



State of Wisconsin \ OFFICE OF EMERGENCY ENERGY ASSISTANCE

Filed June 14, 1974

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OEEA 1

STANLEY YORK, DIRECTOR

P. O. BOX 5368

MADISON, WISCONSIN 53705

4510 Keokuk Street
4802-SHEBOGAN AVENUE, ROOM 09A

MADISON, WISCONSIN 53705

608/266-8234

800/362-8043

TO: The Secretary of State
The Revisor of Statutes ✓

FROM: Stanley York, Director GY

DATE: June 14, 1974

Attached please find the certification of the adoption of an administrative rule and copies of the rule itself. For your information, I have also attached a copy of a press release and the forms we propose to use in implementing the rule. Neither the press release nor the forms are a part of the rule.

cc: Governor Patrick J. Lucey

CERTIFICATE

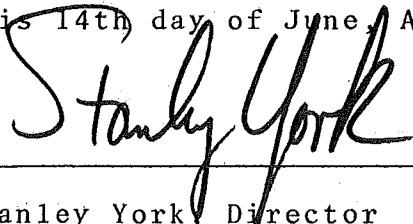
STATE OF WISCONSIN

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Stanley York, Director of the Office of Emergency Energy Assistance and custodian of the official records of said Office, do hereby certify that the annexed rules and regulations relating to reports required, were duly approved and adopted by this Office on Friday, June 14, 1974.

I further certify that said copy has been compared by me with the original on file in this office 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 at the Office of Emergency Energy Assistance in the city of Madison this 14th day of June, A.D. 1974.

A handwritten signature in cursive script that reads "Stanley York". The signature is written in black ink and is positioned above a horizontal line.

Stanley York, Director
Office of Emergency Energy Assistance



State of Wisconsin \ OFFICE OF EMERGENCY ENERGY ASSISTANCE

May 15, 1974

STANLEY YORK, DIRECTOR
P. O. BOX 5368
MADISON, WISCONSIN 53705

4802 SHEBOYGAN AVENUE, ROOM 99A
MADISON, WISCONSIN 53702

608/266-8234
800/362-8043

PROPOSED

ORDER OF THE OFFICE OF EMERGENCY ENERGY ASSISTANCE ADOPTING REVISED RULES

Pursuant to the authority vested in the Office of Emergency Energy Assistance by Chapter 157 of the Laws of 1973, the Office of Emergency Energy Assistance hereby adopts rules as follows:

OEEA 1.01 Definitions

- (1) "Petroleum fuel" means any petroleum derivative (except natural gas) useable as a fuel and includes fuels classifiable as middle distillate fuels, such as kerosene, jet fuel, home heating oil, range and stove oil, diesel fuel and gas oil, and such other fuels as motor or aviation gasoline or aviation turbine fuel, liquid petroleum gas, propane, butane, or propane-butane mixes, residual fuel oils, and all other refined petroleum products.
- (2) "Wholesale customer or purchaser" means any person, partnership, corporation, cooperative, business, common-law trust, unincorporated association, joint adventurers, or governmental unit or agency purchasing petroleum fuels in lots of 5,000 gallons or more or purchasing coal in lots of 2 tons or more for such wholesale customer or purchaser's own use or in any amount for resale. A wholesale purchaser may also be a supplier.

- (3) "Supplier" means any refiner, importer, jobber, distributor, terminal operator, marketer, or any other person, partnership, corporation, cooperative, business, common-law trust, unincorporated association, joint adventurers or governmental unit or agency supplying petroleum fuels or coal to wholesale customers or purchasers. A supplier may also be a wholesale purchaser.
- (4) "Office" means the Wisconsin Office of Emergency Energy Assistance created by Executive Order No. 64, November 2, 1973, and designated by the Governor under Executive Order No. 72 on December 31, 1973 as his designee for the purpose of carrying out any and all responsibilities contained in Chapter 157 of the Laws of 1973, and its successor.

OEEA 1.02 Reports Required

The following reports shall be submitted to the Office within the times specified:

- (1) Suppliers shall submit to the Office on or before August 15, 1974 a one-time report setting forth all sales for consumption in Wisconsin of each type of petroleum fuel or coal for the period January 1, 1970 through December 31, 1973. The report shall specify the quantity of each type of fuel sold in each month of such period. The report shall also specify the storage capacity at each location by product at the time the report is submitted.

Order of the Office of Emergency Energy Assistance Adopting Revised Rules
May 15, 1974

- (2) Suppliers shall submit to the Office, on forms provided by or approved by the Office, a monthly report setting forth the quantity of each type of petroleum fuel and each type of coal designated on the form which the supplier has had in inventory at the beginning and end of the month and has received and sold during the month for resale or consumption in Wisconsin for the calendar month covered by the report, as well as the supply anticipated for the following month. Suppliers shall, when requested by the Office, furnish with such monthly report a list of wholesale customers and purchasers and the quantities sold to them in the month covered by the report including allocation fractions applied for each class of customers under applicable federal fuel allocation laws and regulations. The reports shall be filed in the Office on or before the seventh day of the month for which the supplier is required herein to furnish information or at such other date as may be specified by the Office.
- (3) Wholesale customers or purchasers shall, when requested by this Office, submit to the Office on forms provided or approved by the Office by the date specified in the request, a report of the quantity of each type of petroleum fuel or type of coal designated on the form which such wholesale customer or purchaser has within the State on the date specified on the request.

ROUGH DRAFT

May 20, 1974

FORM FEO 1000

Who Must File a Form FEO 1000? (Prime Suppliers)

- a. Suppliers who own product outside the state and bring it into the state for resale or use in the state, or
- b. Suppliers who buy product outside the state and bring it into the state for resale or use in the state, except when the product has already been reported to Wisconsin on an FEO 1000 as certified by the supplier filing the 1000, or
- c. Refiners within the state who have product for sale within the state.

Gallons must be reported only once on a form FEO 1000.

Rough Draft
Form FEO 1000
May 20, 1974

Who Must File an OEEA Form 10?

- a. All resellers of residual oils, liquid petroleum gas, distillates, gasoline and aviation fuels who buy product in this state from prime suppliers (i.e. those who must file a Form 1000) for resale in Wisconsin, except retail gasoline outlets, and
- b. All prime suppliers who market directly to end users or to retail gasoline outlets (reporting only those gallons so marketed).

How Many Filings Must be Made?

- a. One filing must be made for each bulk storage location whether a terminal (reporting direct end user and retail gasoline outlet sales only), a circuit point or a bulk plant, whether in the state or outside the state but dealing only with product for sale in the state.
- b. Filings are due in the Madison Office of OEEA on the seventh day of each month.

Some gallons will be reported on 10s more than once:

If a reseller sells product to another reseller (other than a retail gasoline outlet), both resellers must report on the form 10. The second reseller shows the gallons under "supplying company" as though the purchase had been made from a prime supplier, identifying the supplying reseller, not the ultimate prime supplier, as the supplying company.

Rough Draft
Form FEO 1000
May 20, 1974

All Gallons are to be Reported Twice:

- a. On FEO 1000
- b. On OEEA 10 (Note: Direct sales by prime suppliers to end users or retail gasoline outlets are considered as resales for this reporting).

P.O. Box 5368 4510 Regent St,

Madison, Wisconsin 53705

Telephone: 800-362-8043 or 608-266-8234

I.D. No. _____ Brand Name _____

Firm Name _____

Address _____

City _____ State _____ Zip _____

Address of Location for Which Report is Made:

Street _____

City _____

County _____

BULK PETROLEUM FUELS REPORT

Due on the 7th Day of Each Month

REPORT FOR LAST MONTH

ANTICIPATED GALLONS FOR CURRENT MONTH

Product	Month	*Receipts-Gallons for Reporting Month				Gallons Sold During Month	End of Month Inventory-Total Bulk Gallons(Incl. Product on Trucks)	Month: Anticipated Receipts from Supplying Company(s)			
		From Supplying Company(s)		From Supplying Company(s)				Supplying Co. Alloc. %	Supplying Co. Alloc. %		
		Supplying Co. Name	Alloc. %	Supplying Co. Name	Alloc. %			Supplying Co. Name	Alloc. %	Supplying Co. Name	Alloc. %
110 Propane			Gals. %	Gals. %					%		%
200 Motor Gasoline (Total Prem., Reg., Lo/No Lead)			Gals. %	Gals. %					%		%
310 Kerosene			Gals %	Gals %					%		%
321 #1 Heating Oil			Gals %	Gals %					%		%
322 #2 Heating Oil			Gals %	Gals %		Sold as Diesel			%		%
320 Diesel Fuel (Segregated Inventory)			Gals %	Gals %		Sold as Diesel			%		%
410 Aviation Gasoline			Gals %	Gals %					%		%
420 Kerosene Jet Fuel			Gals %	Gals %					%		%
430 Napha Jet Fuel			Gals %	Gals %					%		%
530 Fuel Oil #4 Non-Utility Use			Gals %	Gals %					%		%
540 Fuel Oils #5-6 Non-Utility Use			Gals %	Gals %					%		%

Signature of Person Completing the Form:

Signed: _____

Date: _____

Tele.: _____
area code

Title: _____

CLASSIFICATION OF COALS BY RANK^a

CLASS	GROUP	Fixed Carbon Limits, per cent (Dry, Mineral-Matter- Free Basis)		Volatile Matter Limits, per cent (Dry, Mineral- Matter-Free Basis)		Calorific Value Limits Btu per pound (Moist, ^b Mineral-Matter- Free Basis)		Agglomerating Character
		Equal or Greater Than	Less Than	Greater Than	Equal or Less Than	Equal or Greater Than	Less Than	
I. Anthracitic	1. Meta-anthracite	98	2	} Nonagglomerating
	2. Anthracite	92	98	2	8	...	...
	3. Semianthracite ^c	86	92	8	14	...	...
II. Bituminous	1. Low Volatile Bituminous Coal.....	78	86	14	22	} Commonly Agglomerating ^e
	2. Medium Volatile Bituminous Coal...	69	78	22	31	...	...
	3. High Volatile A Bituminous Coal...	...	69	31	...	14,000 ^d	...	
	4. High Volatile B Bituminous Coal...	...	...	...	...	13,000 ^d	14,000
	5. High Volatile C Bituminous Coal...	...	...	...	...	11,500	13,000
III. Subbituminous	1. Subbituminous A Coal.....	10,500	11,500	} Nonagglomerating
	2. Subbituminous B Coal .....	...	...	...	...	9,500	10,500
	3. Subbituminous C Coal.....	...	...	...	...	8,300	9,500
IV. Lignitic	1. Lignite A .....	...	...	...	...	6,300	8,300
	2. Lignite B.....	...	...	...	...	...	6,300

^aThis classification does not include a few coal, principally nonbanded varieties, which have unusual physical and chemical properties and which come within the limits of fixed carbon or calorific value of the high-volatile bituminous and subbituminous ranks. All of these coals either contain less than 48% dry, mineral-matter-free fixed carbon or have more than 15,500 moist, mineral-matter-free British thermal units per pound.

^bMoist refers to coal containing its natural inherent moisture, but not including visible water on the surface of the coal.

^cIf agglomerating, classify in low-volatile group of the bituminous class.

^dCoals having 69% or more fixed carbon on the dry, mineral-matter-free basis shall be classified according to fixed carbon, regardless of calorific value.

^eIt is recognized that there may be nonagglomerating varieties in these groups of the bituminous class and there are notable exceptions in high volatile C bituminous group.