, and collect adequate rates, tolls, rents, and other charges for electrical energy and for any and all other commodities supplied by the District, which rates, tolls, rents, and charges shall be fair, reasonable, nondiscriminatory, and so adjusted as in a fair and equitable manner to confer upon and distribute among the users and consumers of commodities and services furnished or sold by the District the benefits of a successful and profitable operation and conduct of the business of the District.

Section 70-1017, Reissue Revised Statutes of Nebraska, 1943, as amended, states any supplier of electricity at retail shall furnish service, upon application, to any applicant within the service area of such supplier if it is economically feasible to service and supply the applicant. This "obligation to serve" requires the District to make substantial investments in generation, transmission and distribution facilities in which the economic feasibility of such investments assume the retail rates charged to Consumers requesting such service will recover the cost of such investments. This "obligation to serve" also implies the Consumer's obligation to purchase service from the District, during the operation of the Consumer's facilities within the District's

service territory, so that the District may recover the cost of the investments made to provide mandatory electric service.

### **A-3 DEFINITIONS**

Certain terms used, for the purposes of and subject to the other provisions and conditions of the rate schedules and Service Regulations, unless otherwise indicated are defined as follows:

1. Auxiliary Generating Unit: A Consumer operated generating unit that is used only to provide standby power to replace power normally generated by a primary generating unit.
2. Cogeneration: Sequential production of electric energy as well as steam or other forms of useful energy (such as heat) which are used for industrial, commercial, heating or cooling purposes.
3. Consumer: Any person, partnership, association, firm, corporation (public or private), or governmental agency taking service from the District at a specific location, whether the service at that address be in their name or some other name.
4. Curtailable Consumer: A Consumer who can curtail load according to the provisions of Rate Schedules 467, 467E, 467H, 467L or 467V.
5. Demand Meter or Check Meter: The device, or devices, and any auxiliary equipment including demand registers required to measure the electric service or to measure the 15-minute period of greatest electrical energy consumption supplied by the District to a Consumer at a point of delivery.
6. District: Omaha Public Power District.
7. Emergency Generating Unit: A Consumer operated generating unit that is normally only used during an outage of the electric service from the District, for testing, or during curtailment by a Curtailable Consumer.
8. Equivalent Electrical Load: The electrical power required to operate mechanical load at the nameplate horsepower. One horsepower will be converted to Equivalent Electrical Load using an 85% efficiency. (One horsepower mechanical equals 877 watts electrical.)
9. Farm: Premises where the Consumer lives and the occupation of the Consumer is predominantly the cultivation of land and raising and selling of farm products which originate through production on the premises served, but not premises where the Consumer is engaged in a commercial activity, such as the processing and selling at retail of dairy products, production and selling of sod grass, etc.

10. Federal Holidays: New Years Day, Martin Luther King Day, Presidents Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, Christmas Day, or the days these holidays are observed in the District's Service Area.
11. Firm Service: District will furnish the Consumer's electrical requirements subject to Consumer's nomination.
12. General Service: Service to any Consumer for purposes other than those included in the availability provisions of the residential rate schedules.
13. Mechanical Generating Unit: A Consumer operated non-electrical generating unit that is used to directly supply power to a Consumer's load.
14. Meter: The device, or devices, and any auxiliary equipment required to measure the electric service supplied by the District to a Consumer at a point of delivery.
15. Off-Peak: Specifically defined in the appropriate rate schedules.
16. Point of Delivery: The point where the District supplies service to a Consumer and which, unless otherwise agreed upon between the District and the Consumer, shall be the point where the District's service wires are joined to the Consumer's service terminals.
17. Primary Generating Unit: A Consumer operated generating unit that is used to supply electrical load within the Consumer's facility.
18. Primary Service: Single or three phase service taken from the District's system at a standard available voltage above 11,000 volts or 4,000 volts provided there is only one transformation involved from the District's transmission voltage (above 60,000 volts) to the service voltage.
19. Qualified Generator: Generators that qualify for Net Metering as set forth in the Nebraska Revised Statutes. Qualified Generators are interconnected behind a Consumer's service meter located on the Consumer's premises with an aggregate nameplate capacity of 25 kW or less that uses as its energy source methane, wind, solar, biomass, hydropower, or geothermal and are controlled by the customer-generator.
20. Residential: Premises, such as a single-family dwelling, farms including only one residential dwelling, trailer, apartment, flat, or unit of a multi-family dwelling, equipped with cooking facilities.

21. Seasonal Energy Efficiency Ratio: The total cooling of a central air conditioner or heat pump in Btu's during its normal annual usage period for cooling divided by the total electric energy input in watthours during the same period as rated by the American Refrigeration Institute (ARI) Guide.
22. Secondary Service: Single or three phase service taken from the District's system at a standard available voltage below 11,000 volts provided the conditions defined under "Primary Service" are not applicable.
23. Service Area: The area comprising the District, as generally shown on the MAP 'A' SERVICE AREA attachment.
24. Service Wires: The wires, owned by the District, connecting the District's distribution system to a Consumer's service terminals.
25. Small Power Production: A facility with less than 80,000 kilowatts of installed capacity which produces electricity from such primary energy sources as biomass, waste, or renewable resources including wind, solar, geothermal, and hydroelectric energy.
26. Standby Service: The readiness to supply electrical energy to serve a Consumer's load that is normally served by the Consumer's own generating unit(s).

#### **A-4 APPLICATION OF RATE SCHEDULES**

The rate schedules provided are applicable to electric service supplied during a period of one (1) month, such month to be either a calendar month or the equivalent period between consecutive monthly meter reading dates of the District, and the provisions thereof are premised upon the continuous use of service by a Consumer for periods of not less than twelve (12) consecutive months. However, if the District is notified by the Consumer of a change in their appliances, equipment, or usage, which would permit the application of another rate schedule, the application of the provisions of the rate schedule under which service is being supplied may be changed to meet the Consumer's changed conditions. Any rate schedule applied to a Consumer's service shall continue in force and effect until the Consumer shall make application for service under another rate schedule.

The minimum monthly charge or connected load charge provided in the rate schedules shall apply on a yearly basis. Termination of service, or any part thereof, by a Consumer followed by reconnection at any time within the next twelve (12) months shall not suspend or eliminate the minimum monthly charge or connected load charge specified in the rate schedule under which the Consumer is taking service, for the months so terminated.

If a Consumer is eligible to take electric service from the District under any one of two or more applicable rate schedules available for the electric service to be supplied by the District, responsibility for the selection of such rate schedule shall lie with the Consumer.

The District will furnish a Consumer, at their request and without charge, all reasonable information and assistance in choosing the rate schedule most advantageous to the Consumer, either incident to optional rate schedules available to such Consumer, or changes in such Consumer's load conditions, which might permit a change of rate schedule or billing under the rate schedule applied to their service.

Rate Schedules No. 115, 119, 245, 250, 463A, 463B, 467, 467E, 467H, 467L, 467V, 469, 469L, 469S, 469W, 480, 481, and 483 are subject to the Consumer's nomination.

The service supplied under the rate schedules is made subject, in addition to the provisions and specifications thereof, to the Service Regulations contained in this section, and to such amendments or additions thereto as hereafter may be made by the District.

Unless otherwise provided therein, or indicated by the contents thereof, these Service Regulations shall apply to service supplied by the District in all the area served by the District.

## **B - SERVICE CONTRACTS**

### **B-1 SERVICE CONTRACT**

The District will supply service to a Consumer under and in accordance with the terms and conditions of paragraph B-2 below, the applicable rate schedule(s), and these Service Regulations; the District may also require an individual service contract for a Consumer's service. By accepting electric service from the District, the Consumer agrees to comply with the District's rate schedules and Service Regulations.

### **B-2 SERVICE CONTRACT - TERMS AND CONDITIONS**

Consumer will take from the District electric service at the given address, and pay for said service at the rate schedule specified herein and in accordance with the District's Service Regulations. No representations have been made by the District as to which rate schedule should be chosen by the Consumer, but all reasonable information requested will be furnished by the District.

Consumer, without expense to the District, shall make or procure the desirable easements, satisfactory to the District, across the property owned or controlled by the Consumer, for the District's lines or extensions thereof required to furnish service to the Consumer. Consumer shall permit the District to remove or trim

trees, including the removal of limbs, to the extent that such trimming shall be reasonably necessary to prevent interference with the District's lines or to ensure the safety of the Consumer, the general public, or the District's property, except that trimming of trees on the Consumer's premises which interfere with the District's service wires shall be the responsibility of the Consumer enforceable by the District as provided by law.

District will designate a point on the Consumer's premises where service will be delivered. Consumer will provide and maintain on their premises adequate support or protection for attachment of the District's overhead or underground service wires, and will at all times be responsible for any damages occasioned by failure of or defect in such support or protection. District will furnish metering equipment required to measure the service supplied, and will keep said equipment accurate within reasonable limits. Consumer shall furnish without cost to the District adequate space in a suitable location for the District's metering equipment.

Consumer shall secure all necessary permits for wiring on the Consumer's premises, will install such wiring in accordance with the National Electrical Code and all applicable laws and ordinances, and will pay all inspection fees. District will not be responsible for inspection of wiring on the Consumer's premises but reserves the right to require inspection before connecting service.

Unless otherwise agreed in writing, the District shall retain title to all property installed or supplied by the District on a Consumer's premises, and said property may be removed by the District at any time. Consumer shall safeguard and provide adequate protection for the property of the District, including metering equipment, located on Consumer's premises and maintain clear and safe access thereto at all reasonable times.

Consumer shall pay for electric service monthly, or at regular intervals prescribed at the option of the District. The Consumer's payment of the bill, calculated as provided in the rate schedule specified herein, must be received before the due date designated on the bill or a Late Payment Charge will be assessed. Failure to receive a bill shall not entitle the Consumer to a refund of the Late Payment Charge. If a bill is not paid on or before the due date, the Late Payment Charge will apply, such bill is delinquent and the District reserves the right to charge a fee for field collection calls and/or to discontinue service. If a balance due for service at any previous address of a Consumer is not paid within fifteen (15) days after removal from such address, such balance shall become delinquent and service at the address covered by this contract may be discontinued. District has the right to transfer any delinquent bill balance to 1) any other premises or District account for which the Consumer is or becomes liable in any manner or 2) any other premises or District account at or from which the Consumer receives the benefit of electric service. Service discontinued for delinquency will not be reconnected until all charges including the expense of disconnecting and reconnecting

are paid.

The District will not accept bank card payments for electric service for accounts on Rate Schedules No. 232, 240, 245, 250, 350, 351, or 357.

To prevent loss due to nonpayment of bills, the District has the right at any time to require the Consumer to maintain a deposit with the District equal to double the maximum bill hereunder, to transfer any delinquent balance covered by a letter of guaranty (General Service or Residential) to any other District account of the guarantor; and to transfer any unpaid debt of the Consumer to the District to the Consumer's active service account.

District will endeavor to supply, but does not guarantee, uninterrupted service. Interruption of service for repairs; alterations; want of supply; conditions on a Consumer's premises dangerous to persons, property or service of the Consumer or others; nonpayment by the Consumer of amounts payable hereunder; failure by the Consumer to provide means of access for obtaining regularly scheduled readings of the meter or for testing the District's metering equipment; failure by the Consumer to protect the District's metering equipment from theft, abuse or vandalism; or prevention of fraud or abuse shall not be a breach by the District of its part of this contract.

Consumer waives claim for, and hereby releases and discharges the District from claims for, and shall indemnify and save harmless the District from, any and all loss and damage arising from interruption of service, or on account of injury to persons (including death), or damage to property on the premises of a Consumer or under a Consumer's control, unless such loss, damage, or injury is the natural, probable and reasonably foreseeable consequence of the District's negligence, and such negligence is the sole and proximate cause thereof.

Neither this contract, nor the service supplied there under, shall be assignable or transferable by the Consumer without the written consent of the District.

## **C - SERVICE REGULATIONS - GENERAL**

### **C-1 BILLING PERIOD**

The District will normally read the Consumer's meter monthly and bills based on such actual or estimated meter readings will be rendered at intervals of approximately one month. For all Consumers the monthly billing period shall normally not be less than 25 days nor more than 35 days. The District shall have the right to read meters and render bills more frequently. If bills are rendered more frequently than monthly, the total of the minimums of such bills for any one month shall not exceed the minimum monthly charge required under the applicable rate schedule.

All monthly bills for all Consumers, including first and final bills for a service location, will be adjusted (prorated) to a 30-day billing period if the bill is rendered for less than 25 days or more than 35 days.

The District may schedule readings of meters located in low consumer density rural and suburban areas at bimonthly or quarterly intervals. When the District does not read the meter, the District will issue an estimated bill. The Consumer may be notified if there have been 3 consecutive months of estimated meter readings. All meters will be read at least every 12 months.

## **C-2 BILLING ADJUSTMENTS**

If the District or a Consumer shall discover, at any time, a rate schedule (exclusive of Rate Schedules No. 115, 119, 245, 250, 463A, 463B, 467, 467E, 467H, 467L, 467V, 469, 469L, 469S, 469W, 480, 481 and 483) available to such Consumer more advantageous than the one under which service is being provided, such rate schedule, with the agreement of the Consumer, will be applied to the Consumer's service thereafter.

The District shall utilize information provided by the Consumer or obtained from the Consumer's usage history or the Check Meter to determine whether a Consumer will be billed on a Non-demand or a Demand Schedule. If demand history is available for Consumers that are moved from a Non-demand Schedule to a Demand Schedule, this demand history will be used in determining the Consumer's billing demand for future billing periods. If the Consumer provides to the District, in writing, information that shows permanent changes in the type of electrical service being required, at the District's option, the Consumer may be changed to a Non-demand Schedule for future billings.

When a Consumer has been overcharged or undercharged for service as the result of an incorrect reading of a meter, incorrect calculation of the bill based on the rate schedule, incorrect calculation of the amount of service supplied, or for other similar reasons, except for diversion of services, the amount of the overcharge shall be adjusted, refunded or credited to the Consumer and the amount of undercharge may be billed to the Consumer. The adjustment shall be without interest and the period of adjustment shall be for the entire period of inaccuracy or four (4) years, whichever is the lesser period.

**C-3 UNLAWFUL USE OF SERVICE**

For diversion of service as defined in Sections 86-331.01 to 86-331.04, Reissue Revised Statutes of Nebraska, 1943, as amended, the District may pursue any or all civil or criminal statutory or common law remedies.

In any case of tampering with meter installation or interfering with its proper functioning or any other unlawful use or diversion of service by any person, or evidence of any such tampering, unlawful use or service diversion, the Consumer and/or other persons shall be liable to immediate discontinuance of service and/or to prosecution under applicable laws. District shall be entitled to collect from Consumer at the appropriate rate, for all power and energy not recorded on the meter by reason of such unlawful use or diversion, plus all expenses incurred by the District on account of such unauthorized act or acts.

**C-4 TRANSFER OF DEMAND**

Whenever an existing Consumer selects a new rate schedule at the same location, the demand established by the Consumer under its existing rate schedule will be considered as having been established under the new rate schedule.

**C-5 CHARGE FOR PERMANENT SERVICE**

Upon application for service at a location, the Consumer will be charged an account service charge. This charge can be paid at the time of application for the service or it will be added to the first monthly bill.

When a Consumer applies for service which necessitates a permanent extension of District's facilities, the District reserves the right to collect from the Consumer, in advance, part or all of the cost of such extension, and may also increase the normal minimum monthly charge of the applicable rate schedule when, in the opinion of the District:

- (a) The anticipated revenue to the District is not commensurate with the cost of such extension;
- (b) The extension is required because of abnormal operating characteristics of the equipment to be operated by the Consumer;
- (c) The extension is required for emergency or special services.

**C-6 TAX CLAUSE**

Applicable existing state and municipal taxes shall be added to the total of all charges for service under the appropriate rate schedule or rate schedules. Any new or additional tax or taxes, or

increases in the rates of existing taxes imposed after the effective date of these rate schedules by any governing authority upon the service rendered by the District, shall also be added to the total of all charges for service under the appropriate rate schedule or rate schedules.

**C-7 SEPARATE BILLING FOR EACH METER**

When a Consumer requires the District to supply service to their premises at more than one point of delivery, the service measured by the meter at each point of delivery will be considered a separate service, and meter readings will not be combined for billing purposes.

When it is impractical, uneconomical, or undesirable to a Consumer for such service to be supplied at one point of delivery, then, at the option of the District, such service may be supplied at more than one point of delivery on the Consumer's premises if Consumer provides such facilities as are specified by the District to measure such service by one meter. There shall be added to such Consumer's bill each month an amount based on the difference between the actual cost of the facilities which the District installs and maintains to provide service at more than one point of delivery and the estimated cost of the facilities which the District would install and maintain to provide service at one point of delivery.

**C-8 MASTER METERING**

Master metering shall be allowed in new or existing multifamily residential buildings that have more than two attached living units. In addition to residential housing, auxiliary facilities used to serve the residential occupants of the building or buildings (e.g., garages, cafeterias, offices, and common areas) may be served from the master meter. All buildings and facilities served by the master meter, however, must be owned by the same person or entity.

Master metering shall also be allowed in commercial and industrial buildings where the owner demonstrates that the cost to purchase and install individual electric meters exceeds the benefit to the owner or tenant. However, the electric service provided to the Consumer by the District through the master meter shall be for the sole use of such Consumer at the single building and adjacent buildings (if applicable) or place of business to which such service is supplied.

A "single building," as used in this regulation, refers to a free standing facility. Buildings that are connected by a walkway that includes space used for offices or other retail service facilities are considered a single building. Buildings connected by walkways for pedestrian traffic only are not considered part of a single building.

"Adjacent buildings," as used in this regulation, shall include directly adjoining buildings or buildings directly across a street, alley or other public way, but shall not include buildings separated from the Consumer's places of business by intervening buildings. The adjacent buildings must be used to carry on parts of the same commercial or industrial business, and such business must operate as one integral unit under the same name. All such service is to be used by the Consumer and served through one meter.

A "place of business," as used in this regulation, shall include industrial plants, commercial businesses, educational institutions, hospitals, and similar organizations, but shall not include a person, firm, corporation, association or other entity that owns or operates groups of separate, even though interconnected, buildings offering space for rent for residential, commercial or other purposes.

Consumers that qualify for a master metering under this regulation shall be responsible for the installation and maintenance of all distribution equipment required to serve the facility on the Consumer's side of the master meter. The Consumer shall also be billed on the appropriate general service rate schedule and shall be required to enter into a 5-year contract with the District during which time the District shall remain the Consumer's sole provider of electricity. Said contracts, at their expiration date, will automatically be renewed for additional 2-year periods, unless canceled by written notice by either party at least 90 days prior to the expiration date.

If multiple electrical services are required to serve the Consumer's facility, a master meter may be installed at each point of service. Totalization of multiple master meters shall also be allowed if the Consumer takes its electrical service at the District's Primary Service voltage level and satisfies the conditions of Service Regulation C-7.

Consumers that qualify for master metering under this regulation shall also satisfy the conditions of Service Regulation C-10.

#### **C-9 UNMETERED SERVICE**

Unmetered service is supplied only under the provisions of rate schedules providing specifically therefore, i.e., municipal service for street lighting, traffic signals and signs, and private outdoor lighting.

Exceptions:

- (a) Emergency Sirens At the option of the District, unmetered service may be supplied to governmental agencies for emergency sirens. The Consumer shall be billed monthly for the minimum charge under the applicable General Service rate schedules.

The District will provide \$100 of the line extension cost, collecting the balance on a nonrefundable basis.

- (b) Other Where the installation of metering equipment is impractical or uneconomical, at the option of the District and with the agreement of the Consumer, unmetered service may be provided to Consumers with fixed, permanently installed loads. The monthly bills shall be computed on the basis of estimated kilowatthour use and applying the total connected load as billing demand.

#### **C-10 RESALE, REDISTRIBUTION, OR EXTENSION OF ELECTRIC SERVICE**

The resale, redistribution or extension of electric service shall not be allowed in the District's service territory except under conditions identified in Service Regulation C-8. Under such conditions, a Consumer may redistribute electricity to its individual tenants so long as the total electricity revenue recovered is no more than the Consumer's total cost of electricity as billed by the District.

This regulation shall not apply to municipalities purchasing energy under power contracts.

#### **C-11 EXCEPTIONS TO "ALL SERVICE" REQUIREMENTS**

Rate schedules which provide that all of a Consumer's service thereunder shall be measured by one meter shall nevertheless be available to:

- (a) A Consumer who is required by law to provide separate wiring circuits for emergency lighting service, sprinklers or alarm systems, and such service cannot feasibly be metered with the remainder of the Consumer's service;
- (b) A Consumer who wishes to operate X-ray, welder or other equipment producing abnormal voltage fluctuations, and the District requires that service to such equipment be metered separately;
- (c) A Consumer who occupies two (2) or more spaces within the same building, which spaces are separated by fire walls or intervening spaces, or are on different floors, and are not interconnected by private doors, passages, or stairways, in which case each such space may be metered separately under an all-service rate schedule.

In each of the above cases, the separately metered special service shall be billed under an applicable rate schedule.

#### **C-12 COMBINED RESIDENTIAL AND GENERAL SERVICE**

A Consumer in a single-family dwelling, parts of which are used for business purposes, may purchase service under a Residential Rate

Schedule when the floor area of the part used for general service purposes does not exceed 25% of the combined residential and general service floor area.

#### **D - SERVICE REGULATIONS - SPECIAL**

##### **D-1 CHARGE FOR TEMPORARY SERVICE**

A charge will be made for each temporary overhead single phase service connection, consisting of service wires and meter only. A charge will be made for each temporary underground single phase service connection, consisting of service wires and meter only. These charges include the account service charge. When more than the above is required, the Consumer shall pay for the work done by the District on a contract basis.

The Consumer shall pay for the energy consumed based on the appropriate rate schedule. The minimum bill shall be as indicated on the appropriate rate schedule.

##### **D-2 CHARGE FOR RE-ESTABLISHING SERVICE**

The charge for permanent service and the charge for temporary service established for C-5 and D-1 above and the reconnection charge required by the District's Electric Rate Schedules shall not apply to the re-establishment of service after the destruction of the Consumer's premises or a portion thereof resulting from explosion, fire, flood or storm. In such cases, the equivalent service will be re-established at the Consumer's option at a temporary or permanent location. If the damaged premises are repaired within a reasonable time, not to exceed two years, the charges defined herein shall not apply when the Consumer moves back to the Consumer's original location.

##### **D-3 CONSTRUCTION OF FACILITIES BEFORE CONSUMER'S PREMISES ARE WIRED**

The District may postpone actual construction of its facilities to a Consumer until such Consumer's wiring has been approved by the proper inspection authorities, has met the District's requirements, and is ready for connection to the District's distribution system.

##### **D-4 LOW POWER FACTOR EQUIPMENT**

Fluorescent, mercury vapor, neon, or other types of gaseous tubes or lamps, or other lighting devices or signs having inherently low power factor characteristics, shall be equipped at the Consumer's expense with devices to maintain the power factor of each unit or separately controlled group of units at not less than 90% lagging.

If the Consumer's power factor by measurement or test is less than 85%, the District, at its option, may require the Consumer to provide facilities for the District to install kilovoltampere metering and may increase the Consumer's kilowatt demand for billing purposes by 50% of the difference between 85% of the

kilovoltampere demand and the demand as determined above.

**D-5 SPORTS FIELD AND FAIRGROUND SERVICES**

Seasonal service to an Outdoor Sports Field (where lighting constitutes the majority of the energy consumption) and/or Fairground Installation will be billed under the provisions of the regular rate schedule, including the primary service discount, applicable to electric service for which the Consumer is, or would be, billed for general services, except that when the Consumer elects to advance to the District, on a nonrefundable basis, the total cost of the line extension required to provide the service, the preceding eleven (11) months demands will not be applicable for determining minimum charges.

This regulation shall only apply to tax supported governmental institutions where the connected load does not exceed 300 kW and shall also apply to existing Consumers who do not meet the criteria.

**D-6 LEVEL PAYMENT PLAN**

The District's Level Payment Plan will be made available to Consumers receiving service on Rate Schedules No. 110, 115, 116, 119, 230, 231 and 232 who have an acceptable payment history with the District. Furthermore, Consumers served under Rate Schedules No. 230, 231, and 232 are required to be a Consumer of the District for at least two years to qualify. In addition, the Consumer must also comply with the conditions of the regular rate schedule and any applicable rate riders.

The District does not pay interest on Level Payment Plan accounts with credit balances.

For customers on the District's Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current month's level payment amount.

**D-7 PARALLEL OPERATION OF CONSUMER'S GENERATING EQUIPMENT WITH DISTRICT'S SERVICE**

To ensure the safety of the District personnel, and to protect the service of other Consumers, a Consumer who operates their own electric generating equipment shall not parallel such equipment with the service of the District except as authorized in Service Regulation D-8. No connection whatsoever shall be made between such equipment and the service lines of the District without specific inspection and approval by the District. Any unapproved installation shall be grounds for immediate disconnection of the District's service without constituting a breach of contract.

**D-8 CONSUMER-OWNED GENERATION**

A Consumer may connect Qualified Generators, qualified Cogeneration, Small Power Production, and/or certain other generators in parallel with the District's system. This generation equipment must comply with the District's safety, metering, and interconnection standards. The certain other generators shall have a continuous rating of at least 100 kilowatts of generating capability.

There shall be a written agreement(s) between the District and the Consumer concerning connection between the District's system and a Consumer-owned generation or cogeneration facility. The agreement will outline the interconnection point, the metering and other equipment required, inspection and maintenance of the interconnecting equipment, the rates involved, and the responsibilities of each party involved. The District will not operate in parallel without a signed agreement(s).

Unless otherwise specified in the applicable rate schedule, the Consumer shall provide or reimburse the District for the necessary metering and switchgear for the interconnection.

Consumers normally serving all or a portion of their own electrical or mechanical load from Consumer-owned equipment with the combination of the combined nameplate rating of the primary generator(s) and the combined nameplate rating of the mechanical load converted to Equivalent Electrical Load in excess of 25 kW (hereinafter the primary generator(s) and the Equivalent Electrical Load shall be referred to as "Units"), will be required to reimburse the District for Standby Service under Rate Schedule 464. Service under Standby Rate Schedule 464 is not applicable to Units that are operated solely for emergency purposes, to auxiliary generating unit(s) operated as standby to the Consumer's Units, or to Units that operate to serve load that does not require standby service from the District (load is permanently isolated from the District's System).

A Consumer's failure to notify the District of the operation of Units within the Consumer's facility that meet the conditions of Rate Schedule 464 will result in (a) application of the Excess Demand Charge as specified in Rate Schedule 464 to the combined nameplate rating of the Units and (b) retroactive billing of the Excess Demand Charge for the entire period such Units were in operation.

**D-9 ELECTRICAL PROBLEMS CAUSED BY CONSUMER LOADS**

The electricity usage or equipment operations of any Consumer shall not cause electrical disturbances or problems for other Consumers. Such disturbances or problems may include but are not limited to:

steady-state voltage excursions beyond recognized limits (ANSI C84.1), transient disturbances, magnetic field interference, stray current/voltage, radio frequency interference, and consumer generated harmonics in excess of recognized limits (IEEE 519-1992). It is the Consumer's responsibility to take corrective action to comply with all applicable standards or pay the costs incurred by the District to take appropriate corrective action as a result of the electrical disturbance or problem.