









NC State Constitution

Art. I, Sec. 34. Perpetuities and monopolies.

Perpetuities and monopolies are contrary to the genius of a free state and shall not be allowed.

Art. I, Sec. 32. Exclusive emoluments.

No person or set of persons is entitled to exclusive or separate emoluments or privileges from the community **but in consideration of public services.**

Regulatory Compact

A compact is an agreement or contract.

The “regulatory compact” basically says, “In exchange for an exclusive territory/a monopoly, an electric utility has a ‘must-serve’ obligation in its territory and its rates are regulated.”

Beyond basics though, what are the terms of this agreement or contract?

Terms of the Compact

The terms of NC's regulatory compact are set out in

- Chapter 62 of the NC General Statutes (General Assembly);
- Rules (NC Utilities Commission);
- Orders (NC Utilities Commission, NC and federal courts); and, of course,
- Federal law, rules and orders that cover NC utilities (Congress, FERC)

Chapter 62

<http://www.ncga.state.nc.us/gascripts/Statutes/StatutesTOC.pl?Chapter=0062>

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Public Utilities Act

Chapter 62

Public Utilities

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Division to audit motor carriers for compliance, see § 20-379.
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<http://www.ncuc.commerce.state.nc.us/ncrules/rulstoc.htm>

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