

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

DEMAND-SIDE MANAGEMENT FILING OF BIG)	
RIVERS ELECTRIC CORPORATION TO)	CASE NO.
IMPLEMENT A LOW-INCOME WEATHERIZATION)	2019-00193
SUPPORT PROGRAM)	

ORDER

In Case No. 2018-00236, the Commission approved Big Rivers Electric Corporation's (BREC) request to create a Low-Income Weatherization Support Program at an annual budget not to exceed \$250,000 subject to BREC filing a tariff setting forth the program details, including a list of weatherization initiatives, support for the proposed initiatives, guidelines, and any contracts and agreements.¹

On May 15, 2019, BREC filed new tariff pages to implement its Low-Income Weatherization Support Program. BREC proposed an effective date of June 15, 2019.

Having reviewed the proposed tariff, the Commission finds that further proceedings are necessary to determine its reasonableness, that these proceedings cannot be completed prior to the effective date of the proposed tariff, and that the proposed tariff should be suspended pursuant to KRS 278.190(2).

¹ Case No. 2018-00236, *Demand-Side Management Filing of Big Rivers Electric Corporation on Behalf of Itself, Jackson Purchase Energy Corporation, and Meade County R.E.C.C. and Request to Establish a Regulatory Liability*, (Ky. PSC Dec. 12, 2018)

IT IS THEREFORE ORDERED that:

1. This proceeding is established to investigate the reasonableness of the proposed Low-Income Weatherization Support Program.

2. BREC's proposed Low-Income Weatherization Support Program is suspended for five months from June 15, 2019, up to and including November 14, 2019.

3. BREC shall file responses to the information request set forth in Appendix A no later than June 25, 2019.

4. The procedural schedule set forth in Appendix B to this Order shall be followed.

5. a. Responses to requests for information shall be appropriately bound, tabbed, and indexed and shall include the name of the witness responsible for responding to the questions related to the information provided, with copies to all parties of record, and the original and ten copies to the Commission.

b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

e. Careful attention should be given to copied material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request.

f. Any party filing a paper containing personal information shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that the personal information cannot be read.

6. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding which is not adequately represented in the case, or (2) that the person requesting permissive intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Further, KRS 278.040(2) required that a person seeking intervention must have an interest in the rates or service of a utility, as those are the only matters that are subject to the Commission's jurisdiction. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts that the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of utility service consumed by the movant or a general statement regarding a potential impact of possible modification

of rates will not be deemed sufficient to establish a special interest. In addition, any motion to intervene filed after June 28, 2019, shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

7. BREC shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of the hearing shall include the following statement: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov." At the time publication is requested, BREC shall forward a duplicate of the notice and request to the Commission.

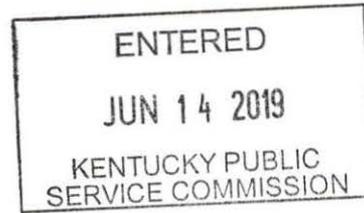
8. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

9. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

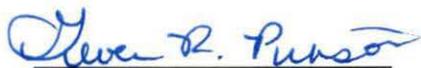
10. The Commission does not look favorably upon motions of continuance. Accordingly, motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

11. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

By the Commission



ATTEST:


Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2019-00193 DATED **JUN 14 2019**

1. Provide the name and address of each Community Action Agency (CAA) that will be participating with BREC in the Low-Income Weatherization Program.
2. For each of BREC's Member Cooperatives, provide a list of the counties in which it provides electric service and the name of the CAA that will be participating with BREC in the Low-Income Weatherization Program in each of these counties.
3. Provide a list of any areas served by a BREC Member Cooperative that will not be within the service area of a participating CAA.
4. Refer to BREC's proposed tariff, Original Sheet No. 23.06.
 - a. Explain in detail how BREC determined what items were appropriate to include in the list of examples of conditions eligible for inclusion in health and safety measures.
 - b. Explain in detail how BREC determined that the per-project maximum incentive for health and safety measures should be \$1,500 rather than a lower amount.
5. Provide copies of all contracts and agreements between BREC and each CAA, or between BREC and the Kentucky Housing Corporation, setting forth terms and conditions of participation in the Low-Income Weatherization Program.
6. Will any of the Low-Income Weatherization Program funds be retained by any entity as an administrative fee? If yes, provide the name of the entity that will retain any of the funds and the percentage of the funds to be retained.

APPENDIX B

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2019-00193 DATED **JUN 14 2019**

Requests for intervention shall be filed no later than	06/28/2019
Initial requests for information to BREC shall be filed no later than.....	07/05/2019
BREC shall file responses to initial requests for information no later than.....	07/19/2019
Supplemental requests for information to BREK shall be filed no later than	08/02/2019
BREC shall file responses to supplemental requests for information no later than	08/16/2019
Intervenor Testimony, if any, in verified prepared form shall be filed no later than.....	08/23/2019
All requests for information to Intervenors shall be filed no later than.....	08/30/2019
Intervenors shall file responses to requests for information no later than.....	09/09/2019
BREC shall file, in verified form, its rebuttal testimony no later than.....	09/16/2019
BREC or any Intervenor shall request either a hearing or that the case be submitted for decision based on the record no later than.....	09/23/2019

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