



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
(502) 564-3940

July 10, 1998

Mr. John West
President/CEO
Henderson Union Electric Cooperative
6402 Old Corydon Road
P. O. Box 18
Henderson, Kentucky 42420-0018

Dear Mr. West:

This is in response to your letter of July 7, 1998 as it relates to your inquiry on requests to locate and repair underground electric facilities.

Administrative regulation 807 KAR 5:041 relates to the utility servicing and maintaining equipment used on customers' premises. There appears to be no other regulation or statute that would cover any operations of a utility which relate to the premises of a customer, i.e., beyond the meter.

Accordingly, it appears that if the activities proposed by your company occur before the meter it would be subject to being a tariffed item. However, it appears that if the activities engaged in by your company occur after the meter and do not fall under the terms and conditions of the above-referenced regulation then it would not be a tariffed item.

This represents the opinion of staff in this matter and if you have any questions you should contact Gerald Wuetcher at 502/564-3940, extension 259.

Sincerely,

A handwritten signature in black ink that reads "Helen C. Helton".

Helen C. Helton
Executive Director

807 KAR 5:041. Electric.

Section 8. Servicing Utilization Control Equipment.

(1) Utilities shall service and maintain any equipment they use on customer's premises and shall adjust thermostats, clocks, relays, or time switches, if such devices must be so adjusted to provide service in accordance with their rate provisions.

(2) Time switches used by the utility for controlling equipment such as water heaters and street lights shall be of such quality that the timing mechanism may be adjusted to be accurate within ten (10) minutes per month. Time switches used by the utility for controlling street lighting or display lighting shall be inspected or monitored at least once a month and, if in error, adjusted. Time switches shall also be adjusted upon complaint if found in error or when service interruptions cause them to be in error by onehalf (1/2) hour or more.

(3) Time switches and control devices used by the utility for controlling offpeak appliances shall be inspected or monitored periodically and adjusted if in error, and also adjusted upon complaint if found in error or whenever service interruptions result in error of two (2) hours or more or in supplying service to offpeak appliances during peak periods.