

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF EAST)	
KENTUCKY POWER COOPERATIVE, INC. AND)	
ITS MEMBER DISTRIBUTION COOPERATIVES)	CASE NO.
FOR REVISIONS TO THE RESIDENTIAL)	2026-00163
ELECTRIC VEHICLE OFF-PEAK CHARGING)	
PROGRAM)	

ORDER

On May 29, 2026, East Kentucky Power Cooperative, Inc. (EKPC) filed revisions to its Residential Electric Vehicle Off-Peak Charging Program tariff and proposed to shift the program from a demand-side management program to a line-item promotional incentive. EKPC proposed an effective date of June 29, 2026.

EKPC is a generation and transmission cooperative that provides wholesale electric service to 16-member distribution cooperatives who, in turn, provide retail electric service to end-use customers. All distribution cooperatives have filed revisions to their tariffs mirroring EKPC's proposed revisions, with the exception of Big Sandy Rural Electric Cooperative Corporation (Big Sandy RECC).¹ The effective dates of the distribution cooperative tariffs ranged from June 29, 2026, to July 1, 2026. The 15 distribution cooperatives and their corresponding tariff filing numbers are as follows:

Blue Grass Energy Cooperative Corp.	(TFS2026-00251)
Clark Energy Cooperative, Inc.	(TFS2026-00238)
Cumberland Valley Electric, Inc.	(TFS2026-00241)
Farmers RECC	(TFS2026-00253)

¹ Big Sandy R.E.C.C. did not make a corresponding filing as it has yet to implement the Residential Electric Vehicle Off-Peak Charging Program.

Fleming-Mason Energy Cooperative, Inc.	(TFS2026-00237)
Grayson RECC	(TFS2026-00258)
Inter-County Energy Cooperative Corporation	(TFS2026-00260)
Jackson Energy Cooperative Corporation	(TFS2026-00245)
Licking Valley RECC	(TFS2026-00250)
Nolin RECC	(TFS2026-00256)
Owen Electric Cooperative, Inc.	(TFS2026-00259)
Salt River Electric Cooperative Corp.	(TFS2026-00243)
Shelby Energy Cooperative, Inc.	(TFS2026-00239)
South Kentucky RECC	(TFS2026-00255)
Taylor County RECC.	(TFS2026-00242)

LEGAL STANDARD

The Commission has exclusive jurisdiction over the rates and service of utilities and is charged with enforcing the provisions of KRS Chapter 278.² KRS 278.030(1)–(2) provides that a utility may collect fair, just and reasonable rates and that the service it provides must be adequate, efficient and reasonable. KRS 278.190 permits the Commission to investigate any schedule of new rates to determine its reasonableness.

DISCUSSION

Having reviewed the proposed revisions and being otherwise sufficiently advised, the Commission finds that an investigation is necessary to determine the reasonableness of the proposed tariff and that such investigation cannot be completed by June 29, 2026. Pursuant to KRS 278.190(2), the Commission will, therefore, suspend the effective date of EKPC’s and the fifteen distribution cooperatives’ proposed tariffs for five months, up to and including November 28, 2026.

The Commission directs EKPC to the Commission’s July 22, 2021, Order in Case No. 2020-00085³ in which the Commission mandated the use of electronic filing

² KRS 278.040.

³ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after

procedures listed in 807 KAR 5:001, Section 8. Consistent with the filing procedures set forth in Case No. 2020-00085, the Commission finds that electronic filing procedures should be used.

The Commission further finds that a procedural schedule should be established to review the reasonableness of the proposed tariff. The procedural schedule is attached as an Appendix to this Order.

Additionally, any hearing scheduled in this matter shall be held on the designated day or days and continued until called from the bench by the presiding officer. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing may be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing. Hearings are held in the Richard Raff Hearing Room at the offices of the Public Service Commission at 211 Sower Boulevard, Frankfort, Kentucky. Witnesses who sponsor schedules, testimony, or responses to requests for information are expected to participate in person at a hearing.

IT IS THEREFORE ORDERED that:

1. This proceeding is established to investigate the reasonableness of the proposed revisions to the Residential Electric Vehicle Off-Peak Charging Program.
2. EKPC and its distribution cooperatives' proposed tariffs are suspended for five months from June 29, 2026, up to and including November 28, 2026.

March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

3. EKPC shall, by counsel, enter an appearance in this proceeding within seven days of the date of service of this Order. The entry of appearance shall include the name, address, telephone number, fax number, and electronic mail address of counsel.

4. Any distribution cooperative that chooses to actively participate in this proceeding shall, by counsel, enter an appearance in this proceeding within seven days of the date of service of this Order. The entry of appearance shall include the name, address, telephone number, fax number, and electronic mail address of counsel.

5. Unless otherwise ordered by the Commission, the procedures set forth in 807 KAR 5:001, Section 8, related to service and electronic filing of papers shall be followed in this proceeding.

6. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of the date of service of this Order, EKPC shall file by electronic means a written statement that it waives any right to service of Commission Orders by United States mail and that it or its authorized agent possess the facilities to receive electronic submissions.

7. Unless a party granted leave to intervene states its objection to the use of electronic filing procedures in a motion for intervention, the party shall:

a. Be deemed to have consented to the use of electronic filing procedures and the service of all papers, including Orders of the Commission, by electronic means; and

b. Within seven days of the date of service of an order of the Commission granting intervention, file with the Commission a written statement that:

(1) It or its authorized agent possesses the facilities to receive electronic transmissions; and

(2) Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.

8. If a party objects to the use of electronic filing procedures and the Commission determines that good cause exists to excuse that party from the use of electronic filing procedures, service of documents on that party and by that party shall be made in accordance with 807 KAR 5:001, Section 4(8).

9. The procedural schedule set forth in the Appendix to this Order shall be followed.

10. EKPC and its distribution cooperatives shall respond to all requests for information propounded by Commission Staff, whether identified on the procedural schedule or otherwise, as provided in those requests.

11. As set forth in 807 KAR 5:001, Section 4(11)(a), a person requesting permissive intervention in a Commission proceeding is required to demonstrate either (1) a special interest in the proceeding, which is not adequately represented in the case, or (2) that the person requesting intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings. Therefore, any person requesting to intervene in a Commission proceeding must state with specificity the person's special interest that is not otherwise adequately represented, or the issues and facts the person will present that will assist the Commission in fully considering the matter. A mere recitation of the quantity of the utility service consumed by the movant or a general statement regarding the potential impact of possible modification of rates will not be deemed sufficient to establish a special interest.

12. Any motion to intervene after the date established in the procedural schedule shall also show good cause for being untimely. If the untimely motion is granted, the movant shall accept and abide by the existing procedural schedule.

13. EKPC and its distribution cooperatives shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:001, Section 9(2). In addition, the notice of the hearing shall include the following statements: "This hearing will be streamed live and may be viewed on the PSC website, psc.ky.gov" and "Public comments may be made at the beginning of the hearing. Those wishing to make oral public comments may do so by following the instructions listed on the PSC website, psc.ky.gov." At the time publication is requested, EKPC shall forward a duplicate of the notice and request to the Commission.

14. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

15. Any hearing scheduled in this matter shall be held on the designated day or days and continue until called from the bench by the presiding officer. Pursuant to 807 KAR 5:001, Section 2, if the hearing is not concluded on the designated day, the hearing shall be continued upon verbal announcement by the presiding officer. A verbal announcement made by the presiding officer shall be proper notice of the continued hearing.

16. Witnesses who sponsor schedules, testimony, or responses to requests for information shall participate in person at any hearing scheduled in this matter.

17. Pursuant to KRS 278.360 and 807 KAR 5:001, Section 9(9), a digital video recording shall be made of the hearing.

18. The Commission does not look favorably upon motions for continuance. Accordingly, motions for extensions of times with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

19. The Commission does not look favorably upon motions to substitute witnesses or excuse witnesses from testifying at Commission hearings. Accordingly, motions to substitute witnesses or excuse a witness from testifying at a Commission hearing or from testifying in person at a Commission hearing shall be made in writing at least 14 days prior to the hearing and will be granted only upon a showing of good cause.


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Entered on this 26th day of June, 2026.

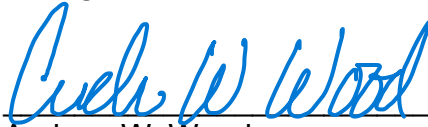
PUBLIC SERVICE COMMISSION



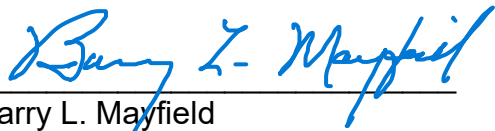
Angie Hatton
Chair



Mary Pat Regan
Vice Chair



Andrew W. Wood
Commissioner



Barry L. Mayfield
Commissioner

ATTEST:



Linda C. Bridwell, PE
Executive Director

APPENDIX

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 2026-00163 DATED JUN 26 2026

- Requests for intervention shall be filed no later than 07/13/2026
- Initial requests for information to EKPC
shall be filed no later than 07/20/2026
- EKPC shall file responses to
initial requests for information no later than..... 07/30/2026
- All supplemental requests for information to EKPC
shall be filed no later than 08/13/2026
- EKPC shall file responses to supplemental requests
for information no later than 08/24/2026
- Intervenor testimony, if any, in verified prepared
form shall be filed no later than.... 08/31/2026
- All requests for information to Intervenors shall
be filed no later than 09/14/2026
- Intervenors shall file responses to requests for
information no later than..... 09/24/2026
- EKPC shall file, in verified form, its rebuttal
testimony no later than 10/01/2026
- EKPC or any Intervenor shall request either a
hearing or that the case be submitted for decision
based on the record no later than 10/08/2026

Service List for 2026-00163

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