

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC EMERGENCY DOCKET RELATED) CASE NO.
TO THE NOVEL CORONAVIRUS COVID-19) 2020-00085

ORDER

On March 16, 2020, the Commission established this docket in response to a state of emergency brought on by the pandemic of the novel coronavirus, COVID-19. The Commission's Order entered on March 16, 2020 (March 16, 2020 Order), *inter alia*, directed utilities to temporarily cease disconnections for nonpayment, waive all late payment charges, and urged utilities to offer lenient payment plans for current unpaid balances.¹ The Commission made clear, however, that customers are not relieved of their obligation to pay for the services that they receive.² The March 16, 2020 Order also temporarily relieved utilities from several regulatory requirements, such as filing certain reports,³ including meter testing reports required under 807 KAR 5:006 Section 4(4).

It has come to the attention of the Commission, however, that over the years, several utilities have received deviation from the required various meter testing and reporting requirements and that the deviation granted from 807 KAR 5:006, Section 4(4), may not relieve those utilities from filing meter testing reports with the Commission. For

¹ March 16, 2020 Order at 3–5.

² *Id.* at 5.

³ *Id.* at 6–7.

example, Hardin County Water District No. 2 (Hardin District No. 2), received a deviation from the meter testing requirements found in 807 KAR 5:066, Section 16(1), and is required to file an annual report with the Commission detailing the results of Hardin District No. 2's sample meter testing plan.⁴ Dozens of other utilities have received some manner of deviation from meter testing or meter inspection requirements, found in 807 KAR 5:066, Section 16(1), 807 KAR 5:041, Section 15(3), or 807 KAR 5:022, Section 3(4), and in those cases, the Commission has often required annual reports filed with the Commission, in addition to those report required by 807 KAR 5:006, Section 4(4). The Commission finds that, for utilities that have received deviations from meter testing regulations and have reporting obligations to the Commission, those utilities' reporting and testing requirements should be suspended for this calendar year and until further Order of the Commission. The Commission, however, when it reinstates the various testing and reporting requirements, will expect that the utilities to meet or exceed the minimum requirements of the regulations.

IT IS THEREFORE ORDERED that:

1. Utilities, where applicable, are temporarily relieved from the annual reporting and testing required by meter testing and inspection deviation plans approved by the Commission.
2. The required reports shall not be filed with the Commission this calendar year and until further Order of the Commission.

⁴ Case No. 2016-00432, *Electronic Application of Hardin County Water District No. 2 for a Declaratory Order That Sample Testing Satisfies the Testing Requirements of 807 KAR 5:066, Section 16(1) or, In the Alternative, for an Order Granting a Deviation From 807 KAR 5:066, Section 16(1)* (Ky. PSC Mar. 22, 2018), final Order at 14.

3. The testing requirements discussed herein shall not resume until further Order of the Commission.

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By the Commission

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KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2020-00085

