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VIA OVERNIGHT DELIVERY

October 23, 2018

Ms. Gwen R. Pinson
Executive Director
Kentucky Public Service Commission
211 Sower Blvd
Frankfort, KY 40602-0615

RECEIVED

OCT 24 2018

PUBLIC SERVICE
COMMISSION

**Re: Case No. 2018-00171
Notification to Natural Gas Customers of Changes to the Enforcement of Kentucky's
Underground Facility Damage Prevention Act**

Dear Ms. Pinson:

Duke Energy Kentucky, Inc. (Duke Energy Kentucky) pursuant to the Order of the Kentucky Public Service Commission (Commission) dated June 4, 2018 in the above captioned case, is filing its certification of compliance. I submit this letter as certification of the compliance with item 3 of the referenced Order. Attached is a copy of the bill insert that was distributed to both paper and electronic billing customers beginning in early July 2018 and continuing for a full billing cycle. This information was also posted to Duke Energy Kentucky's corporate website at www.duke-energy.com. We apologize for not providing this confirmation sooner.

Very truly yours,



Rocco O. D'Ascenzo

Enclosure

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PUBLIC SERVICE
COMMISSION

NOTICE TO CUSTOMERS

NEW PROVISIONS RELATED TO THE CALL-BEFORE-YOU-DIG REQUIREMENT

Because you receive natural gas service, you likely have underground natural gas lines at your place of residence or business. Damage to natural gas lines from excavation work can lead to explosion or fire and can cause property damage, serious injuries or death. Beginning July 14, 2018, the Kentucky Public Service Commission ("PSC") will begin investigating instances of excavation damage to underground natural gas pipelines to determine whether the pipeline was properly located prior to excavation. Under changes to the Underground Facility Damage Prevention Act of 1994 (the "Act"), which take effect on July 14, 2018 the PSC will have the authority to levy fines for failing to comply with the requirements of the Kentucky statute related to protection of underground utilities. Key requirements of the Act (KRS 367.4901 to KRS 367.4917) include:

- Excavators, including property owners working on their property, must call the 811 one-call center at least two working days prior to the start of excavation. IF YOU FAIL TO CALL 811 AND THEN DAMAGE A NATURAL GAS LINE, YOU WILL BE SUBJECT TO A PENALTY.
- The requirement to call 811 applies to all work on private property if it occurs within a utility easement or uses mechanized equipment.
- Natural gas operators must mark the facilities within two working days of receiving the request.
- Penalties for violating the statute are up to \$1,250 for the first violation, \$2,000 for a second violation, and \$4,000 for subsequent violations.

CALL 811 BEFORE YOU DIG AND MAKE SURE THAT ANYONE DOING EXCAVATION ON YOUR BEHALF CALLS 811 TWO WORKING DAYS BEFORE THEY START.