

LCB File No. R183-09

**PROPOSED REGULATION OF THE
PUBLIC UTILITIES COMMISSION OF NEVADA**

Docket No. 09-07014

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY:

A REGULATION relating to public utilities; providing specific regulations regarding the use of net metering in conjunction with the Waterpower Demonstration Program and other matters properly relating thereto.

Section 1. Chapter 704 of NAC as amended by LCB File No. R032-08 is hereby amended by adding thereto the provisions set forth in this regulation.

Sec. 2. Section 2 of LCB File No. R032-08, which was adopted by the Public Utilities Commission of Nevada and was filed with the Secretary of State on September 18, 2008, is hereby amended to read as follows:

Sec. 11. A utility must file an application with the Commission to obtain approval of a net metering tariff. The net metering tariff must include, at a minimum, the following provisions:

1. Net metering must be accomplished using a single meter capable of registering the flow of electricity in both directions, except that if the net metering system of a customer-generator has a capacity of more than 100 kilowatts, the utility may require the customer-generator to install, at his own expense *or at a cost which is negotiated between the customer-generator and the third party system owner or operator*, an energy meter that is capable of measuring generation output and customer load.

2. *For the waterpower energy systems demonstration program, as defined by NRS 701B.820, net metering for an agricultural user is accomplished by the production of electrical energy delivered to the utility's power line minus the electrical energy used for agricultural*

purposes by the agricultural user within the same hydrographic basin as it is generated. The agricultural user and the agricultural waterpower energy producer must be the same legal entity. Hydrographic basins are defined by the State Engineer in NRS 540.051.5.

3. Billing for net metering must be made in accordance with the provisions of NRS 704.775.
4. ~~3.~~ Interconnection with the utility must be consistent with the utility's tariff.
5. ~~4.~~ The net metering system must meet the standards set forth in NRS 704.774.