

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN EXAMINATION BY THE PUBLIC SERVICE)	
COMMISSION OF THE ENVIRONMENTAL)	
SURCHARGE MECHANISM OF LOUISVILLE)	CASE NO.
GAS AND ELECTRIC COMPANY FOR THE)	2013-00437
SIX-MONTH BILLING PERIOD ENDING)	
OCTOBER 31, 2013)	

ORDER

On December 23, 2013, the Commission initiated a six-month review of Louisville Gas and Electric Company's ("LG&E") environmental surcharge as billed to customers for the six-month period beginning May 1, 2013, through October 31, 2013.¹ Pursuant to KRS 278.183(3), the Commission must review, at six-month intervals, the past operations of a utility's environmental surcharge. Also, pursuant to KRS 278.183(1), the Commission shall, by temporary adjustment of the surcharge, disallow any surcharge amounts that are not just and reasonable and reconcile past surcharge collections with actual costs recoverable.

The December 23, 2013 Order also established a procedural schedule that provided for discovery, the filing of prepared testimony by LG&E, an informal conference, and intervenor testimony. LG&E filed prepared direct testimony and responded to requests for information put forth by Commission Staff. On February 13, 2014, an informal conference was held at the Commission's offices to discuss the

¹ LG&E's environmental surcharge is billed on a two-month lag. Thus, surcharge billings for May 2013 through October 2013 are based on costs incurred from March 2013 through August 2013.

issues in this case. On April 10, 2014, LG&E requested the Commission to take this case under submission for decision based on the evidentiary record and to issue an order by April 25, 2014. Since there are no intervenors in this case and a hearing is not necessary in the public interest, the Commission will adjudicate this case based on the evidence of record.

SURCHARGE ADJUSTMENT

The December 23, 2013 Order initiating this case indicated that, since over- or under-recoveries of allowable environmental compliance costs may have occurred during the period under review, the Commission would entertain proposals to adopt one adjustment factor to net all over- or under-recoveries. LG&E determined that it had a net over-recovery of environmental costs for the six-month billing period ending October 31, 2013 of \$1,309,850.² LG&E recommended that the Commission approve a decrease to the jurisdictional environmental surcharge revenue requirement of \$654,925 for two months, beginning in the second full billing month following the Commission's final Order in this proceeding.³ The decrease in the jurisdictional environmental surcharge revenue requirement would be achieved by decreasing LG&E's environmental cost recovery billing factor for the two months.

The Commission has reviewed and finds reasonable LG&E's calculation of a net over-recovery of \$1,309,850 for the six-month billing period covered in this proceeding. The Commission also finds reasonable LG&E's proposal to refund this over-recovery by decreasing the total jurisdictional environmental surcharge revenue requirement by \$654,925 for two months beginning in the second full billing month following the date of

² Direct Testimony of Robert M. Conroy, p.5.

³ *Id.* at 7.

this Order. LG&E stated that the actual average residential customer's usage for the 12 months ending November 30, 2013, is 987 kilowatt hours ("kWh") per month.⁴ LG&E calculates that for a residential customer using 987 kWh per month, the impact of its proposed decrease in environmental cost recovery billing factor would be a decrease of approximately \$0.75 per month for two months, using rates and adjustment clause factors in effect for the November 2013 billing month.⁵

RATE OF RETURN

LG&E provided the outstanding balances for its long-term debt, short-term debt, and common equity as of August 31, 2013, the last expense month of the review period.⁶ It also provided the blended interest rates for its long-term and short-term debt as of August 31, 2013.⁷ Using this information, along with the previously approved 10.25 percent return on equity,⁸ LG&E calculated a weighted average cost of capital, before income tax gross-up, of 7.24 percent for its 2009 and 2011 Environmental

⁴ LG&E's response to Commission Staff's First Request for Information ("Staff's First Request"), Item 6.

⁵ *Id.*

⁶ LG&E's response to Staff's First Request, Item 5.a.

⁷ *Id.* at Item 5.b.

⁸ Case No. 2012-00222, Application of Louisville Gas and Electric Company for an Adjustment of its Electric and Gas Rates, a Certificate of Public Convenience and Necessity, Approval of Ownership of Gas Service Lines and Risers, and a Gas Line Surcharge (Ky. PSC Dec. 20, 2012).

Compliance Plans ("Compliance Plans").⁹ LG&E also provided the overall rate of return on capital reflecting the tax gross-up approach approved in Case No. 2004-00426.¹⁰

The Commission has reviewed LG&E's calculation of the weighted average cost of capital and finds that its use of 7.24 percent is reasonable for the Compliance Plans and should be approved. The Commission has also reviewed LG&E's calculation of the tax gross-up factor and finds that it is consistent with the approach approved in Case No. 2004-00426. Therefore, the Commission finds that the weighted average cost of capital for LG&E's Compliance Plans of 7.24 percent and the income tax gross-up factor of 0.64, which produces an overall grossed-up return of 10.43 percent, should be used in all LG&E monthly environmental surcharge filings beginning in the second full billing month following the date of this Order.

IT IS THEREFORE ORDERED that:

1. The amounts billed to customers by LG&E through its environmental surcharge for the period from May 1, 2013, through October 31, 2013, are approved.
2. Beginning in the second full billing month following the date of this Order, LG&E shall decrease its jurisdictional environmental revenue requirement by \$654,925 for two months.
3. Beginning in the second full billing month following the date of this Order, LG&E shall use an overall rate of return on capital of 7.24 percent, a tax gross-up factor

⁹ LG&E's response to Staff's First Request, Item 5.c.

¹⁰ Case No. 2004-00426, The Application of Kentucky Utilities Company for a Certificate of Public Convenience and Necessity to Construct Flue Gas Desulfurization Systems and Approval of Its 2004 Compliance Plan and Recovery by Environmental Surcharge (Ky. PSC June 20, 2005); and LG&E's response to Staff's First Request, Item 5.c. In the response, LG&E determined that the income tax gross-up factor was 0.64, which would produce a tax grossed-up weighted average cost of capital of 10.43 percent.

of 0.64, a return on equity rate of 10.25 percent, and an overall grossed-up return of 10.43 percent in all future monthly environmental surcharge filings unless directed otherwise by the Commission.

By the Commission

ENTERED
JUL 11 2014
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



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