GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

SESSION LAW 2013-187
HOUSE BILL 223

AN ACT EXEMPTING ELECTRIC MEMBERSHIP CORPORATIONS FROM INTEGRATED RESOURCE PLANNING AND SERVICE REGULATIONS REQUIREMENTS ESTABLISHED BY THE UTILITIES COMMISSION, RETURNING OVERSIGHT OF THE CORPORATIONS TO THEIR MEMBER BOARD OF DIRECTORS, AND CLARIFYING THE AUTHORITY OF THE NORTH CAROLINA RURAL ELECTRIFICATION AUTHORITY TO RECEIVE AND INVESTIGATE COMPLAINTS FROM MEMBERS OF ELECTRIC MEMBERSHIP CORPORATIONS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 62-42 reads as rewritten:

"**§ 62-42. Compelling efficient service, extensions of services and facilities, additions and improvements.**

…

~~(c) For the purpose of this section, "public utility" shall include any electric membership corporation operating within this State.~~"

SECTION 2. G.S. 62-110.1 reads as rewritten:

"**§ 62-110.1. Certificate for construction of generating facility; analysis of long-range needs for expansion of facilities; ongoing review of construction costs; inclusion of approved construction costs in rates.**

…

(b) For the purpose of subsections ~~(a), (c),~~ (a) and (d) of this section, "public utility" shall include any electric membership corporation operating within this State, and the term "public utility service" shall include the service rendered by any such electric membership corporation.

…."

SECTION 3. G.S. 117-2 reads as rewritten:

"**§ 117-2. Powers.**

The purpose of said North Carolina Rural Electrification Authority is to secure electrical service for the rural districts of the State where service is not now being rendered, and it is hereby empowered to do the following in order to accomplish that purpose:

…

(11a) To receive and investigate complaints from members of electric membership corporations.

(12) To do all other acts and things which may be necessary to aid the rural communities in North Carolina to secure electric energy."

SECTION 4. This act becomes effective July 1, 2013.

In the General Assembly read three times and ratified this the 18th day of June, 2013.

s/ Tom Apodaca
Presiding Officer of the Senate

s/ Thom Tillis
Speaker of the House of Representatives

s/ Pat McCrory
Governor

Approved 4:15 p.m. this 26th day of June, 2013