

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF JACKSON ENERGY)	
COOPERATIVE CORPORATION)	
FOR AN ORDER APPROVING KY)	CASE NO.
ENERGY RETROFIT RIDER)	2013-00398
PERMANENT TARIFF)	

ORDER

On November 12, 2013, Jackson Energy Cooperative Corporation (“Jackson Energy”) filed an application to establish a permanent on-bill financing program and requesting that Case No. 2010-00089¹ and the periodic reports submitted semi-annually pursuant to that case be incorporated by reference into this proceeding. In addition, Jackson Energy requests “that the Commission issue an Order as soon as possible approving the continuance of the current pilot program until a Final Order is granted in this case. . . .”² In Case No. 2010-00089, Big Sandy Rural Electric Cooperative Corporation (“Big Sandy”), Fleming-Mason Energy Cooperative, Inc. (“Fleming-Mason”), Grayson Rural Electric Cooperative Corporation (“Grayson”), and Jackson Energy partnered with the Mountain Association for Community Economic Development

¹ Case No. 2010-00089, Joint Application of Big Sandy Rural Electric Cooperative Corporation, Fleming Mason Energy Cooperative, Inc., Grayson Rural Electric Cooperative Corporation, and Jackson Energy Cooperative for an Order Approving an On-Bill Financing Pilot Program Titled the “KY Energy Retrofit Rider” (Ky. PSC Dec. 16, 2010).

² Application, filed Nov. 12, 2013, p. 8.

("MACED")³ to operate and fund the pilot program, known as the KY Energy Retrofit Rider ("KER Rider"). The program was approved on a pilot basis for two years, and each of the four cooperatives filed a tariff to implement the pilot program.

On November 2, 2012, Big Sandy, Fleming-Mason, and Grayson, ("Joint Applicants") filed a joint application ("Joint Application") requesting Commission approval of a permanent on-bill financing program for each of their respective cooperatives and further requested a continuance of the existing pilot program that was approved in Case No. 2010-00089. The Joint Application was assigned Case No. 2012-00484.⁴ An Order was issued in Case No. 2012-00484 on November 19, 2012, that approved Joint Applicants' request for continuance of their respective pilot programs during the Commission's investigation of the matter. As Jackson Energy did not request an extension of its two-year pilot program that was approved in Case No. 2010-00089, its on-bill financing pilot program expired by operation of law on December 16, 2012.

Jackson Energy states that the program will be titled the "KY Energy Retrofit Rider" ("KER Rider") and that it will partner with MACED to operate the program.

KRS 278.180(1) requires that no change shall be made by any utility to any rate except upon 30 days' notice to the Commission, stating plainly the changes proposed to be made and the time when the changed rates will go into effect. Jackson Energy's

³ MACED is a non-profit corporation whose mission is to provide comprehensive community development support to Appalachian communities by enhancing employment and living conditions in the area. MACED's major programs consist of business development, sustainable forestry, energy efficiency, and public policy research and education.

⁴ Case No. 2012-00484, Joint Application of Big Sandy Rural Electric Cooperative Corp., Fleming-Mason Energy Cooperative, Inc., and Grayson Rural Electric Cooperative Corp. for an Order Approving KY Energy Retrofit Rider Permanent Tariff (Ky. PSC Aug. 26, 2013).

proposed tariff sheets have an effective date of December 13, 2013. Jackson Energy has not proposed new rates but has requested that its pilot program approved in Case No. 2010-00089 be approved as a permanent program. Also, Jackson Energy has requested that its "current pilot program" be continued until a Final Order is issued in this case.

Based on a review of Jackson Energy's proposed tariff, the Commission finds that an investigation of the proposed tariff is necessary to determine the reasonableness of its proposed program and that the investigation cannot be concluded by December 13, 2013. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed tariffs for one day, from December 13, 2013, until December 14, 2013, and allow it to then become effective subject to prospective change. The Commission further finds that Jackson Energy's request that Case No. 2010-00089 and the periodic reports that have been submitted semi-annually pursuant to that case be incorporated into the record of this case by reference should be approved. Additionally, as Jackson Energy did not request an extension of its two-year pilot program that was approved in Case No. 2010-00089, the Commission also finds that its on-bill financing pilot program expired by operation of law on December 16, 2012.

IT IS THEREFORE ORDERED that:

1. Jackson Energy's proposed tariff is suspended for one day, from December 13, 2013, until December 14, 2013, and shall then become effective subject to prospective change.

2. Jackson Energy's request that Case No. 2010-00089 and the periodic reports that have been submitted semi-annually pursuant to that case be incorporated into the record of this case by reference is approved.

By the Commission

ENTERED
NOV 27 2013
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



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