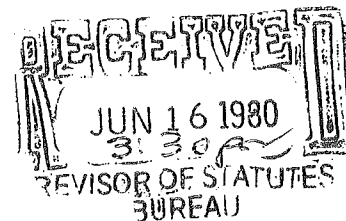


PSC 134

1-AC-31

CERTIFICATION

STATE OF WISCONSIN)
)
PUBLIC SERVICE COMMISSION) SS.



TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Lewis T. Mittness, Executive Secretary of the Public Service Commission of Wisconsin, and custodian of the official records of said commission, do hereby certify that the annexed order creating Wis. Adm. Code section PSC 134.062(2)(g) was duly approved and adopted by this commission on June 12, 1980.

I further certify that said copy has been compared by me with the original on file in this commission and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the commission at the Hill Farms State Office Building, in the City of Madison this 12th day of June 1980.

Lewis T. Mittness
Executive Secretary
PUBLIC SERVICE COMMISSION OF WISCONSIN

DATE MAILED
JUN 13 1980

BEFORE THE
PUBLIC SERVICE COMMISSION OF WISCONSIN

In the Matter of the Investigation of the)
Commission Relative to Disconnection and)
Refusal of Natural Gas Service for Non-) 1-AC-31
Compliance with Wisconsin Statutes,)
Commission Rules or Commission Orders)

ORDER ADOPTING RULES

Relating to rules concerning disconnection of utility service for failure to comply with state statutes, commission rule, or commission order pertaining to conservation or availability of service.

Public Service Commission Analysis

Between November 6, 1979 and December 20, 1979 the commission issued orders in dockets 3020-GP-1, 3270-GP-1, 4220-GP-1, 5820-GP-1, 6640-GP-1, 6650-GP-1, 6670-GP-1, 6680-GP-1, 6690-GP-1 and 6710-GP-1 for each Class A gas utility. These orders directed the utilities to place into effect conservation standards for existing structures converting to natural gas spaceheating service. The standards established were for potential customers who desire to convert existing buildings to the use of natural gas for spaceheating, and required the customers to meet certain energy conservation requirements as a condition of receiving service. In accordance with the orders, each utility is to provide the owner of an existing structure converting to natural gas spaceheating service with

a complete energy audit. A prescriptive list of energy conservation standards for residential customers was developed by the commission; a separate requirement for commercial and industrial customers was developed similar to the standard previously set forth in Chapter IND 51 of the Wisconsin Administrative Code.

In connection with the issuance of these orders and their subsequent enforcement, it has been brought to the attention of the commission that utility customers who connect spaceheating equipment in violation of any particular commission orders may not be disconnected from natural gas service under the current provisions of the Wisconsin Administrative Code. For example, a natural gas customer who uses natural gas for cooking and water heating would be able to convert his spaceheating requirements to natural gas service without complying with the conservation standards contained in the recent commission orders. Once the utility has discovered that a conversion to natural gas spaceheating service has been made without compliance with the standards, the utility may not disconnect service to that customer under current rules, even though the conversion may violate the commission's order. The commission's rules regarding disconnections are limitations on the utilities' disconnect powers for the protection of the consumer. Commission orders requiring conservation programs or establishing priority-of-service programs are aimed at providing continuing reasonably

adequate service to all customers in the face of long-term decreases in supply. Therefore, the commission finds that a modification of the disconnection rule is necessary to enable utilities to enforce commission orders or Wisconsin Statutes relating to conservation and the availability of service.

Pursuant to Chapter 196 and ss. 196.03, 196.37, 196.395, and 227.014, Wis. Stats., the Public Service Commission adopts s. PSC 134.062(2) (g) to read as follows:

- (g) Failure to comply with Wisconsin Statute, commission rule, or commission order pertaining to conservation or availability of service.

The rule contained in this order shall take effect on publication in the Wisconsin Administrative register pursuant to sec. 227.026, Wis. Stats.

Order

THE COMMISSION THEREFORE ORDERS:

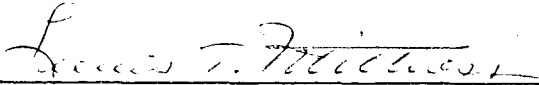
That s. PSC 134.062(2)(g), Wis. Adm. Code, be adopted to read as follows:

- (g) Failure to comply with Wisconsin Statute, commission rule, or commission order pertaining to conservation or availability of service.

Dated at Madison, Wisconsin,

JUN 12 1980

By the Commission.


Executive Secretary