

1.1 moves to amend H.F. No. 955 as follows:

1.2 Page 1, after line 5, insert:

1.3 "Section 1. Minnesota Statutes 2012, section 216B.02, subdivision 4, is amended to
1.4 read:

1.5 Subd. 4. **Public utility.** (a) "Public utility" means persons, corporations, or
1.6 other legal entities, their lessees, trustees, and receivers, now or hereafter operating,
1.7 maintaining, or controlling in this state equipment or facilities for furnishing at retail
1.8 natural, manufactured, or mixed gas or electric service to or for the public or engaged
1.9 in the production and retail sale thereof but does not include (1) a municipality or
1.10 a cooperative electric association, organized under the provisions of chapter 308A,
1.11 producing or furnishing natural, manufactured, or mixed gas or electric service; (2) a retail
1.12 seller of compressed natural gas used as a vehicular fuel which purchases the gas from a
1.13 public utility; or (3) a retail seller of electricity used to recharge a battery that powers an
1.14 electric vehicle, as defined in section 169.011, subdivision 26a, and that is not otherwise a
1.15 public utility under this chapter.

1.16 (b) Except as otherwise provided, the provisions of this chapter shall not be
1.17 applicable to any sale of natural, manufactured, or mixed gas or electricity by a public
1.18 utility to another public utility for resale. In addition, the provisions of this chapter shall
1.19 not apply to a public utility whose total natural gas business consists of supplying natural,
1.20 manufactured, or mixed gas to not more than 650 customers within a city pursuant to a
1.21 franchise granted by the city, provided a resolution of the city council requesting exemption
1.22 from regulation is filed with the commission. The city council may rescind the resolution
1.23 requesting exemption at any time, and, upon the filing of the rescinding resolution with
1.24 the commission, the provisions of this chapter shall apply to the public utility.

1.25 (c) No person shall be deemed to be a public utility;

2.1 (1) if it furnishes its services only to tenants or cooperative or condominium owners
 2.2 in buildings owned, leased, or operated by such person. ~~No person shall be deemed to~~
 2.3 ~~be a public utility;~~

2.4 (2) if it furnishes service to occupants of a manufactured home or trailer park owned,
 2.5 leased, or operated by such person. ~~No person shall be deemed to be a public utility;~~

2.6 (3) if it produces or furnishes service to less than 25 persons; or

2.7 (4) solely as a result of the person furnishing consumers with electricity or heat
 2.8 generated from solar generating equipment located on the consumer's property, provided
 2.9 the equipment is owned or operated by an entity other than the consumer.

2.10 **EFFECTIVE DATE.** This section is effective the day following final enactment."

2.11 Page 2, after line 10, insert:

2.12 "Sec. 3. Minnesota Statutes 2012, section 216B.164, is amended by adding a
 2.13 subdivision to read:

2.14 Subd. 4b. **Aggregation of meters.** (a) For the purpose of measuring electricity
 2.15 under subdivisions 3 and 4a, a utility must aggregate for billing purposes a customer's
 2.16 designated meter with one or more aggregated meters if a customer requests that it do so.
 2.17 Any aggregation of meters must conform with the requirements of this section.

2.18 (b) A customer-generator must give at least 60 days' notice to the utility prior to a
 2.19 request that additional meters be included in meter aggregation. The specific meters must
 2.20 be identified at the time of the request. In the event that more than one meter is identified,
 2.21 the customer must designate the rank order for the aggregated meters to which the net
 2.22 metered credits are to be applied. At least 60 days prior to the beginning of the next annual
 2.23 billing period, a customer may amend the rank order of the aggregated meters, subject to
 2.24 the same requirements of this subdivision.

2.25 (c) The aggregation of meters applies only to charges that use kilowatt-hours as the
 2.26 billing determinant. All other charges applicable to each meter account shall be billed to
 2.27 the customer.

2.28 (d) The utility will first apply the kilowatt-hour credit to the charges for the
 2.29 designated meter and then to the charges for the aggregated meters in the rank order
 2.30 specified by the customer. If the net metered facility supplies more electricity to the utility
 2.31 than the energy usage recorded by the customer-generator's designated and aggregated
 2.32 meters during a monthly billing period, the utility shall apply credits to the customer's next
 2.33 monthly bill for the excess kilowatt-hours.

2.34 (e) With the commission's prior approval, a utility may charge the customer-generator
 2.35 requesting to aggregate meters a reasonable fee to cover the administrative costs incurred in

3.1 implementing the costs of this subdivision, pursuant to a tariff approved by the commission
3.2 for a public utility or governing body for a municipal electric utility or electric cooperative.

3.3 **EFFECTIVE DATE.** This section is effective the day following final enactment."

3.4 Renumber the sections in sequence and correct the internal references

3.5 Amend the title accordingly