

807 KAR 5:001. Definitions for 807 KAR Chapter 5

Section 1. Definitions.

(1) "Affiliate" means an entity:

- (a) That is wholly owned by a utility;
- (b) In which a utility has a controlling interest;
- (c) That wholly owns a utility;
- (d) That has a controlling interest in a utility; or
- (e) That is under common control with the utility.

(2) "Case" means a matter coming formally before the commission.

(3) "Commission" is defined by KRS 278.010(15).

(4) "Corporation" is defined by KRS 278.010(1).

(5) "Controlling interest in" and "under common control with" mean a utility or other entity if the utility or entity:

- (a) Directly or indirectly has the power to direct, or to cause the direction of, the management or policies of another entity; and

(b) Exercises that power:

1. Alone or through one (1) or more intermediary companies;
2. In conjunction with, or pursuant to an agreement;
3. Through ownership of ten (10) percent or more of the voting securities;
4. Through common directors, officers, stockholders, voting or holding trusts, or associated companies;
5. By contract; or
6. Through direct or indirect means.

(6) "Electronic mail" means an electronic message that is sent to an electronic mail address and transmitted between two (2) or more telecommunication devices, computers, or electronic devices capable of receiving electronic messages.

(7) "Electronic mail address" means a destination, commonly expressed as a string of characters, to which electronic mail can be sent or delivered, and consists of a user name or mailbox and a reference to an Internet domain.

(8) "Electronic signature" is defined by KRS 369.102(8).

(9) "Executive director" means the person appointed to the position established in KRS 278.100 or a person that he or she has designated to perform a duty or duties assigned to that position.

(10) "Person" is defined by KRS 278.010(2).

(11) "Rate" is defined by KRS 278.010(12).

(12) "Signature" means a manual, facsimile, conformed, or electronic signature.

(13) "Staff" means commission staff.

(14) "Tariff" means the schedules of a utility's rates, charges, regulations, rules, tolls, terms, and conditions of service over which the commission has jurisdiction.

(15) "Utility" is defined by KRS 278.010(3).

(16) "Water association" means a non-profit corporation, association, or cooperative corporation having as its purpose the furnishing of a public water supply.

(17) "Water district" means a special district formed pursuant to KRS 65.810 and Chapter 74.

(18) "Website" means an identifiable site on the internet, including social media, which is accessible to the public.