

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section One (1). *Definitions.*

(a) The term "corporation", when used in this act, includes private, quasi public and public corporations, an association, a joint stock association, or a business trust.

(b) The term "person", when used in this act, includes a natural person, a partnership, or two or more persons having a joint or common interest, and a corporation as hereinbefore defined.

(c) The term "utility" or "utilities", when used in this Act, shall mean and include persons and corporations (or their lessees) trustees or receivers that now or may hereafter own, control, operate or manage (one) any facility used or to be used for or in connection with the generation, production, transmission or distribution of electricity to or for the public for compensation for lights, heat, power or other uses; (two) any facility used or to be used for or in connection with the production, manufacture, storage, distribution, sale or furnishing to or for the public for compensation natural or manufactured gas, or a mixture of same, for light, heat, power or other uses; (three) any facility used or to be used for or in connection with the transporting or conveying of gas, crude oil or other fluid substance by pipe line to or for the public for compensation; (four) any facility used or to be used for or in connection with the diverting, developing, pumping, impounding, distributing or furnishing water to or for the public for compensation; (five) any facility used or to be used for or in connection with the transmission or conveyance over wire, in the air or otherwise, of any message either by telephone or telegraph for the public for compensation; (six) any

facility used or to be used for or in connection with the transportation of persons or property by street, suburban or interurban railways for the public for compensation: Provided, however, that for the purposes of this act the term "utility" or "utilities" shall not mean or include any city or town or water districts established in pursuance of Chapter one hundred thirty-nine (139), Acts one thousand nine hundred twenty-six (1926), and amendments thereto, owning, controlling, operating or managing any facility or facilities enumerated in this paragraph.

(d) The term "facility" or "facilities" when used in this Act, shall be construed in its broadest and most inclusive sense and shall include all property, real, personal, tangible and intangible, and all other means and instrumentalities in any manner, owned, operated, leased, licensed, or used, furnished or supplied for, by, or in connection with the business of any utility.

(e) The term "rate", when used in this Act, shall mean and include the plural number as well as the singular, and every individual or joint rate fare, toll, charge, rental or other compensation for service rendered or to be rendered by any utility, and every rule, regulation, practice, act, requirement or privilege in any way relating to such rate, fare, toll, charge or other compensation, and any schedule or tariff, or part of a schedule or tariff thereof.

(f) The term "service", when used in this Act, is used in its broadest and most inclusive sense, and includes every practice or requirement in any way relating to the service of any utility, including the voltage of electricity; the heat units, the pressure of gas; the purity, pressure and quantity of water, and in general the quality, quantity, and pressure of any commodity or product used or to be used for or in connection with the business of any utility.

(g) The term "commission", when used in this Act, shall refer to and mean the Public Service Commission of Kentucky, unless otherwise indicated.

(h) The term "commissioner", when used in this Act, shall mean one of the members of the commission.

Approved February 21, 1936.

CHAPTER 93.

AN ACT to amend and re-enact Section one of An Act providing for the renewal of franchises of public utilities in cities of the second, third, fourth, fifth and sixth classes, being Section one of Chapter one hundred thirty-seven (137) of the one thousand nine hundred twenty-six (1926) Acts of the General Assembly of Kentucky relating to Municipal Corporations, and being Section two thousand seven hundred forty-one m-one (2741m-1) of Carroll's Kentucky Statutes, one thousand nine hundred thirty (1930) Edition.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That Section one of An Act providing for the renewal of franchises of public utilities in cities of the second, third, fourth, fifth and sixth classes, being Section one of Chapter one hundred thirty-seven (137) of the one thousand nine hundred twenty-six (1926) Acts of the General Assembly of Kentucky relating to municipal corporations, and being Section two thousand seven hundred forty-one m-one (2741m-1) of Carroll's Kentucky Statutes, one thousand nine hundred thirty (1930) Edition, be, and the same hereby is, amended and re-enacted so that the same, when amended and re-enacted, shall read as follows:

Section One. Provision for Sale of New Franchise in Certain Cities.—That at least eighteen (18) months before the expiration of any franchise,