

April 11, 2005

H 1162. ELECTRIC SERVICE TERRITORIES. TO ESTABLISH STANDARDS FOR FAIR COMPETITION BY PRESERVING THE ASSIGNMENTS OF ELECTRIC SERVICE TERRITORIES MADE BY THE NORTH CAROLINA UTILITIES COMMISSION FROM EROSION DUE TO ANNEXATION AND TO PROHIBIT THE PRACTICE OF CONDITIONING THE PROVISION OF WATER AND SEWER SERVICE BY A CITY TO AN ANNEXATION PETITIONER UPON THE PETITIONER AGREEING TO BE SUPPLIED WITH ELECTRICITY BY THE CITY. Amends GS 62-110.2 to make the section applicable to areas annexed after June 30, 2005, by a municipality that is an electric supplier and makes Part 2, Article 16 of GS Chapter 160A inapplicable to such areas after the effective date of annexation. Amends definition of "electric supplier" covered by GS 62-110.2 to include a joint agency or joint municipal assistance agency created pursuant to GS Chapter 159B; a municipality that owns, operates, or maintains its own electric system; and a municipality that, on January 1, 2005, was a member of a joint municipal assistance agency created pursuant to GS Chapter 159B. Provides that no electric supplier may furnish services to any premises within any area that is annexed after June 30, 2005, by a municipality that is an electric supplier except as permitted by the section. Makes conforming changes to GS Chapter 160A. Modifies definitions of "line" and "secondary supplier" in GS 160A-331 to include conductors and suppliers having conductors within 300 feet of a city limits. Makes GS 160A-337 applicable to secondary suppliers. Enacts new GS 160A-31.2 and 160A-58.5A to prohibit a city from conditioning the provision of city services on the acceptance of electric service provided by the city. Makes conforming changes to GS 117-10.2. Act applies to all areas within a city when act becomes law and to areas annexed by a city that is an electric supplier if the annexation was on or after January 1, 2005.

Intro. by Cole.

Ref. to Rules

GS 62, 117, 160A