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COMMONWEALTH OF KENTUCKY
ENERGY REGULATORY COMMISSION
UTILITY REGULATORY COMMISSION

730 SCHENKEL LANE
 POST OFFICE BOX 615
 FRANKFORT, KENTUCKY 40602
 502-564-3940

August 7, 1980

Honorable Katherine Randall
 Assistant Attorney General
 Consumer Intervention Division
 209 St. Clair Street
 Frankfort, Kentucky 40601

Re: Administrative Case No. 230
 Electric Consumer Information

Dear Ms. Randall:

Section 113(b)(3) of the Public Utility Regulatory Policies Act of 1978 requires electric utilities to provide certain information to consumers. Pursuant to this mandate, the Commission has adopted the enclosed regulation designated 807 KAR 50:067.

The regulation includes requirements that electric utilities furnish information concerning rate schedules, changes in rate schedules, and energy consumption. The proposed regulation was published in Volume 7, Number 1, of the Administrative Register dated August 1, 1980.

A public hearing with respect to this matter is scheduled September 4, 1980 at 1:00 p.m., Eastern Daylight Time, in the Hearing Room of the Energy Regulatory Commission at its offices located at 730 Schenkel Lane, Frankfort, Kentucky.

Very truly yours,

ENERGY REGULATORY COMMISSION

Richard D. Heman, Jr.
 Secretary

RDH/jc

Enclosure

ENERGY REGULATORY COMMISSION

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730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
502-564-3940

August 7, 1980

Ms. Pat Stewart
Kentucky Association of Community
Action Agencies
212 Washington Street
Frankfort, Kentucky 40601

Re: Administrative Case No. 230
Electric Consumer Information

Dear Ms. Stewart:

Section 113(b)(3) of the Public Utility Regulatory Policies Act of 1978 requires electric utilities to provide certain information to consumers. Pursuant to this mandate, the Commission has adopted the enclosed regulation designated 807 KAR 50:067.

The regulation includes requirements that electric utilities furnish information concerning rate schedules, changes in rate schedules, and energy consumption. The proposed regulation was published in Volume 7, Number 1, of the Administrative Register dated August 1, 1980.

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Very truly yours,

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Richard D. Heman, Jr.
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730 SCHENKEL LANE
 POST OFFICE BOX 616
 FRANKFORT, KENTUCKY 40602
 502-564-3940

August 7, 1980

Honorable Rich Born
 Attorney at Law
 Appalachian Research and Defense
 Fund of Kentucky, Inc.
 P. O. Box 152
 Prestonsburg, Kentucky 41653

Re: Administrative Case No. 230
 Electric Consumer Information

Dear Mr. Born:

Section 113(b)(3) of the Public Utility Regulatory Policies Act of 1978 requires electric utilities to provide certain information to consumers. Pursuant to this mandate, the Commission has adopted the enclosed regulation designated 807 KAR 50:067.

The regulation includes requirements that electric utilities furnish information concerning rate schedules, changes in rate schedules, and energy consumption. The proposed regulation was published in Volume 7, Number 1, of the Administrative Register dated August 1, 1980.

A public hearing with respect to this matter is scheduled September 4, 1980 at 1:00 p.m., Eastern Daylight Time, in the Hearing Room of the Energy Regulatory Commission at its offices located at 730 Schenkel Lane, Frankfort, Kentucky.

Very truly yours,

ENERGY REGULATORY COMMISSION

Richard D. Heman, Jr.
 Secretary

RDH/jc

Enclosure

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ENERGY REGULATORY COMMISSION
UTILITY REGULATORY COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KENTUCKY 40602
502-564-3940

August 7, 1980

Honorable Anthony G. Martin
Attorney at Law
Office of Kentucky Legal Services
Programs, Inc.
800 Lexington Building
201 West Short Street
Lexington, Kentucky 40507

Re: Administrative Case No. 230
Electric Consumer Information

Dear Mr. Martin:

Section 113(b)(3) of the Public Utility Regulatory Policies Act of 1978 requires electric utilities to provide certain information to consumers. Pursuant to this mandate, the Commission has adopted the enclosed regulation designated 807 KAR 50:067.

The regulation includes requirements that electric utilities furnish information concerning rate schedules, changes in rate schedules, and energy consumption. The proposed regulation was published in Volume 7, Number 1, of the Administrative Register dated August 1, 1980.

A public hearing with respect to this matter is scheduled September 4, 1980 at 1:00 p.m., Eastern Daylight Time, in the Hearing Room of the Energy Regulatory Commission at its offices located at 730 Schenkel Lane, Frankfort, Kentucky.

Very truly yours,

ENERGY REGULATORY COMMISSION

Richard D. Heman, Jr.
Secretary

RDH/jc

Enclosure

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730 SCHENKEL LANE
 POST OFFICE BOX 615
 FRANKFORT, KENTUCKY 40602
 502-564-3940

August 7, 1980

Mr. Richard E. Akers, Administrator
 Jefferson County Consumer Protection
 208 South Fifth Street - Room 401
 Louisville, Kentucky 40202

Re: Administrative Case No. 230
 Electric Consumer Information

Dear Mr. Akers:

Section 113(b)(3) of the Public Utility Regulatory Policies Act of 1978 requires electric utilities to provide certain information to consumers. Pursuant to this mandate, the Commission has adopted the enclosed regulation designated 807 KAR 50:067.

The regulation includes requirements that electric utilities furnish information concerning rate schedules, changes in rate schedules, and energy consumption. The proposed regulation was published in Volume 7, Number 1, of the Administrative Register dated August 1, 1980.

A public hearing with respect to this matter is scheduled September 4, 1980 at 1:00 p.m., Eastern Daylight Time, in the Hearing Room of the Energy Regulatory Commission at its offices located at 730 Schenkel Lane, Frankfort, Kentucky.

Very truly yours,

ENERGY REGULATORY COMMISSION

Richard D. Heman, Jr.
 Secretary

RDH/jc

Enclosure

Proposed Regulations

DEPARTMENT OF TRANSPORTATION Bureau of Vehicle Regulation

601 KAR 9:071. Records of fuel tax licenses.

RELATES TO: KRS 138.680, Chapter 138
PURSUANT TO: KRS 13.082, 138.725(1)
NECESSITY AND FUNCTION: KRS 138.680 requires all fuel use tax licensees to keep and maintain complete records on all motor vehicles, by type, operating on Kentucky highways, the weight and number of axles, mileage records and records of all purchases, use and other dispositions of gasoline and special fuels. Such records are furthermore required to be kept for a minimum of two (2) years. Experience from previous audits reveals that this is not being done adequately and this regulation is for the purpose of establishing a presumption (if adequate records are not maintained), that all power units will average not more than four (4) miles for each gallon of fuel purchased and consumed.

Section 1. In accordance with KRS 138.680, every fuel tax licensee shall keep and maintain records sufficient to calculate the miles per gallon averaged by the fleet of motor vehicles used by such licensee on Kentucky highways.

Section 2. In the event that sufficient records do not exist, or that adequate records have not been maintained in accordance with KRS 138.680, it is hereby presumed that the licensee's entire fleet averages not more than four (4) miles per gallon of fuel purchased and consumed.

Section 3. Nothing herein shall permit any licensee to fail to keep such adequate records as are required by KRS 138.680. If the records of a licensee should indicate that its fleet is averaging less than four (4) miles per gallon of fuel, the lesser average shall be the one used for purposes of audit and taxation.

Section 4. Sufficient records must be maintained on a continuing basis for such mile per gallon average. If the records should not be sufficient, or if a calculation cannot be determined from an audit of the records maintained by such licensee, the mile per gallon of fuel average shall not be allowed in excess of four (4) miles per gallon. In the absence of such required records, the Motor Fuel Use Tax Section of the Division of Motor Carriers shall compute the miles and fuel used computing four (4) miles per gallon as the fleet average on Kentucky highways.

JAMES F. RUNKE, Acting Commission
ADOPTED: July 11, 1980
APPROVED: FRANK R. METTS, Secretary
RECEIVED BY LRC: July 14, 1980 at 1:30 p.m.
SUBMIT COMMENT OR REQUEST FOR HEARING
TO: Director, Division of Motor Carriers, 308 State Office Building, Frankfort, Kentucky 40622.

PUBLIC PROTECTION AND REGULATION CABINET Energy Regulatory Commission

807 KAR 50:067. Electric consumer information.

RELATES TO: KRS Chapter 278
PURSUANT TO: KRS 13.082, 278.040, 278.280(2)
NECESSITY AND FUNCTION: KRS 278.280(2) provides that the Commission shall prescribe rules for the performance of any service or the furnishing of any commodity by any utility. This regulation requires electric utilities to provide certain information to their consumers pursuant to the federal standard established by Section 113(b)(3) of the Public Utility Regulatory Policies Act of 1978.

Section 1. General. The purpose of this regulation is to require electric utilities to provide their consumers with information concerning rate schedules, changes in rate schedules and their energy consumption.

Section 2. Definitions. For purposes of this regulation: (1) "Consumption" means the total electric energy used by a customer, expressed in kilo-watt hours (KWH).

(2) "Standard usage" means an amount of electric energy consumption for a given period that ~~excludes usage for space heating or cooling~~. This is to be determined as the usage during a month when the space heating or cooling is minimum. The month or comparable time period used to determine the standard usage shall be the month from the previous year containing the lowest number of degree days.

(3) "Mean daily temperature" means the average of hourly temperature readings taken within a twenty-four (24) hour period.

(4) "Temperature norm" for measuring electric consumption means sixty-five degrees Fahrenheit (65°F).

(5) "Degree day" means the unit representing each degree Fahrenheit (F) difference between the mean daily temperature and the temperature norm in one (1) day.

(6) "Adjusted consumption" means the electric energy consumption of a customer for heating and cooling expressed in kilowatt hours calculated by subtracting the standard usage from the total consumption.

(7) "Degree-day adjusted consumption" means the ratio of the adjusted consumption for a given billing period to the sum of the degree-days corresponding to the same billing period.

Section 3. Energy Consumption Information. Upon request, each electric utility shall furnish any consumer with a clear and concise statement of the actual consumption and degree-day adjusted consumption of electric energy by such consumer in their service region for each billing period during the prior year.

(1) In rendering the reporting information required in this regulation, the utility will make appropriate adjustments to reflect differences in the number of days metered for the respective billing periods.

(2) If a utility offers time-of-day rates, the information required to be furnished to a customer qualified to receive such rates must reflect that customer's peak and off-peak usage in a manner which will enable the customer to evaluate and utilize such rates.

(3) In special cases, where an electric utility cannot reasonably ascertain such consumption data, such utility may apply for and be permitted a deviation from this section.

Section 4 Rate Schedule Information. (1) Each electric utility shall transmit to each of its consumers a clear and concise explanation of both the current rate schedule and any proposed change in such rate schedule applicable to the consumer.

(a) The statement explaining the current rate schedule shall be mailed to each consumer within sixty (60) days after the date service to the consumer begins or ninety (90) days after this regulation becomes effective, whichever last occurs.

(b) When an electric utility proposes a change in a rate schedule, the statement explaining it shall be transmitted to each consumer to which the change applies within thirty (30) days after the utility applies for that change or within sixty (60) days in the case of an electric utility which uses a bi-monthly billing system.

(2) Each electric utility shall transmit annually to each of its consumers a clear and concise summary of the current rate schedules applicable to each of the classes of its consumers for which there is a separate rate and shall identify any class whose rate is not so summarized.

(a) Each utility shall annually inform each of its consumers of their right to receive the consumption information specified in Section 3.

(b) Information and notices to be furnished by the utilities under this regulation may be included with the regular bill.

PERRY R. WHITE, Chairman

ADOPTED: July 9, 1980

APPROVED: H. FOSTER PETTIT

RECEIVED BY LRC: July 11, 1980 at 1 p.m.

PUBLIC HEARING: A public hearing on this proposed regulation will be held on September 4, 1980 at 1 p.m., EDT, in the Hearing Room of the Energy Regulatory Commission at its offices located at 730 Schenkel Lane, Frankfort, Kentucky 40602.

PUBLIC PROTECTION AND REGULATION CABINET
Department of Housing, Buildings and Construction

815 KAR 45:035. Education incentive.

RELATES TO: KRS Chapter 95A

PURSUANT TO: KRS 95A.240

NECESSITY AND FUNCTION: KRS 95A.240(1) authorizes the Commission on Fire Protection Personnel Standards and Education to issue such regulations as are necessary to properly administer the Professional Firefighters Foundation Program Fund. This regulation establishes the procedures and criteria which shall be utilized to determine the eligibility of local governments and individual firefighters to share in the fund.

Section 1. Definitions. As employed in the Kentucky Professional Firefighters Program Fund administrative regulations, the following words and phrases have the following meanings:

(1) "Annual salary" means base pay for forty (40) hours and any required scheduled overtime.

(2) "Certified training" means firefighter training given by a certified inspector and approved and recorded by the commission.

(3) "Commission" means the Commission on Fire Protection Personnel Standards and Education established pursuant to KRS 95A.020.

(4) "Department" means the Department of Housing, Buildings and Construction.

(5) "Fiscal year" means the period July 1 through June 30 of each twelve month period.

(6) "Full-time firefighters" means individuals who work a minimum of 2,080 hours per year as a member of a fire department or fire protection district.

(7) "Fund" means Professional Firefighters Foundation Program Fund.

(8) "Incentive pay" means monies from the fund used to supplement compensation paid to full-time paid firefighters.

(9) "Local government" means any city or county, or any combination thereof, or urban county government of the Commonwealth.

(10) "Professional firefighter" means any sworn member of a paid municipal fire department organized under KRS Chapter 95 or a fire protection district organized under KRS Chapter 75, or a county fire department created pursuant to Chapter 67.

(11) "Scheduled overtime" means those working hours required beyond forty (40) hours a week in order to meet the requirements of KRS Chapter 95 concerning firefighters working hours.

(12) "Total annual compensation" means the base pay, including longevity, plus scheduled overtime.

Section 2. Eligibility. Each local government which meets the following requirements shall be eligible to participate and share in the distribution of funds when it has made application on forms prescribed by the commission and the commission has determined that the local government has met the eligibility criteria. Those criteria are:

(1) Employs one or more firefighters.

(2) Pays a minimum annual salary of \$8,000.

(3) Maintains as a minimum educational requirement, for anyone newly employed as a firefighter after August 1, 1980, high school graduation or its equivalent.

(4) Requires all firefighters to successfully complete within one (1) year of the date of employment a basic training course of a minimum of 200 hours at a school or by a method certified or recognized by the commission.

(5) Local units which have not previously participated in the fund shall require all firefighters who have been employed for at least one (1) year by the local unit on the date of initial participation to have completed a basic training course certified or recognized by the commission of at least 200 hours duration. All firefighters employed less than one (1) year prior to or hired after the date of initial participation shall complete the basic training within one (1) year of the date of employment as required for participating local units.

(6) Requires all firefighters to successfully complete in each calendar year an in-service training program appropriate to the firefighter's rank and responsibilities of at least 100 hours duration at a school or through a method certified or recognized by the commission.

(7) The commission shall review the qualifications of firefighters employed by local units after the effective date of this regulation, to determine the basic training, if any.