

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 220

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H220-ARI-54 [v.3]

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Amends Title [YES]
Fifth Edition

Date _____, 2021

Senator Newton

1 moves to amend the bill on page 1, line 5,
2 by rewriting that line to read:

3
4 "PUBLIC SECURITY INFORMATION, TO AUTHORIZE THE UTILITIES COMMISSION
5 TO ADOPT PROCEDURES TO ALLOW LESSORS WHO PROVIDE WATER AND
6 SEWER SERVICE TO LESSEES IN CERTAIN DWELLINGS TO CHARGE FOR THE
7 COST OF THE SERVICE IN THE SAME MANNER AS ELECTRIC SERVICE AND
8 NATURAL GAS SERVICE, AND TO MAKE A TECHNICAL CORRECTION.";

9
10
11 and on page 3, line 11,
12 by rewriting that line to read:

13
14 "SECTION 4. G.S. 62-110 reads as rewritten:
15 "§ 62-110. Certificate of convenience and necessity.

16 ...
17 (g) In addition to the authority to issue a certificate of public convenience and necessity
18 and establish rates otherwise granted in this Chapter, for the purpose of encouraging water
19 conservation, the Commission may, consistent with the public interest, adopt procedures that
20 allow a lessor of any leased residential premises, as that term is defined under G.S. 42-59(3), to
21 charge for the costs of providing water or sewer service to persons who occupy the leased
22 premises. The following provisions shall apply:

23 (1) ~~All~~ Except as provided in subdivisions (1a), (1b), and (1c) of this subsection,
24 all charges for water or sewer service shall be based on the user's metered
25 consumption of water, which shall be determined by metered measurement of
26 all water consumed. The rate charged by the lessor shall not exceed the unit
27 consumption rate charged by the supplier of the service.

28 ...
29 (1b) Notwithstanding the provisions of subdivisions ~~(1) and (1a)~~ (1), (1a), and (1c)
30 of this subsection, if the Commission approves a flat rate to be charged by a
31 water or sewer utility for the provision of water or sewer services to
32 contiguous dwelling units, the lessor may pass through and charge the tenants



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1 of the contiguous dwelling units the same flat rate for water or sewer services,
2 rather than a rate based on metered consumption, and an administrative fee as
3 authorized in subdivision (2) of this subsection. Bills for water and sewer
4 service sent by the lessor to the lessee shall contain all the information
5 required by sub-sub-subdivisions e.2. through e.5. of subdivision (1a) of this
6 subsection.

7 (1c) The lessor may equally divide the amount of the water and sewer bill for a
8 unit among all the lessees in the unit and may send one bill to each lessee. The
9 amount charged shall be prorated when a lessee has not leased the unit for the
10 same number of days as the other lessees in the unit during the billing period.
11 Each bill may include an administrative fee up to the amount of the
12 then-current administrative fee authorized by the Commission in Rule 18-6
13 for water service and, when applicable, a late fee in an amount determined by
14 the Commission. The lessor shall not charge the cost of water and sewer from
15 any other unit or common area in a lessee's bill sent pursuant to this
16 subdivision.

17 ...

18 (h) In addition to the authority to issue a certificate of public convenience and necessity
19 and establish rates otherwise granted in this Chapter, the Commission may, consistent with the
20 public interest, adopt procedures that allow a lessor of ~~a single family dwelling, residential~~
21 ~~building, or multiunit apartment complex~~ any leased residential premises, as that term is defined
22 under G.S. 42-59(3), that has individually metered units for electric service in the lessor's name
23 to charge for the actual costs of providing electric service to each lessee. The following provisions
24 shall apply to the charges authorized under this subsection:

25 ...

26 (i) In addition to the authority to issue a certificate of public convenience and necessity
27 and establish rates otherwise granted in this Chapter, the Commission may, consistent with the
28 public interest, adopt procedures that allow a lessor of ~~single family dwelling, a residential~~
29 ~~building, or multiunit apartment complex~~ any leased residential premises, as that term is defined
30 under G.S. 42-59(3), that has individually metered units for natural gas service in the lessor's
31 name to charge for the actual costs of providing natural gas service to each lessee. The following
32 provisions shall apply to the charges authorized under this subsection:

33"

34 **SECTION 5.** This act becomes effective January 1, 2022.";

35 and rewriting the Short Title to read:

36 "Choice of Energy/Add'l Provisions."
37
38
39
40
41

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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
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