

EASTERN ILLINI ELECTRIC COOPERATIVE

REGULATION NO. 20

SUBJECT: Underground Electric Service Facilities

REGULATION:

The Cooperative will install, own and maintain underground electric facilities under the following terms and conditions:

1. Subdivisions - Residential
 - a. The Cooperative will install up to 300 feet of underground primary and secondary facilities per lot in newly platted and recorded subdivisions of ten contiguous lots or more without any excess facilities charges.
 - b. The developer shall be required to pay a refundable deposit (See Regulation No. 21, Rates and Fees) to the Cooperative prior to beginning construction of underground facilities.

Refund of the deposit associated with each lot will be made when a home is constructed, permanently occupied and using electricity. Any balance of the deposit remaining after five years from the date of the contract with the developer will be retained by the Cooperative as a construction contribution.

No interest shall be paid on deposits during the time they are held by the Cooperative.

Additional contiguous lots to an existing subdivision may be handled on a lot-by-lot basis for deposit purposes.

- c. If the subdivision requirement for underground primary and secondary is greater than 300 feet per lot, an additional nonrefundable contribution for construction will be required for each additional foot. (See Regulation No. 21).
 - d. Underground service connections shall be billed on a footage basis. However, such charge shall be subject to a minimum charge which shall, from time-to-time, be fixed by the Board of Directors. (See Regulation No. 21).
 - e. Underground primary and secondary facilities installed to serve fewer than ten contiguous lots or in platted and recorded subdivisions of fewer than

ten contiguous lots shall be billed on a cost differential basis when compared to overhead. (See Regulation No. 21).

- f. Deposits may be waived by the President/CEO based upon an evaluation of the following criteria:
- (1) Developer's Business Plan;
 - (2) Financial condition of developer;
 - (3) Capital availability for the project;
 - (4) History of developer;
 - (5) Location of subdivision;
 - (6) Zoning;
 - (7) Insurance;
 - (8) Environmental impact information; and
 - (9) Other criteria that the President/CEO deems appropriate.

2. Individual Residences and/or Farms (Random Construction)

- a. For new services to individual residences and/or farms (random construction), underground primary and secondary facilities shall be billed on a cost differential basis when compared to overhead service. (See Regulation No. 21).
- b. Underground service connections shall be billed on a footage basis. Such charge, however, shall be subject to a minimum charge which shall, from time-to-time, be determined by the Board of Directors. (See Regulation No. 21).
- c. For member/owners receiving overhead service who desire underground service, primary and secondary facilities shall be billed on a cost differential basis when compared to overhead service. Service facilities shall be billed on a footage basis. In addition, such member/owners shall be required to pay in advance an amount equal to the loss due to retirement of existing overhead facilities as determined by the Cooperative's plant retirement accounting procedures, less credit for estimated depreciation on the facilities removed, such credit to be computed at a rate of three percent per year times the number of years the facilities were in service. Charges

for primary, secondary and service facilities shall be subject to a minimum charge which shall, from time to time, be determined by the Board of Directors. (See Regulation No. 21).

3. Mobile Home Parks

- a. It shall be a policy of the Cooperative that, except for mobile home parks that were being served through a single metering point prior to the adoption of this policy, all mobile homes shall be served, metered, and billed on an individual basis.
- b. The Cooperative will install underground primary, secondary, and service connections in mobile home parks on the same terms and conditions set forth under Section 1 and 2 above, except that underground service connections furnished by the Cooperative will terminate at the metering point and the mobile home park owner or mobile home occupant will be responsible for the service from the metering point to the mobile home.

4. Commercial Underground Service

Requests for underground service to commercial establishments will be treated on an individual basis due to such variable factors as the nature of the electrical load to be served, length of underground extension required to serve a given load, and other related factors having a bearing on the Cooperative's cost of providing the underground service.

5. Abnormal Trenching Conditions

Normal trenching shall mean open earth trenching and does not include trenching through areas with applied surface coating, rocks, obstructions, or boring under such areas. An additional charge for trenching other than normal open-earth trenching shall be made, based on the Cooperative's current cost of materials, labor and equipment. (See Regulation No. 21)

6. Underground System Design

The plans, specifications and layout of all underground distribution systems shall be subject to approval of the Cooperative and shall assure its member/owners of the highest quality electric service that can be rendered by such systems.

7. Locating Member/Owner's Underground Wire and Fault Locating

- a. There will be no charge for locating the member/owner's underground wires provided the work is done during regular working hours when time permits. A member/owner who insists on a special trip shall be billed a

trip fee, as specified in Regulation No. 21, depending upon whether the trip is made during regular working hours or during overtime periods.

- b. When locating a fault or short in a member/owner's underground wires, labor in excess of 30 minutes will be billed to the member/owner plus any material used.
- c. The member/owner is responsible for identifying, by marking, the location of all buried improvements, including, but not limited to, tile, waterlines, gas lines, and all other underground installations, in a manner satisfactory to Cooperative. To the extent such underground facilities are not properly identified, the member/owner will hold Cooperative harmless from all claims and demands arising from Cooperative caused damage to underground facilities and resultant damages arising from the installation, maintenance, repair or replacement of EIEC Facilities by the Cooperative.

8. Underground Agreement

The Cooperative shall require the member/owner to complete an Underground Service Release Agreement and Contribution for Installing Underground prior to scheduling the underground installation.

Adopted: 9/1/87
Amended: 6/24/97
Amended: 9/29/09