

PSC NO: 220 ELECTRICITY  
NIAGARA MOHAWK POWER CORPORATION  
INITIAL EFFECTIVE DATE: APRIL 27, 2009

LEAF: 76  
REVISION: 0  
SUPERSEDING REVISION:

#### GENERAL INFORMATION

8. RESALE, REMETERING OR SUBMETERING: (Continued)

8.4 Non-residential customers receiving service as of November 11, 1953 that were permitted to continue the submetering of tenants by a prior Public Service Commission Order are not required to obtain a new approval from the Public Service Commission for submetering.

8.5 Pursuant to the Public Service Commission's Order issued May 21, 1980, the Company will supply electric service for resale or submetering for other than residential purposes under the appropriate service classification that would be applicable if the electric service were not being resold.

Applicants or customers desiring to install submetering in commercial or non-residential situations must submit a proposal to the Public Service Commission for approval. The Company will permit such submetering after receiving authorization, in writing, from the Public Service Commission.

8.6 Pursuant to the Public Service Commission's Order Modifying Opinion No. 76-17 and Establishing Criteria for Classifying Senior Living Facilities in Case No. 99-E-1797, issued and effective March 28, 2000, new senior living facilities that have not yet had metering equipment installed as of April 27, 2000, may be exempt from the requirement for individual metering of living units within the facility and may select master metering of the facility as an alternative, upon the approval of the Company.

A senior living facility shall mean a facility established to provide comprehensive, cohesive, assisted living arrangements for the elderly.

The criteria for classifying senior living facilities as established by the Public Service Commission are: (1) the senior living facility shall provide services that distinguish it from a typical apartment complex and its design will be energy efficient, resulting in electricity usage that does not vary significantly among residential units; (2) the facility shall continue to offer senior living services in the future; and (3) the facility shall promote economic development. A senior living facility must meet all three criteria stated above to be eligible for the exemption from the individual metering requirement.

If a senior living facility as defined in this Rule 8.6 is qualified by the Company for master metering, and thereafter elects to convert the facility to a different use and no longer meets the criteria stated above, the customer shall petition the Company for approval of an appropriate means of receiving electric service.

Issued by Thomas B. King, President, Syracuse, NY