

State of Utah
Administrative Rule Analysis
Revised May 2023

NOTICE OF PROPOSED RULE

TYPE OF FILING: Amendment

Title No. - Rule No. - Section No.

Rule or Section Number:

R746-312

Filing ID: Office Use Only

Agency Information

1. Department:	Public Service Commission	
Agency:	Public Service Commission	
Room number:		
Building:	Heber M. Wells Building	
Street address:	160 E. 300 S., 4 th Floor	
City, state and zip:	Salt Lake City, Utah 84111	
Mailing address:	PO Box 4558	
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Please address questions regarding information on this notice to the persons listed above.

General Information

2. Rule or section catchline:
R746-312. Electrical Interconnection.
3. Purpose of the new rule or reason for the change:
Section R746-312-16, Public Utility Maps, Records and Reports. This rule imposes an annual reporting requirement on electric public utilities. The Public Service Commission (PSC) generally exercises less regulatory authority over electrical cooperatives than investor-owned utilities. See, e.g., Subsection 54-7-12(7) (exempting cooperatives from statute requiring utilities to obtain the PSC's approval changing customer rates). The PSC convened a public process and held a technical conference on September 25, 2023, to receive feedback from stakeholders as to whether this reporting requirement is necessary for electrical cooperatives. At the technical conference, a consensus among stakeholders existed in support of amending the rule to remove the requirement for electrical cooperatives because the report is of limited usefulness to regulators owing to regulators' more limited jurisdiction over electrical cooperatives and the burden of requiring electrical cooperatives to submit the report outweighed any potential benefit. Accordingly, the proposed amendment exempts electrical cooperatives from the reporting requirement by making it applicable only to public utilities for which the "governing authority" is the PSC. Subsection R746-312-2(14) provides the "governing authority" of an electrical cooperative is its board of directors, as opposed to the PSC. This amendment also makes non-substantive changes to the rule text for adherence to rule writing standards.
4. Summary of the new rule or change:
The amendment exempts electrical cooperatives from the reporting requirement the rule imposes by making it applicable only to public utilities for which the governing authority is the PSC.

Fiscal Information

5. Provide an estimate and written explanation of the aggregate anticipated cost or savings to:
A) State budget:
The amendment is expected to have no measurable impact on the State's budget because the rule imposes an annual reporting requirement on private electric utilities, and these private entities bear the costs associated with preparing the annual reports. The proposed amendment makes no substantive changes to the existing rule aside from eliminating the reporting requirement for electrical cooperatives, which should result in saved compliance costs for those cooperatives but will have no impact on the state budget.

B) Local governments:

The amendment does not concern local governments and is not expected to impact them because it concerns electrical cooperatives, not municipal utilities, and serves to remove an existing regulatory requirement for electrical cooperatives.

C) Small businesses ("small business" means a business employing 1-49 persons):

To the extent an electric cooperative is a small business, the amendment can only decrease regulatory compliance costs as it removes a regulatory reporting requirement for electrical cooperatives, though the PSC does not have information sufficient to determine the extent of savings for such cooperatives. The amendment is expected to have no impact on small businesses that are not electrical cooperatives.

D) Non-small businesses ("non-small business" means a business employing 50 or more persons):

To the extent an electric cooperative is a non-small business, the amendment can only decrease regulatory compliance costs as it removes a regulatory reporting requirement for electrical cooperatives, though the PSC does not have information sufficient to determine the extent of savings for such cooperatives. The amendment is expected to have no impact on non-small businesses that are not electrical cooperatives.

E) Persons other than small businesses, non-small businesses, state, or local government entities ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an *agency*):

The amendment is expected to have no impact on persons other than small businesses, non-small businesses, state, or local government entities, unless such persons are electrical cooperatives in which case the amendment can only decrease regulatory compliance costs as it removes an existing regulatory reporting requirement. The PSC does not have sufficient information to estimate the amount of such savings for any affected electrical cooperative.

F) Compliance costs for affected persons (How much will it cost an impacted entity to adhere to this rule or its changes?):

There are no anticipated compliance costs for any affected entity or person. The amendment can only result in cost savings as it removes an existing regulatory reporting requirement for electrical cooperatives.

G) Regulatory Impact Summary Table (This table only includes fiscal impacts that could be measured. If there are inestimable fiscal impacts, they will not be included in this table. Inestimable impacts will be included in narratives above.)

Regulatory Impact Table			
Fiscal Cost	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Cost	\$0	\$0	\$0
Fiscal Benefits	FY2024	FY2025	FY2026
State Government	\$0	\$0	\$0
Local Governments	\$0	\$0	\$0
Small Businesses	\$0	\$0	\$0
Non-Small Businesses	\$0	\$0	\$0
Other Persons	\$0	\$0	\$0
Total Fiscal Benefits	\$0	\$0	\$0
Net Fiscal Benefits	\$0	\$0	\$0

H) Department head comments on fiscal impact and approval of regulatory impact analysis:

As discussed above, the amendment removes an existing regulatory reporting requirement for electrical cooperatives. The only businesses or entities it stands to affect are electrical cooperatives, and any fiscal impact will necessarily result in cost savings because the amendment removes an existing regulatory reporting requirement. Comments provided by Commissioners David R. Clark and John S. Harvey, Ph.D.

Citation Information

6. Provide citations to the statutory authority for the rule. If there is also a federal requirement for the rule, provide a citation to that requirement:

Utah Code Ann. Section 54-4-7	Utah Code Ann. Section 54-15-106	Utah Code Ann. Section 54-4-14
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Utah Code Ann. Section 54-12-2		

Incorporations by Reference Information

7. Incorporations by Reference (if this rule incorporates more than two items by reference, please include additional tables):

A) This rule adds, updates, or removes the following title of materials incorporated by references (a copy of materials incorporated by reference must be submitted to the Office of Administrative Rules; *if none, leave blank*):

Official Title of Materials Incorporated (from title page)	
Publisher	
Issue Date	
Issue or Version	

B) This rule adds, updates, or removes the following title of materials incorporated by references (a copy of materials incorporated by reference must be submitted to the Office of Administrative Rules; *if none, leave blank*):

Official Title of Materials Incorporated (from title page)	
Publisher	
Issue Date	
Issue or Version	

Public Notice Information

8. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until: 04/01/2024

B) A public hearing (optional) will be held:

Date (mm/dd/yyyy):	Time (hh:mm AM/PM):	Place (physical address or URL):

To the agency: If more space is needed for a physical address or URL, refer readers to Box 4 in General Information. If more than two hearings will take place, continue to add rows.

9. This rule change MAY become effective on: 04/08/2024

NOTE: The date above is the date the agency anticipates making the rule or its changes effective. It is NOT the effective date.

Agency Authorization Information

To the agency: Information requested on this form is required by Sections 63G-3-301, 63G-3-302, 63G-3-303, and 63G-3-402. Incomplete forms will be returned to the agency for completion, possibly delaying publication in the *Utah State Bulletin* and delaying the first possible effective date.

Agency head or designee and title:	Commissioners David R. Clark and John S. Harvey, Ph.D.	Date:	02/06/2024
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R746. Public Service Commission, Administration.

R746-312. Electrical Interconnection.

R746-312-1. Authority.

~~(4)~~ This rule establishes procedures and standards for electrical interconnection of generating facilities to a public utility as provided for in Sections 54-3-2, 54-4-7, 54-4-14, 54-12-2, and 54-15-106.

R746-312-2. Definitions.

(1) "Adverse system impact" means the negative effects due to technical or operational limits on conductors or equipment being exceeded that may compromise the safety and reliability of the electric distribution system.

(2) "Affected system" means an electric system other than a public utility's electric distribution system that may be affected by the proposed interconnection.

(3) "Building code official" means the city or local official whose responsibility includes inspecting facilities for compliance with the city or local jurisdiction electrical code requirements.

(4) "Business day" means Monday through Friday, excluding Federal holidays.

(5) "Confidential information" means any confidential ~~and~~ or proprietary information provided by one party to the other party that is clearly marked or otherwise designated "Confidential." For ~~the purposes of~~ this rule, ~~all~~ the design, operating specification[s], and metering data provided by the interconnection customer shall be ~~deemed~~ considered confidential information regardless of whether it is clearly marked or otherwise designated as ~~such~~ confidential information. Confidential information does not include information previously in the public domain, required to be publicly submitted or divulged by governmental authorities, or necessary to be divulged in an action to enforce these procedures.

(6) "Electric distribution system" means that portion of an electric system that delivers electricity from transformation points on the transmission system to the point or points of connection at a customer's premises.

(7) "Equipment package" means, for certification purposes, a group of components connecting a generating facility's device for the production of electricity, ~~in other words~~ ~~(i.e.,~~ a generator, ~~)~~ with an electric distribution system, and includes ~~all~~ any interface equipment including switchgear, inverters, or other interface devices. An equipment package may include an integrated generator or electric production source. An equipment package does not include equipment provided by the utility.

(8) "Fault current" means electrical current that flows through a circuit and is produced by an electrical fault, ~~such as~~ for example, to ground, double-phase to ground, three-phase to ground, phase-to-phase, and three-phase. A fault current is several times larger in magnitude than the current that normally flows through a circuit.

(9) "Facilities study" means a study conducted to determine the additional or upgraded distribution system facilities necessary to interconnect a generating facility with a public utility, the cost of those facilities, and the time schedule required to interconnect the generating facility to the public utility's distribution system.

(10) "Feasibility study" means a preliminary evaluation of the system impact and the cost of interconnecting a generating facility to the public utility's electric distribution system.

(11) "Generating facility" means the interconnection customer's device for the production of electricity and ~~all~~ each associated component[s] up to the point of common coupling identified in the interconnection request, but shall not include the interconnection customer's interconnection facilities.

(12) "Generation capacity" means the nameplate capacity of the power generating device ~~(of)~~ of a generating facility. Generation capacity does not include the effects caused by inefficiencies of power conversion or plant parasitic loads.

(13) "Good utility practice" means any of the practices, methods, and acts engaged in or approved by a significant portion of the electric utility industry during the relevant time period, or any of the practices, methods, and acts that, in the exercise of reasonable judgment in light of the facts known ~~at the time~~ when the decision was made, could have been expected to accomplish the desired result of the lowest reasonable cost consistent with good business practices, reliability, safety, and expedition. Good ~~U~~ utility ~~P~~ practice is not intended to be limited to the optimum practice, method, or act to the exclusion of ~~all~~ any others, but rather to be acceptable practices, methods, or acts generally accepted in the region and consistently adhered to by the public utility.

(14) "Governing ~~A~~ authority" means:

(a) ~~F~~ for a distribution electrical cooperative, its board of directors; and

(b) for each other electrical corporation, the Public Service Commission, otherwise referred to as the commission.

(15) "IEEE standards" means the Institute of Electrical and Electronics Engineers (IEEE) Interconnecting Distributed Resources with Electric Power Systems -- IEEE 1547 Series referenced in Section 54-15-102.

(16) "Interconnection agreement" means a standard form agreement between an interconnection customer and a public utility that governs the connection of a generating facility to the electric distribution system and the ongoing operation of the generating facility after it is connected to the system.

(17) "Interconnection customer" means any entity including a public utility that proposes to interconnect its generating facility with the public utility's distribution system.

(18) "Interconnection ~~F~~ facilities" means the facilities and equipment required by a public utility to accommodate the interconnection of a generating facility to the public utility's electric distribution system and used exclusively for that interconnection. Interconnection Facilities do not include upgrades.

(19) "Interconnection request" means the interconnection customer's request to interconnect a new generating facility, or to increase the capacity of, or make a material modification to the operating characteristics of an existing generating facility that is interconnected with the public utility. The interconnection request includes ~~all~~ the required applications, forms, processing fees, ~~and~~ ~~of~~ deposits required by the public utility.

- (20) "Inverter" has the same meaning as in Section 54-15-102.
- (21) "Level 1 [~~F~~]interconnection [~~R~~]review" means an interconnection review process applicable to an inverter-based facility having a generation capacity of 25 kilowatts or less.
- (22) "Level 2 [~~I~~]interconnection [~~R~~]review" means an interconnection review process applicable to a facility having a generation capacity of 2 megawatts or less and that does not qualify for or fails to meet Level 1 interconnection review requirements.
- (23) "Level 3 [~~I~~]interconnection [~~R~~]review" means an interconnection review process applicable to a facility having a generation capacity of greater than 2 megawatts but no larger than 20 megawatts, [~~or~~]the generating facility is not certified, or the generating facility does not qualify for or fails to meet Level 1 or Level 2 interconnection review requirements.
- (24) "Net metering facility" means a facility eligible for net metering, or an eligible facility as defined in Section 54-15-102.
- (25) "Party or parties" means the public utility, [~~and/or~~]the interconnection customer, or both.
- (26) "Point of common coupling" means the point at which the interconnection between the public utility's system and the interconnection customer's equipment interface occurs. Typically, this is the customer side of the public utility's meter.
- (27) "Public utility" has the meaning set forth in Section 54-2-1 and is limited to a public utility that provides electric service.
- (28) "Queue position" means the order of a valid interconnection request relative to [~~all~~]any other pending valid interconnection requests that is established based upon the date and time of receipt of a completed interconnection request, including application fees, by the public utility.
- (29) "Spot network" means a type of electric distribution system that uses two or more inter-tied transformers protected by network protectors to supply an electrical network circuit. A spot network is generally used to supply power to a single customer or a small group of customers.
- (30) "Standard form" or "standard form agreement" means a form or agreement that follows that adopted or approved by the Federal Energy Regulatory Commission in its small generator interconnection proceedings and modified to be consistent with th[~~ese~~]is rule[s] unless the governing authority has approved an alternative form or agreement.
- (31) "Switchgear" has the same meaning as in Section 54-15-102.
- (32) "System [~~F~~]impact study" means an engineering analysis of the probable impact of a generating facility on the safety and reliability of the public utility's electric distribution system.
- (33) "Telemetry" means the remote communication from a generator facility to a point on the public utility's communication network where the data [~~can~~]may be assimilated into the public utility's grid operations if desired.
- (34) "UL1741" means the UL Standard for Inverters, Converters, Controllers and Interconnection System Equipment for Use With Distributed Energy Resources as referenced in Section 54-15-102.
- (35) "Upgrades" means the required additions and modifications to a public utility's distribution system beyond the point of interconnection. Upgrades do not include interconnection facilities.
- (36) "Written notice" means a required notice sent by the utility via electronic mail if the interconnection customer has provided an electronic mail address. If the interconnection customer has not provided an electronic mail address, or has requested in writing to be notified by United States mail, or if the utility elects to provide notice by United States mail, then written notices from the utility shall be sent via First Class United States mail. The utility shall be [~~deemed~~]considered to have fulfilled its duty to respond under this rule on the day it sends the interconnection customer notice via electronic mail or deposits [~~such~~]the notice in First Class mail. The interconnection customer shall be responsible for informing the utility of any changes to its notification address.

R746-312-3. Purpose, Scope, Applicability, and Exceptions.

- (1) This rule establishes procedures for electrical interconnection of a generating facility to a public utility's distribution system with the following exception:
- (a) [~~All~~]References to fees and charges in Section R746-312 do not apply to public utilities for which the commission does not have ratemaking authority as identified in Subsection 54-7-12(7). Rates and charges will be determined by the public utility's governing authority in accordance with applicable law.
- (2) For good cause shown, the commission may waive or [~~modify~~]change any provision of this electrical interconnection rule.
- (3) A public utility and interconnection customer may mutually agree to reasonable extensions to the required times for notices and submissions of information set forth in this rule [~~for the purpose of~~]to allow[~~ing~~] efficient and complete review of an interconnection request. If a public utility unilaterally seeks waiver of the time[~~lines~~] set forth in this rule, the commission may consider the number of pending applications for interconnection review and the type of applications, including review level and facility size.
- (4) A public utility shall provide to the interconnection customer information regarding options for complaint or dispute resolution during the interconnection request review process [~~prior to~~]before or along with the results of the initial interconnection review.
- (5) Complaints or disputes will be addressed as follows:
- (a) residential interconnections will be addressed according to [~~the provisions of~~]Sections R746-200-4, R746-200-8, and R746-200-9.
- (b) non-residential interconnections will be addressed according to the following procedure:
- (i) [~~In the event of~~]If there is a complaint or dispute, either party shall provide the other party with a written Notice of Dispute. [~~Such~~]This notice shall describe in detail the nature of the dispute.
- (ii) If the dispute has not been resolved within seven business days after receipt of [~~such~~]the notice, the dispute shall be served upon the other party and filed with the commission. A copy shall also be served upon the Division of Public Utilities.
- (iii) An answer or other responsive pleading to the complaint shall be filed with the commission not more than ten business days after receipt of service of the complaint or dispute. Copies of the answer or responsive pleading shall be served on the complainant and the Division of Public Utilities.

(iv) A prehearing conference shall be held ~~[not later]~~ less than 15 business days after the complaint is filed.

(v) The commission shall ~~[commence]~~ hold a hearing on the complaint ~~[not later]~~ less than 25 business days after the complaint is filed, unless the commission finds that extraordinary conditions exist that warrant postponing the hearing date, in which case the commission shall ~~[commence]~~ hold the hearing as soon as practicable. Parties shall be entitled to present evidence as provided by the commission's rules.

(vi) The commission shall take final action on a complaint ~~[not more]~~ less than 30 business days after the complaint is filed unless:

(A) the commission finds that extraordinary conditions exist that warrant extending final action, in which case the commission shall take final action as soon as practicable; or

(B) the parties agree to an extension of final action by the commission.

R746-312-4. Installation, Operation, Maintenance, Testing, and Modification of Generating and Interconnection Facilities.

(1) Except for generating facilities in operation or approved for operation ~~[prior to]~~ before the effective date of this rule, an interconnection customer of a public utility must install, operate, and maintain its generating and interconnection facilities in compliance with the IEEE standards, as applicable, and the requirements of the interconnection agreement or other agreements executed between the parties during the interconnection review and approval process. Generating facilities in operation or approved for operation ~~[prior to]~~ before the effective date of this rule must be operated and maintained in accordance with the requirements of ~~[all]~~ each agreement[s] in place ~~[prior to]~~ before the effective date of this rule.

(2) Disconnect Switch. Except for the exemptions listed ~~[below]~~ in Subsection R746-312-4(2)(a), an interconnection customer of a public utility must install and maintain a manual disconnect switch that will disconnect the generating facility from the public utility's distribution system. The disconnect switch must be a lockable, load-break switch that plainly ~~[indicates]~~ shows whether it is in the open or closed position. The disconnect switch must be readily accessible to the public utility at ~~[at]~~ any time[s] and located within ~~[40]~~ ten feet of the public utility's meter.

(a) Exemptions:

(i) For customer generating systems of ~~[40]~~ ten kilowatts or less that are inverter-based, a public utility shall not require a disconnect switch.

(ii) The disconnect switch may be located more than ~~[40]~~ ten feet from the public utility's meter if permanent instructions are posted in letters of appropriate size at the meter indicating the precise location of the disconnect switch. In this case the public utility must approve in writing the location of the disconnect switch ~~[prior to]~~ before the installation of the generating facility. For those instances ~~[where]~~ when the interconnection customer and the public utility cannot agree to the implementation of ~~[this s]~~ Section R746-312-4, the public utility or interconnection customer may refer the matter to the commission according to the designated dispute resolution process.

(iii) Nothing in this exemption precludes an interconnection customer or a public utility from voluntarily installing a manual disconnect switch.

(3) ~~[In the event that]~~ If no disconnect switch is installed, the interconnection customer's electric service may be disconnected by the public utility entirely if the generating facility must be physically disconnected from the public utility's distribution system as specified in Subsection R746-312-4(5).

(4) For those public utilities whose governing authority, pursuant to Section 54-15-106, after appropriate notice and opportunity for public comment, elects to adopt by rule additional reasonable interconnection safety, power quality, and interconnection requirements for net metering generating facilities, and who determines that a disconnect switch for net metering generating facilities less than ~~[40]~~ ten kilowatts is necessary, those public utilities must:

(a) address the usage of the disconnect switch in the public utility's operations training requirements and standard operating procedures, including, among other things, how the disconnect switches will be managed, including tracking of switches, the procedures under which the disconnect switch must be used during normal operations, construction projects, trouble situations, and during restoration of service activities, and training on operation and usage of the disconnect switch;

(b) file a copy of the disconnect switch procedures, and any updates, along with the governing authority's documentation of appropriate notice and opportunity for public comment with the commission; and

(c) document in writing each time the public utility has ~~[utilized]~~ used each specific disconnect switch and the reason for its usage, and make this information available to the commission upon request.

(5) The public utility may operate the manual disconnect switch or disconnect the customer generating facility pursuant to the conditions set forth ~~[below]~~ in Subsection R746-312-4(5)(a), thereby isolating the customer generating system, without ~~[prior]~~ earlier notice to the customer. To the extent practicable, however, ~~[prior]~~ former notice shall be given. If ~~[prior]~~ former notice is not given, the utility shall, when ~~[at the time of]~~ disconnecting the customer generating system, ~~[on]~~ leave a door hanger or other ~~[such]~~ notice notifying the customer that their customer generating system has been disconnected, including an explanation of the condition ~~[necessitating such]~~ requiring the action. The public utility shall reconnect the customer generating system as soon as reasonably practicable after the condition ~~[necessitating]~~ requiring disconnection is remedied.

(a) Any of the following conditions shall be cause for the public utility to manually disconnect a generating facility from its system:

(i) Emergencies or maintenance requirements on the public utility's distribution system;

(ii) Hazardous conditions existing on the public utility's distribution system that may affect safety of the general public or public utility employees due to the operation of the customer generating facility or protective equipment as determined by the public utility; or

(iii) Adverse electrical effects, [~~such as~~]like high or low voltage, unacceptable harmonic levels, or RFI interference[)] [-]on the electrical equipment of the public utility's other electric consumers caused by the customer generating facility as determined by the public utility.

(6) [~~Subsequent to~~]After becoming interconnected to a public utility, the interconnection customer must notify the public utility of [~~all~~]each proposed modification[s] to the generating facility or equipment package that will increase the generation capacity of a customer generation facility.

(a) Notification must be provided in the form of a new application submitted in accordance with the level of review required by this rule; and

(b) The application must specify the proposed modification[~~(s)~~].

(7) Aggregating Multiple Generators: If the interconnection request is for a generating facility [~~which~~]that includes multiple generating facilities, at a site for [~~that~~]which the interconnection customer seeks a single point of interconnection, the interconnection request must be evaluated for [~~the purposes of the~~] interconnection on the basis of the aggregate electric nameplate capacity of the generating facilities.

R746-312-5. Certifications.

(1) To qualify for the Level 1 and the Level 2 interconnection review procedures set forth [~~below~~]in Sections R746-312-8 and R746-312-9, a generating facility must be certified as complying with the following standards, as applicable:

(a) IEEE standards; and

(b) UL1741.

(2) An equipment package will be considered certified for interconnected operation if it has been submitted by a manufacturer to a nationally recognized testing and certification laboratory[~~s~~] and has been tested and listed by the laboratory for continuous interactive operation with an electric distribution system in compliance with relevant codes and standards.

(3) If the equipment package has been tested and listed in accordance with [~~this s~~]Section R746-312-5 as an integrated package that includes a generator or other electric source, the equipment package will be [~~deemed~~]considered certified, and the public utility may not require further design review, testing, or additional equipment.

(4) If the equipment package includes only the interface components, like [~~(~~]switchgear, inverters, or other interface devices[~~)~~], an interconnection customer must show that the generator or other electric source being [~~utilized~~]used with the equipment package is compatible with the equipment package and consistent with the testing and listing specified for the package. If the generator or electric source being [~~utilized~~]used with the equipment package is consistent with the testing and listing performed by the nationally recognized testing and certification laboratory, the equipment package will be [~~deemed~~]considered certified, and the public utility may not require further design review, testing, or additional equipment.

R746-312-6. General Interconnection Request Provisions.

(1) Each public utility must designate an employee, office, or department from which a customer [~~can~~]may [~~obtain~~]get basic interconnection request standard forms, standard form agreements, and information through an informal process. Upon request, this employee, office, or department must provide [~~all~~]each relevant form[s], document[s], and technical requirement[s] for submittal of a complete application for interconnection review. Upon request, the public utility must meet with a customer who qualifies for Level 2 or Level 3 interconnection review, to assist them in preparation of the application. [~~All~~]The standard forms and standard form agreements must be posted on the public utility's website.

(2) The interconnection customer must submit each interconnection request, and [~~all~~]the associated forms and agreements, on the public utility's standard forms and standard form agreements.

(3) The interconnection request may require the following types of information:

(a) the name of the applicant and basic customer information;

(b) the type, size, and specifications of the generating facility;

(c) the level of interconnection review sought; [~~e.g.,~~]for example, Level 1, Level 2, or Level 3;

(d) the generating facility installer: [~~i.e.~~]for example, for contractor installations, the name of the appropriately licensed contractor, or for self-installations, the name of the homeowner or business;

(e) equipment certifications, [~~and/or~~]system certifications, or both;

(f) the anticipated date the generating facility will be operational;

(g) evidence of site control; [~~and~~]or

(h) other information that the utility [~~deems is~~]considers necessary to conduct an evaluation as to whether a generating facility [~~can~~]may be safely and reliably connected to the public utility in compliance with this interconnection rule.

(4) Each interconnection request submitted to a public utility must be accompanied by the required processing fee.

(5) An interconnection customer shall [~~retain~~]keep its original queue position for an interconnection request if the applicant resubmits its application at a higher level of review within 30 business days of a utility's denial of the application at a lower level of review.

(6) A public utility shall not be responsible for the cost of determining the rating of equipment owned or proposed by an interconnection customer or of equipment owned by other local customers.

(7) Any modification to machine data or equipment configuration or to the interconnection site of the generating facility not agreed to in writing by the public utility and the interconnection customer may be [~~deemed~~]considered a withdrawal of the interconnection request and may require submission of a new interconnection request unless proper notification to each party by the other and a reasonable time to cure the problems created by the changes are undertaken.

(8) Each party receiving confidential information shall hold ~~such~~the information in confidence and shall not disclose it to any third party ~~or~~to the public without ~~prior~~earlier written authorization from the party providing that information, except to fulfill obligations under this rule, or to fulfill legal or regulatory requirements. Each party shall ~~employ~~use at least the same standard of care to protect confidential information ~~obtained~~received from the other party as it ~~employs~~uses to protect its own confidential information.

R746-312-7. Level 1 and Level 2 Interconnection Review Screens.

(1) The public utility shall perform its review of Level 1 and Level 2 interconnection requests using the screens set forth ~~below~~in Subsection R746-312-7(1)(h) as applicable.

(a) A generating facility's point of common coupling must be on a portion of the public utility's distribution system that is under the interconnection jurisdiction of the commission and must not be on a transmission line.

(b) For interconnection of a proposed generating facility to a radial distribution circuit, the aggregate generation on the distribution circuit, including the proposed generating facility, must not exceed 15%~~percent~~ of the distribution circuit's total highest annual peak load, as measured at the substation. For ~~the purposes of this s~~Subsection R746-312-7(1)(b), annual peak load will be based on measurements taken over the 60 months ~~previous to~~before the submittal of the application, measured for the circuit at the nearest applicable substation.

(c) The proposed generating facility, in aggregation with other generation on the distribution circuit to which the proposed generating facility will interconnect, must not contribute more than 10%~~percent~~ to the distribution circuit's maximum fault current at the point on the high voltage, or ~~(primary)~~ level nearest the proposed point of common coupling.

(d) If the proposed generating facility is to be connected to a single-phase shared secondary, the aggregate generation capacity connected to the shared secondary, including the proposed generating facility, must not exceed 20 kilowatts.

(e) If a proposed single-phase generating facility is to be connected to a transformer center tap neutral of a 240-~~[-]~~volt service, the addition of the proposed generating facility must not create a current imbalance between the two sides of the 240-~~[-]~~volt service of more than 20%~~percent~~ of nameplate rating of the service transformer.

(f) No construction of facilities by the public utility on its own system shall be required to accommodate the generating facility.

(g) The aggregate generation capacity on the distribution circuit to which the proposed generating facility will interconnect, including the capacity of the proposed generating facility, must not cause any distribution protective equipment, ~~(including~~~~but not limited to,~~ substation breakers, fuse cutouts, and line reclosers~~),~~ or customer equipment on the electric distribution system, to exceed 90%~~percent~~ of the short circuit interrupting capability of the equipment. In addition, a proposed generating facility must not be connected to a circuit that already exceeds 90%~~percent~~ of the circuit's short circuit interrupting capability, ~~prior to~~before interconnection of the facility.

(h) Interconnection Type Screen:

(i) For a proposed generating facility connecting to a three-phase, three wire primary public utility distribution line, a three-phase or single-phase generator must be connected phase-to-phase.

(ii) For a proposed generating facility connecting to a three-phase, four wire primary public utility distribution line, a three-phase or single-phase generator must be connected line-to-neutral and must be effectively grounded.

(i) If there are known or posted transient stability limitations to generating units located in the general electrical vicinity of the proposed point of common coupling, including~~but not limited to~~ within three or four transmission voltage level busses, the aggregate generation capacity, including the proposed generating facility, connected to the distribution low voltage side of the substation transformer feeding the distribution circuit containing the point of common coupling may not exceed ~~10~~ten megawatts.

(j) If a proposed generating facility's point of common coupling is on a spot network, the proposed generating facility must ~~utilize~~use an inverter-based equipment package and, together with the aggregated other inverter-based generation, must not exceed the smaller of 5%~~five percent~~ of a spot network's maximum load or 50 kilowatts.

R746-312-8. Level 1 Interconnection Review.

(1) A generating facility that meets the following criteria is eligible for Level 1 interconnection review:

(a) the generating facility is inverter-based; and

(b) the generating facility has a capacity of 25 kilowatts or less.

(2) A public utility shall process, evaluate, and approve, if appropriate, ~~all~~each Level 1 interconnection request[s] according to ~~this~~Subsection R746-312-8(2) unless a public utility has implemented a process ensuring notification of approval or denial of a completed Level 1 interconnection request within 15 business days of receipt of the interconnection request, or the public utility ~~completes~~finishes final approval of a Level 1 interconnection request within 15 business days of receipt of an interconnection request, or the public utility has received approval from the commission for an alternative Level 1 interconnection review method:

(a) The public utility shall date and time stamp each interconnection request on the day it was received by the public utility.

(b) Within three business days after receipt, the public utility shall acknowledge to the interconnection customer receipt of the interconnection request.

(c) Within ~~10~~ten business days after receipt, the public utility shall evaluate the interconnection request and notify the interconnection customer whether the interconnection request is complete.

(i) If the interconnection request is not complete, the public utility must provide a list detailing ~~all~~the information that must be provided to ~~complete~~finish the application.

(ii) Within ~~10~~ten business days of receipt of this notification, the interconnection customer must submit the missing information to the public utility or request an extension of time to provide ~~such~~the information. If the interconnection customer does

not provide the listed information or request an extension of time within the ~~[10]~~-business day deadline, the interconnection request shall be ~~[deemed]~~considered withdrawn.

(iii) An interconnection request shall be ~~[deemed]~~considered complete upon submission of the listed information.

(d) Within 15 business days after issuing a notification of completeness, the public utility shall verify, using screens set forth in Section R746-312-7, whether~~[or not]~~ the proposed generating facility ~~[can]~~may be interconnected safely and reliably, and shall notify the interconnection customer that either:

(i) the generating facility meets all applicable criteria and the interconnection request is approved; or

(ii) the generation facility has failed to meet one or more of the applicable criteria, the reason for the failure, and the interconnection request is denied under the Level 1 interconnection process. If the interconnection request is denied, the interconnection customer may resubmit the application under the Level 2 or Level 3 interconnection review procedure, as appropriate.

(e) Either along with or within five business days after notifying the interconnection customer that the interconnection request has been approved, a public utility must provide the procedures, requirements, and associated forms, including any required standard form interconnection agreement, for final authorization of the interconnection, as determined applicable by the public utility. These procedures and requirements may include:

(i) completion of any required inspection of the generating facility by the building code official with jurisdiction over the generating facility and transmittal to the public utility of appropriate documentation;

(ii) transmittal to the public utility of any required notice of completion, notice of start-up, ~~[and]~~or interconnection agreement;

(iii) installation of any required meter modification by the public utility;

(iv) completion of any required inspection of the generation facility ~~[prior to]~~before operation by the public utility; ~~[and]~~or

(v) the requirement that the applicant may not begin parallel operations of the generating facility until receipt of a final approval or authorization of interconnection.

(f) The customer and the public utility may mutually agree to terms that vary from the standard form interconnection agreement, but ~~[such]~~this non-standard agreement shall be subject to commission approval.

(g) If a public utility does not notify a Level 1 interconnection customer in writing or by electronic mail whether the interconnection request is approved or denied within 25 business days after the receipt of an application, the interconnection request shall be ~~[deemed]~~considered approved.

(3) An interconnection customer must notify the public utility of the anticipated start date for operation of the generating facility at least ten business days ~~[prior to]~~before starting operation, either through the submittal of the interconnection agreement, a notice of completion, or in a separate notice.

(4) Within ~~[10]~~ten business days of receipt of ~~[all]~~the required documentation, for example, the ~~[(e.g.,)]~~executed interconnection agreement, notice of completion, ~~[and]~~or documentation of satisfactory completion of inspections by non-company personnel~~[s]~~, the public utility must, if it has not already done so, conduct any company-required inspection or witness test, set the new meter, if required, approve the interconnection, and provide written notification to the interconnection customer of the final interconnection authorization~~[s]~~ or approval indicating the generating facility is authorized~~[s]~~ or approved for parallel operation. If the public utility does not conduct the witness test within ~~[10]~~ten business days or by mutual agreement with the interconnection customer, the witness test is ~~[deemed]~~considered waived.

(5) Witness Test Not Acceptable. If the witness test is conducted and is not acceptable to the public utility, the interconnection customer must be granted a period of 30 business days to resolve any deficiencies. The public utility and interconnection customer may mutually agree to extend the time period for resolving any deficiencies. If the interconnection customer fails to address and resolve the deficiencies to the satisfaction of the public utility within the agreed~~[—]~~upon time period, the interconnection request is ~~[deemed]~~considered withdrawn.

R746-312-9. Level 2 Interconnection Review.

(1) A generating facility that meets the following criteria is eligible for Level 2 interconnection review by a public utility:

(a) the generating facility has a capacity of two megawatts or less; and

(b) the generating facility does not qualify for or fails to meet applicable Level 1 interconnection review procedures.

(2) A public utility must process, evaluate, and approve, if so determined, ~~[all]~~each Level 2 request~~[s]~~ for interconnection according to the following steps unless a public utility has implemented a process ensuring notification of approval or denial of a completed Level 2 interconnection request within 15 business days of receipt of the interconnection request, the public utility ~~[completes]~~finishes final approval of a Level 2 interconnection request within 15 business days of receipt of an interconnection request, or the public utility has received approval from the commission for an alternative Level 2 interconnection review method:

(a) The public utility shall date and time stamp each interconnection request on the day it was received by the public utility.

(b) Within three business days after receipt of an interconnection request, the public utility shall acknowledge to the interconnection customer receipt of the interconnection request.

(c) Within ~~[10]~~ten business days after receipt of an interconnection request, the public utility shall evaluate the interconnection request and notify the interconnection customer whether~~[or not]~~ the interconnection request is complete.

(i) If the interconnection request is not complete, the public utility must provide a list detailing ~~[all]~~the information that must be provided to ~~[complete]~~finish the application.

(ii) Within ~~[10]~~ten business days of receipt of this notification, the interconnection customer must submit the missing information to the public utility or request an extension of time to provide ~~[such]~~the information. If the interconnection customer does not provide the listed information or request an extension of time within the ~~[10]~~ten-business day deadline, the interconnection request shall be ~~[deemed]~~considered withdrawn.

(iii) An interconnection request shall be ~~deemed~~ considered complete upon submission of the listed information.

(d) Within 15 business days after issuing a notification of completeness, the public utility shall verify, using the screens set forth in Section R746-312-7, whether ~~or not~~ the proposed generating facility ~~can~~ may be interconnected safely and reliably, and shall notify the interconnection customer that either:

(i) the generation facility meets ~~all~~ the applicable criteria and the interconnection request is approved;

(ii) although the generating facility fails one or more of the screens, the public utility has determined that the generating facility may nevertheless be interconnected consistent with safety, reliability, and power quality standards and the interconnection request is approved; or

(iii) the generation facility has failed to meet one or more of the screens and the reason for the failure~~(s)~~, the public utility has not or could not determine from the initial reviews that the generating facility may be interconnected consistent with safety, reliability, and power quality standards, or the generating facility ~~can~~ may not be approved without minor modifications at minimal cost and the interconnection request is denied unless the interconnection customer is willing to consider minor modifications or further study.

(e) If the interconnection request is denied, the public utility:

(i) must offer to provide the interconnection customer with the opportunity to attend an optional customer options meeting to be convened within ~~10~~ ten business days of the notification of denial to discuss the options available under Subsection R746-312-9(2)(e)(ii).

(A) During the customer options meeting, the public utility shall review possible interconnection customer facility modification or screen analysis and related results to determine what further steps are needed to permit the generating facility to be connected safely and reliably.

(ii) shall either, when notifying the interconnection customer pursuant to ~~at the time of the notification specified in~~ Subsection R746-312-9(2)(d)(iii), or at the customer options meeting:

(A) offer to ~~complete~~ finish minor modifications to the public utility's distribution system and provide a non-binding, good faith estimate of the cost and time~~-~~frame to make ~~such~~ the modifications. If the interconnection customer agrees to ~~such~~ the modifications, the interconnection customer shall agree in writing within 15 business days of the offer and submit payment for the estimated costs. The interconnection customer must pay any cost that exceeds the estimated costs within 30 calendar days of receipt of the invoice. If the costs to ~~complete~~ finish the modifications are less than the estimated costs, the public utility shall return ~~such~~ the excess within 30 calendar days of the issuance of the invoice without interest;

(B) offer to perform a supplemental review in accordance with Subsection R746-312-9(3) ~~-~~ if the public utility concludes that the supplemental review might determine that the generating facility could continue to qualify for interconnection pursuant to the Level 2 process, and provide a non-binding, good faith estimate of the costs of ~~such~~ the review; or

(C) ~~obtain~~ get the interconnection customer's agreement to continue evaluating the interconnection request under the Level 3 process.

(f) Either along with or within five business days after notifying the interconnection customer that the interconnection request has been approved, a public utility shall provide the procedures, requirements, and associated forms, including any required standard form interconnection agreement, for final authorization of the interconnection, as determined applicable by the public utility. These procedures and requirements may include:

(i) an inspection of the generating facility by the building code official with jurisdiction over the generating facility and transmittal to the public utility of appropriate documentation;

(ii) transmittal to the public utility of any required notice of completion, notice of start-up, ~~and~~ or interconnection agreement;

(iii) installation of any required meter modification by the public utility;

(iv) completion of any required inspection of the generation facility ~~prior to~~ before operation by the public utility; ~~and~~ or

(v) the requirement that the applicant may not begin parallel operations of the generating facility until receipt of a final approval or authorization of interconnection.

(g) The customer and the public utility may mutually agree to terms that vary from the standard form interconnection agreement, but ~~such~~ this non-standard agreement shall be subject to commission approval.

(3) Supplemental Review:

(a) If the interconnection customer agrees to a supplemental review, the interconnection customer shall agree in writing within 15 business days of the offer~~;~~ and submit a deposit of the estimated costs. The interconnection customer must pay any supplemental review costs that exceed the deposit within 30 calendar days of receipt of the invoice but ~~such~~ this payment responsibility shall be limited to and not exceed 125%~~-percent~~ of the public utility's non-binding, good faith estimate for ~~such~~ the review. If the deposit exceeds the invoiced costs, the public utility shall return ~~such~~ the excess within 30 calendar days of the invoice without interest.

(b) Within ~~10~~ ten business days following receipt of the deposit for supplemental review, the public utility must determine whether the generating facility ~~can~~ may or ~~can~~ may not be interconnected safely and reliably and shall notify the interconnection customer that either:

(i) the generation facility ~~can~~ may be safely and reliably interconnected, and the interconnection request is approved and the public utility shall proceed according to Subsection R746-312-9(2)(f);

(ii) interconnection customer facility modifications are required to allow the generating facility to be interconnected consistent with safety, reliability, and power quality standards. Upon receipt of written confirmation that the interconnection customer agrees to make the necessary changes at the interconnection customer's expense, the public utility shall approve the interconnection request and proceed according to Subsection R746-312-9(2)(f);

(iii) minor modification to the public utility's distribution system ~~are~~ is required to allow the generating facility to be interconnected consistent with safety, reliability, and power quality standards. After confirmation that the interconnection customer

agrees to pay the costs of ~~such~~the system modifications ~~prior to~~before interconnection, the public utility shall approve the interconnection request and proceed according to Subsection R746-312-9(2)(f);

(iv) the results of the supplemental review have not concluded that the generating facility ~~can~~may be interconnected consistent with safety, reliability, and power quality standards and, upon agreement by the interconnection customer, the interconnection request will continue to be evaluated under the Level 3 interconnection review process.

(4) An interconnection customer must notify the public utility of the anticipated testing and inspection date for the generating facility at least ten business days ~~prior to~~before testing, either through the submittal of the interconnection agreement, a notice of completion, or in a separate notice.

(5) Within ~~10~~ten business days of receipt of ~~all~~the required documentation, ~~for example,~~~~(e.g.,)~~ an executed interconnection agreement, notice of completion, ~~and~~or documentation of satisfactory completion of inspections by non-company personnel~~(s)~~, the public utility must, if it has not already done so, conduct any company-required inspection, set the new meter, if required, approve the interconnection, and provide written notification to the interconnection customer of the final interconnection authorization~~(s)~~ or approval and that the generating facility is authorized~~(s)~~ or approved for parallel operation. If the public utility does not conduct the witness test within ~~10~~ten business days or by mutual agreement of the public utility and the interconnection customer, the witness test is ~~deemed~~considered waived.

(6) If an application for Level 2 interconnection review is denied because it does not meet one or more of the requirements in ~~this s~~Section R746-312-9, the applicant may resubmit the application under the Level 3 interconnection review procedure.

(7) Witness Test Not Acceptable. If the witness test is conducted and is not acceptable to the public utility, the interconnection customer must be granted a period of 45 business days to resolve any deficiencies. The public utility and the interconnection customer may mutually agree to extend the time period for resolving any deficiencies. If the interconnection customer fails to address and resolve the deficiencies to the satisfaction of the public utility within the agreed~~(-)~~upon time period, the interconnection request is ~~deemed~~considered withdrawn.

R746-312-10. Level 3 Interconnection Review.

(1) A generating facility that meets the following criteria is eligible for Level 3 interconnection review:

- (a) the generating facility has a capacity of greater than two megawatts but no larger than 20 megawatts;
- (b) the generating facility is not certified; or
- (c) the generating facility does not qualify for or failed to meet Level 1 or Level 2 interconnection review requirements.

(2) A public utility must process, evaluate, and approve, if appropriate, ~~all~~each Level 3 request~~(s)~~ for interconnection according to the following steps unless the public utility has received approval from the commission for an alternative Level 3 interconnection review method:

(a) The public utility shall date and time stamp each interconnection request on the day it was received by the public utility.

(b) Within three business days after receipt of an interconnection request, the public utility shall acknowledge to the interconnection customer receipt of the interconnection request.

(c) Within ~~10~~ten business days after receipt of an interconnection request, the public utility shall evaluate the interconnection request and notify the interconnection customer whether~~(-)~~ or not the interconnection request is complete.

(i) If the interconnection request is not complete, the public utility must provide a list detailing ~~all~~the information that must be provided to ~~complete~~finish the application.

(ii) Within ~~10~~ten business days of receipt of this notification, the interconnection customer must submit the missing information to the public utility or request an extension of time to provide ~~such~~the information. If the interconnection customer does not provide the listed information or request an extension of time within the ~~10~~ten-business-day deadline, the interconnection request shall be ~~deemed~~considered withdrawn.

(iii) An interconnection request shall be ~~deemed~~considered complete upon submission of the listed information.

(d) Scoping Meeting. If requested, a scoping meeting shall be held as follows within ~~10~~ten business days after the interconnection request is ~~deemed~~considered complete, or as otherwise mutually agreed to by the parties:

(i) The public utility and the interconnection customer shall bring to the meeting personnel, including system engineers and other resources, as may be reasonably required to accomplish the purpose of the meeting;

(ii) The purpose of the scoping meeting is to:

(A) discuss the interconnection request and review existing studies relevant to the interconnection request; and

(B) discuss whether the public utility should perform a feasibility study or proceed directly to a system impact study, a facilities study, or an interconnection agreement;

(iii) Scoping meeting follow-up:

(A) If the parties agree that a feasibility study should be performed, the public utility shall provide the interconnection customer as soon as possible, but no later than five business days after the scoping meeting, a feasibility study agreement including an outline of the scope of the study and a non-binding, good faith estimate of the cost to perform the study.

(B) If the parties agree not to perform a feasibility study but rather proceed directly to the system impact study, the public utility shall, no later than five business days after the scoping meeting, provide the interconnection customer with a system impact study agreement including an outline of the scope of the study and a non-binding, good faith estimate of the cost to perform the study.

(iv) The scoping meeting may be omitted by mutual agreement. If the scoping meeting is omitted, the public utility, if requested by the interconnection customer, must provide information pertinent to the interconnection request, ~~such as~~for example, the available fault current at the proposed interconnection location, the peak loading on the lines in the general vicinity of the generating

facility, and the configuration of the distribution lines at the proposed point of common coupling, within ~~[40]~~ten business days after the interconnection request is ~~[deemed]~~considered complete.

(e) Feasibility Study. A feasibility study shall provide a preliminary evaluation of the system impact that would result from interconnecting the generating facility and the cost of interconnecting the generating facility to the public utility's electric distribution system and shall be ~~[completed]~~finished as follows:

(i) For interconnection customers opting to forego a scoping meeting and proceeding directly to the feasibility study, the public utility shall provide the interconnection customer, as soon as possible but no later than ~~[40]~~ten business days after receipt of a completed application, a standard form feasibility study agreement including an outline of the scope of the study and a non-binding, good faith estimate of the cost to perform the study.

(ii) ~~[In order to]~~To remain in consideration for interconnection, an interconnection customer who has requested or requires a feasibility study, either as part of or independent of a scoping meeting, must return the executed feasibility study agreement within 30 business days of receipt. A deposit of the lesser of 50%~~[percent]~~ of the good faith estimate or earnest money of \$1,000 may be required from the interconnection customer.

(iii) Within 30 business days of receipt of an executed study agreement and payment of any required deposit, the public utility shall conduct the feasibility study and notify the interconnection customer either:

(A) the feasibility study shows no potential for adverse system impacts, no facilities are required, and the interconnection request is approved, in which case the public utility shall send the interconnection customer an executable interconnection agreement within five business days;

(B) the feasibility study shows no potential for adverse system impacts; however, additional facilities may be required and the review process shall proceed to a facilities study. When proceeding to a facilities study, the public utility shall provide the interconnection customer a standard form facilities study agreement, including an outline of the scope of the study and a non-binding, good faith estimate of the cost to perform the study within five business days; or

(C) the feasibility study shows the potential for adverse system impacts, and the review process shall proceed to a system impact study. When proceeding to a system impact study, the public utility shall provide the interconnection customer with a standard form system impact study agreement including an outline of the scope of the study and a non-binding, good faith estimate of the cost to perform the study within 15 business days of transmittal of the feasibility study report.

(iv) Any feasibility study fees will be invoiced to the interconnection customer after the feasibility study is completed and delivered and will include a summary of professional time. The interconnection customer must pay any study costs that exceed the deposit without interest within 30 calendar days of receipt of the invoice or resolution of any dispute but ~~[such]~~this payment responsibility shall be limited to and not exceed 125%~~[percent]~~ of the public utility's non-binding, good faith estimate for ~~[such]~~the study. If the deposit exceeds the invoiced fees, the public utility shall refund ~~[such]~~the excess within 30 calendar days of the invoice without interest.

(f) System Impact Study. Any required system impact study ~~[or studies]~~ must be conducted in accordance with good utility practice and shall be ~~[completed]~~finished as follows:

(i) The system impact study shall:

(A) provide details on the impacts to the electric distribution system that would result if the generating facility were interconnected without modifications to either the generating facility or to the electric distribution system;

(B) identify any modifications to the public utility's electric distribution system necessary to accommodate the proposed interconnection;

~~(D)~~C focus on power flows and utility protective devices, including control requirements; and

~~(E)~~D include the following elements, as applicable:

(I) a load flow study;

(II) a short-circuit study;

(III) a circuit protection and coordination study;

(IV) the impact on the operation of the electric distribution system;

(V) a stability study, along with the conditions that would justify including this element in the impact study;

(VI) a voltage collapse study, along with the conditions that would justify including this element in the impact study; and

(VII) additional elements, if justified by the public utility and approved in writing by the public utility and the interconnection customer ~~[prior to]~~before the impact study.

(ii) ~~[In order to]~~To remain in consideration for interconnection, an interconnection customer who has requested a system impact study, either as part of or independent of a scoping meeting or feasibility study, must return the executed impact study agreement~~(s)~~ within 30 business days of receipt of the agreement. A deposit of the good faith estimated costs for each system impact study may be required from the interconnection customer.

(iii) After the applicant executes the system impact study agreement and pays any required deposit, the public utility shall ~~[complete]~~finish the impact study and distribute the results to the interconnection customer within 30 business days, or 45 business days for transmission impact studies, notifying the interconnection customer either:

(A) Only minor modifications to the public utility's electric distribution ~~[and]~~ or transmission system are necessary to accommodate interconnection. In ~~[such a]~~this case, the public utility must:

(I) provide to the interconnection customer at the same time the detail of the scope of the necessary modifications, a non-binding, good faith estimate of their cost, and an executable interconnection agreement; and

(II) approve the interconnection request upon receipt of the executed interconnection agreement from the interconnection customer~~[the executed interconnection agreement]~~.

(B) Modifications to the public utility's electric distribution system ~~and~~ or transmission system are necessary to accommodate the proposed interconnection in which case the public utility must provide at the same time either:

(I) a non-binding, good faith estimate of the cost of the modifications, if known~~[-]~~; and

(II) a standard form facilities study agreement including an outline of the scope of the study and a non-binding, good faith estimate of the cost to perform the facilities study.

(iv) If the proposed interconnection may affect electric transmission or delivery systems other than those controlled by the public utility, operators of those other systems may ~~require~~ need additional studies to determine the potential impact of the interconnection on those systems. If ~~such~~ additional studies are required, the public utility must coordinate the studies but will not be responsible for their timing. The applicant shall be responsible for the costs of ~~any such~~ each additional stud~~ies~~y required by another affected system. ~~Such~~ These studies will be conducted only after the applicant has provided written authorization.

(v) Any study fees will be invoiced to the interconnection customer after the system impact study is completed and delivered and will include a summary of professional time. The interconnection customer must pay any study costs that exceed the deposit without interest within 30 calendar days of receipt of the invoice or resolution of any dispute but ~~such~~ this payment responsibility shall be limited to and not exceed 125%~~[-percent]~~ of the public utility's non-binding, good faith estimate for ~~such~~ the study. If the deposit exceeds the invoiced fees, the public utility shall refund ~~such~~ the excess within 30 calendar days of the invoice without interest.

(g) Facilities Study. The results of the facilities study shall specify a non-binding, good faith cost estimate of the equipment, engineering, procurement, and construction work, ~~[(including overheads,)]~~ needed to implement the conclusion of the system impact study~~[-(or studies)]~~ ~~in order~~ for the interconnection customer to safely interconnect the generating facility with the public utility's electric distribution system and the time required to build and install those facilities. The following provisions apply to the facilities study:

(i) A public utility may require a deposit of the good faith estimated costs for the facilities study.

(ii) ~~In order to~~ To remain under consideration for interconnection, the interconnection customer must return the executed facilities study agreement and any required deposit, or request an extension of time, within 30 business days.

(iii) Design for any required interconnection facilities ~~and~~ or upgrades shall be performed under the facilities study agreement. The public utility may contract with consultants to perform activities required under the facilities study agreement. The interconnection customer and the public utility may agree to allow the interconnection customer to separately arrange for the design of some of the interconnection facilities. In ~~such~~ these cases, facilities design will be reviewed, ~~and/or~~ modified, or both, ~~prior to~~ before acceptance by the public utility under ~~the provisions of~~ the facilities study agreement. If the parties agree to separately arrange for design and construction, and, provided security and confidentiality requirements ~~can~~ may be met, the public utility shall make sufficient information available to the interconnection customer in accordance with confidentiality and critical infrastructure requirements to permit the interconnection customer to ~~obtain~~ get an independent design and cost estimate for any necessary facilities.

(iv) ~~In cases where~~ If upgrades are required, the facilities study must be completed and the facilities study report transmitted to the interconnection customer~~'s~~ within 45 business days of the public utilities receipt of the facilities study agreement from the interconnection customer. ~~In cases where~~ If no upgrades are necessary, and the required facilities are limited to interconnection facilities, the facilities study must be completed and the facilities study report transmitted to the interconnection customer within 30 business days of the public utilities receipt of the facilities study agreement from the interconnection customer. The report, and any ensuing interconnection agreement, must list the conditions and facilities necessary for the generating facility to safely interconnect with the public utility's electric distribution system, and must include a non-binding, good faith estimate of the cost of those facilities and the estimated time required to build and install those facilities.

(v) Upon completion of the facilities study and receipt of agreement of the interconnection customer to pay for interconnection facilities and upgrades identified in the facilities study, the public utility shall approve the interconnection request.

(vi) Any study fees will be invoiced to the interconnection customer after the facilities study is completed and delivered and will include a summary of professional time. The interconnection customer must pay any study costs that exceed the deposit without interest within 30 calendar days of receipt of the invoice or resolution of any dispute, but ~~such~~ this payment responsibility shall be limited to and not exceed 125%~~[-percent]~~ of the public utility's non-binding, good faith estimate for ~~such~~ the study. If the deposit exceeds the invoiced fees, the public utility shall refund ~~such~~ the excess within 30 calendar days of the invoice without interest.

(h) Either ~~prior to~~ before, along with, or within five business days after notifying the interconnection customer that the interconnection request has been approved, a public utility must provide the procedures, requirements, and associated forms~~[-]~~ for final authorization of the interconnection, as determined applicable by the public utility. These procedures and requirements may include:

(i) completion of any required inspection of the generating facility by the building code official with jurisdiction over the generating facility and transmittal to the public utility of appropriate documentation;

(ii) transmittal to the public utility of any required notice of completion, notice of start~~[-]up~~, ~~and~~ or interconnection agreement.

(iii) installation of any required meter modification by the public utility;

(iv) completion of any required inspection of the generating facility ~~prior to~~ before operation by the public utility; ~~and~~ or

(v) the requirement that the applicant may not begin parallel operations of the generating facility until receipt of a final approval or authorization of interconnection.

(i) The customer and the public utility may mutually agree to terms that vary from the standard form interconnection agreement, but ~~such~~ this non-standard agreement shall be subject to commission approval.

(3) An interconnection customer must notify the public utility of the anticipated testing and inspection date of the generating facility at least ten business days ~~prior to~~ before testing, either through the submittal of the interconnection agreement, a notice of completion, or in a separate notice.

(4) Within ~~[10]ten~~ business days of receipt of ~~[all]the~~ required documentation, ~~for example~~~~[-(e.g.)]~~, the executed interconnection agreement, notice of completion, ~~[and]or~~ documentation of satisfactory completion of inspections by non-company personnel~~[s]~~, the public utility must, if it has not already done so, conduct any company-required inspection or witness test, set the new meter, if required, approve the interconnection, and provide written notification to the interconnection customer of the final interconnection authorization~~[s]~~ or approval and that the generating facility is authorized~~[s]~~ or approved for parallel operation. If the public utility does not conduct the witness test within ~~[10]ten~~ business days or by mutual agreement of the parties, the witness test is ~~[deemed]considered~~ waived.

(5) Witness Test Not Acceptable: If the witness test is conducted and is not acceptable to the public utility, the interconnection customer must be granted a period of 60 business days to resolve any deficiencies. The parties may mutually agree to extend the ~~[time]~~ period for resolving any deficiencies. If the interconnection customer fails to address and resolve the deficiencies to the satisfaction of the public utility within the agreed~~[s]~~-upon ~~[time]~~-period, the interconnection request is ~~[deemed]considered~~ withdrawn.

R746-312-11. Interconnection Metering.

(1) Metering: For generating facilities not subject to ~~[the provisions of Section]Title 54[-], Chapter 15, Net Metering of Electricity~~, the interconnection customer shall be responsible for the ~~[cost of the purchase]buying~~ and installation of any special metering and data acquisition equipment ~~[deemed]considered~~ necessary ~~[by]under~~ the terms of the interconnection agreement unless the public utility determines otherwise. The public utility must install, maintain, and operate the metering equipment. The parties must mutually grant unrestricted access to ~~[such]this~~ equipment as may be necessary ~~[for the purposes of]to~~ conduct~~[ing]~~ routine business.

(2) For generating facilities subject to ~~[the provisions of Section]Title 54[-], Chapter 15, Net Metering of Electricity~~, metering equipment and costs for ~~[such]this~~ metering equipment shall be determined as specified in Section 54-15-103. The public utility must install, maintain, and operate the metering equipment. The parties must mutually grant unrestricted access to ~~[such]this~~ equipment as may be necessary ~~[for the purposes of]to~~ conduct~~[ing]~~ routine business.

R746-312-12. Interconnection Monitoring.

(1) Generating facilities approved and interconnected to the public utility under the Level 1 and Level 2 interconnection review processes, and generating facilities with nameplate capacities of 3 megawatts or less approved under the Level 3 interconnection review process, except as noted ~~[herein]in Section R746-312-12~~, are not required to provide for remote monitoring of the electric output by the public utilities.

(2) Generating facilities approved under Level 3 Interconnection Applications with Electric Nameplate Capacities greater than 5 MW or Level 3 Interconnection Applications ~~[where]if~~ the aggregated generation on the circuit, including the interconnection customer's generating facility, would exceed 50%~~[-percent]~~ of the line section annual peak load may be required to provide remote monitoring at the public utility's discretion if the public utility has required ~~[such]this~~ monitoring of its own facilities.

(3) If a public utility determines monitoring data provided by telemetry is necessary for safe, reliable, and efficient operations of a proposed generating facility with an electric nameplate capacity of greater than 3 megawatts to 5 megawatts, the public utility may petition the commission on a case~~[-]by[-]case~~ basis to impose monitoring and telemetry requirements ~~on the~~ ~~[such]facility[ies]~~. ~~[Any such]The~~ petition must be accompanied by evidence supporting telemetry needs and requirements.

(4) For generating facilities required to provide remote monitoring pursuant to Subsections R746-312-12(2) ~~[-]and R746-312-12[-](3)~~, the data acquisition and transmission to a point where it ~~[can]may~~ be used by the public utility's control system operations must meet the performance~~[-]based~~ standards as follows:

(a) Any data acquisition and telemetry equipment required by this rule must be installed, operated, and maintained at the interconnection customer's expense.

(b) Telemetry requirements:

(i) parties may mutually agree to waive or ~~[modify]change~~ any of the telemetry requirements contained ~~[herein]in Subsection R746-312-12(4)(b)~~.

(ii) the communication must take place via a Private Network Link using a Frame Relay or Fractional T-1 line or other ~~[such]~~ suitable device. Dedicated Remote Terminal Units, from the generating facility to the public utility's substation and Energy Management System are not required.

(iii) a single communication circuit from the generating facility to the public utility is sufficient.

(iv) communications protocol must be DNP 3.0 or other standard used by the public utility.

(v) the generating facility must be capable of sending telemetric monitoring data to the public utility at a minimum rate of every ~~[2]two~~ seconds, ~~[f]from~~ the output of the generating facility's telemetry equipment to the public utility's energy management system~~[s]~~.

(vi) the ~~[minimum]least~~ data points that a generator facility ~~[is required to]shall~~ provide telemetric monitoring to the public utility are:

(A) net real power flowing out or into the generating facility, ~~measured as~~ ~~[c]analog[s]~~;

(B) net reactive power flowing out or into the generating facility, ~~measured as~~ ~~[c]analog[s]~~;

(C) bus bar voltage at the point of common coupling, ~~measured as~~ ~~[c]analog[s]~~;

(D) data processing gateway (DPG) ~~[-]heartbeat~~, ~~[c]used to certify the telemetric signal quality[s]~~; and

(E) on-line or off-line status~~[-(digital)]~~.

(vii) If an interconnection customer operates the equipment associated with the high voltage switchyard interconnecting the generating facility to the public utility's distribution system, and ~~[is required by to]shall~~ provide monitoring and telemetry, the

interconnection customer must provide the following monitoring to the public utility in addition to the provisions in Subsection R746-312-12(4)(b)(vi):

- (A) switchyard line and transformer MW and MVAR values;
- (B) switchyard bus voltage; and
- (C) switching devices status.

R746-312-13. Interconnection Fees and Charges.

(1) For a Level 1 interconnection review:

(a) A public utility whose rates are determined by the commission may not charge an application, or other fee, to an applicant that requests Level 1 interconnection review. However, if an application for Level 1 interconnection review is denied because it does not meet the requirements for Level 1 interconnection review, and the applicant resubmits the application under the Level 2 or Level 3 review procedure, the public utility may impose a fee for the resubmitted application, consistent with ~~this s~~ Section R746-312-13.

(b) ~~All~~ Any other public utility~~ies~~ may determine reasonable fees or charges for interconnection, however for those interconnections that fall under ~~the provisions of~~ Title 54, Chapter 15, Net Metering of Electricity, the fees must be determined in accordance with Title 54, Chapter 15, Net Metering of Electricity.

(2) For a Level 2 interconnection review:

(a) A public utility whose rates are determined by the commission may charge fees of up to \$50~~[-00]~~ plus \$1~~[-00]~~ per kilowatt of the generating facility's capacity to cover the costs of the interconnection request review, plus the reasonable cost of any required minor modifications to the electric distribution system or additional reviews. Costs for ~~such~~ these minor modifications or additional review will be based on the public utility's non-binding, good faith estimates and the ultimate actual installed costs. Costs for engineering work done as part of any additional review or studies shall not exceed \$100~~[-00]~~ per hour. A public utility may adjust the \$100~~[-00]~~ hourly rate once each year to account for inflation and deflation.

(3) For a Level 3 interconnection review:

(a) A public utility whose rates are determined by the commission may charge fees of up to \$100~~[-00]~~ plus \$2~~[-00]~~ per kilowatt of the generating facility's capacity, as well as charges for actual time spent on any required impact or facilities studies. Costs for engineering work done as part of a feasibility, impact, or facilities study shall not exceed \$100~~[-00]~~ per hour. A public utility may adjust the \$100~~[-00]~~ hourly rate once each year to account for inflation and deflation as measured by the 12 months unadjusted Consumer Price Index for ~~all~~ any items calculated for December of the previous year. If the public utility must install facilities ~~in order~~ to accommodate the interconnection of the generating facility, the cost of ~~such~~ these facilities shall be the responsibility of the applicant.

R746-312-14. Requirements After Interconnection Approval.

(1) A public utility may not require an applicant whose facility meets the criteria for interconnection approval under the Level 1 or Level 2 interconnection review procedures to perform or pay for additional tests, except if agreed to by the applicant. In addition, a public utility may not require an interconnection customer whose net metering generating facility ~~is in~~ compli~~ance~~es with Section 54-15-106 to perform or pay for additional tests.

(2) A public utility may not charge any fee or other charge for connecting to the public utility's distribution system or for operation and maintenance of a generating facility ~~for the purposes of~~ to generat~~ing~~le electricity, except for the fees provided for under this interconnection rule and approved standard form agreements, or as determined by the governing authority.

(3) Once an interconnection has been approved under this interconnection rule, the public utility may not require an interconnection customer to test or perform maintenance on its facility except for the following and subject to ~~the provision of~~ Section 54-15-106:

- (a) any manufacturer-required testing or maintenance;
- (b) any post-installation testing necessary to ensure compliance with IEEE standards or to ensure safety;
- (c) the interconnection customer replaces a major equipment component that is different from the originally installed model;

~~and~~/or

(d) an annual test to be performed at the discretion of and paid for by the public utility in which the generating facility is disconnected from the public utility's equipment to ensure the inverter stops delivering power to the grid.

(4) When an approved generating facility undergoes maintenance or testing in accordance with the requirements of this interconnection rule, the interconnection customer must ~~retain~~ keep written records for three years documenting the maintenance and the results of testing.

(5) A public utility has the right to inspect an interconnection customer's facility after interconnection approval is granted, at reasonable hours and with reasonable ~~prior~~ earlier notice to the interconnection customer. If the public utility discovers that the generating facility is not in compliance with the requirements of this interconnection rule or executed agreements, the public utility may require the interconnection customer to disconnect the generating facility until compliance is achieved.

(6) ~~Subsequent to~~ After becoming interconnected to a public utility, the interconnection customer must notify the public utility of ~~all~~ each proposed modification[s] to the generating facility or equipment package pursuant to Subsection R746-312-4(6).

R746-312-15. Aggregation of Meters for Net Metering Interconnection.

(1) ~~For the purpose of~~ To measur~~ing~~le electricity usage under the net metering program, a public utility must, upon request from an interconnection customer, aggregate for billing purposes a meter to which the net metering facility is physically attached, ~~(the designated meter[-]),~~ with one or more meters, ~~(the additional meter[-]),~~ in the manner set out in ~~this s~~ Section R746-312-15. This rule ~~is applicable~~ applies only ~~when~~ if:

- (a) the additional meter is located on or adjacent to the premises of the electrical corporation's customer, subject to the electrical corporation's service requirements;
 - (b) the additional meter is used to measure only electricity used for the interconnection customer's requirements;
 - (c) the designated meter and the additional meter are subject to the same rate schedule; and
 - (d) the designated meter and the additional meter are served by the same primary feeder.
- (2) An interconnection customer must give at least 30 business days' notice to the utility to request that additional meters be included in meter aggregation. The specific meters must be identified ~~[at the time of such]~~ when the request is made. ~~[In the event that]~~ If more than one additional meter is identified, the interconnection customer must designate the ranking order for the additional meters to which net metering credits, as defined in Subsection 54-15-104(3) and approved by the governing authority, are to be applied.
- (3) The aggregation of meters will apply only to charges that use kilowatt-hours as the billing determinant. ~~[All]~~ Other charge[s] applicable to each meter account shall be billed to the interconnection customer.
- (4) If in a monthly billing period the net metering facility supplies more electricity to the public utility than the energy usage recorded by the interconnection customer's designated meter, the utility will apply credits, as defined in Subsection 54-15-104(3) and approved by the governing authority, to the next monthly bill for the excess kilowatt-hours first to the designated meter, then to additional meters that are on the same rate schedule as the designated meter.
- (5) If an additional meter changes service to a rate schedule that is different than the designated meter, the additional meter is not eligible for net metering credits, as defined in Subsection 54-15-104(3) and approved by the governing authority, for the ~~[remainder]~~ rest of the billing year and until ~~[such time as]~~ the additional meter receives service on the same rate schedule as the designated meter.
- (6) If the designated meter changes service to a different rate schedule, aggregation of net metering credits is not allowed for the ~~[remainder]~~ rest of the billing year and may not occur until ~~[such time as]~~ the additional meters receive service on the same rate schedule as the designated meter.
- (7) With the governing authority's ~~[prior]~~ earlier approval, a public utility may charge the interconnection customer requesting to aggregate meters a reasonable fee to cover the administrative costs of this provision.

R746-312-16. Public Utility Maps, Records, and Reports.

- (1) Each public utility shall maintain current records of interconnection customer generating facilities showing size, location, generator type, and date of interconnection authorization.
- (2) By July 1 of each year, ~~[the]~~ each public utility whose governing authority is the commission shall submit to the commission an annual report with the following summary information for the previous calendar year:
- (a) the total number of generating facilities approved and their associated attributes including resource type, generating capacity, and zip code of the generating facility location;
 - (b) the total rated generating capacity of generating facilities by resource type;
 - (c) for net metering interconnections, the total net excess generation kilowatt-hours received from interconnection customers by month; and
 - (d) for net metering interconnections, the total amount of excess generation credits in kilowatt[-]-hours, and their associated dollar value that have expired at the end of each annualized billing period.

R746-312-17. Interconnection-related Agreements.

- (1) Contents of Standard Interconnection Agreement. ~~[All]~~ Each standard form interconnection agreement[s] shall, at ~~[a minimum]~~ least, contain the following:
- (a) a requirement that the generating facility must be inspected by a local building code official ~~[prior to]~~ before its operation in parallel with the public utility to ensure compliance with applicable local codes.
 - (b) provisions that permit the public utility to inspect the interconnection customer's generating facility and its component equipment, and the documents necessary to ensure compliance with ~~[this rule]~~ Section R746-312. The customer shall notify the public utility as required by this rule ~~[prior to]~~ before initially placing customer equipment and protective apparatus in service, and the public utility ~~[shall have the right to]~~ may have personnel present on the in-service date. If the generating system is subsequently modified ~~[in order]~~ to increase its gross power rating, the customer must notify the public utility by submitting a new application specifying the modifications in accordance with the level of review required for the application.
 - (c) a provision that the customer is responsible for protecting the generating equipment, inverters, protective devices, and other system components from damage from the normal and abnormal conditions and operations that occur on the public utility system in delivering and restoring power; and is responsible for ensuring that the generating facility equipment is inspected, maintained, and tested in accordance with the manufacturer's instructions to ensure that it is operating correctly and safely.
 - (d) a provision that the customer shall hold harmless and indemnify the public utility for ~~[all]~~ each loss to third parties resulting from the operation of the generating facility, except when the loss occurs due to the negligent actions of the public utility; and a provision that the public utility shall hold harmless and indemnify the customer for ~~[all]~~ each loss to third parties resulting from the operation of the public utility's system, except when the loss occurs due to the negligent actions of the customer.
 - (e) Insurance:
 - (i) If an interconnection customer whose generating facility is no greater than two megawatts in size complies with the provisions of the interconnection request approval, interconnection agreement, and standards identified in Section 54-15-106, a public utility may not require that interconnection customer to ~~[purchase]~~ buy additional liability insurance.

(ii) ~~all~~ Other interconnection customers are required to ~~obtain~~ buy prudent amounts of general liability insurance in an amount sufficient to protect other parties from any loss, cost, claim, injury, liability, or expense, including reasonable attorney fees, relating to or arising from any act or omission in its performance of ~~the provisions of the~~ this rule or the interconnection agreement. Neither party may seek redress from the other party in an amount greater than the amount of direct damage actually incurred. An interconnection customer of sufficient credit-worthiness may propose to self-insure for ~~such~~ these liabilities and ~~such~~ the proposal shall not be unreasonably rejected.

(f) identification of any fees or charges approved pursuant to this rule or applicable law.

KEY: interconnection, generating equipment, renewable energy facilities, public utilities

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