

CR 83-80

1-AC-34

CERTIFICATE

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STATE OF WISCONSIN)
) ss.
PUBLIC SERVICE COMMISSION)

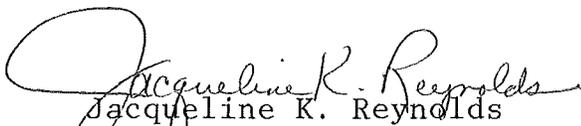
NOV 4 1983
3:55 pm
Revisor of Statutes
Bureau

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Jacqueline K. Reynolds, 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 136.04(5) was duly approved and adopted by this commission on November 1, 1983.

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 4th day of November, 1983.


Jacqueline K. Reynolds
Secretary of the Public Service
Commission of Wisconsin

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COMPARED WITH AND CERTIFIED BY ME
TO BE A FULL, TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE IN MY OFFICE

NOV 1 1983

Jacqueline K. Reynolds
Secretary to the Commission
Public Service Commission of Wisconsin

DATE MAILED
NOV 2 1983

BEFORE THE

PUBLIC SERVICE COMMISSION OF WISCONSIN

In the Matter of Energy)
Conservation by Natural)
Gas and Electric Public)
Utilities)

1-AC-34



ORDER OF THE PUBLIC
SERVICE COMMISSION ADOPTING RULES

Relating to creation of sec. PSC 136.04(5), concerning
requirements for conversion to natural gas spaceheating.

ANALYSIS BY THE PUBLIC
SERVICE COMMISSION OF WISCONSIN

On December 11, 1980, the commission adopted in this
docket sec. PSC 136.04, Wis. Adm. Code, requiring certain
conservation standards to be met before utilities could provide
natural gas spaceheating service to structures converting from
some other type of heating. The rule was adopted pursuant to a
directive from the Joint Committee for Review of Administrative
Rules.

The commission now proposes to create PSC 136.04(5),
which would require utilities to inform the owner of a rental
unit of the provisions of newly-enacted ILHR sec. 67.05 before
converting the unit to natural gas spaceheating. The ILHR rule
requires certain conservation standards to be met before a rental
unit may be sold. The rental unit owner should be aware of the

ILHR standards at the time of conversion so the owner might also meet those requirements if a future sale is contemplated.

Hearing on the proposed rule was held June 16, 1983.

RULE AND STATUTORY AUTHORITY

Pursuant to authority vested in the public service commission by secs. 196.02(1), 196.03(1), 196.37(2) and 227.014(2)(a), Stats. (See Wisconsin's Environmental Decade, Inc. v. PSC, 69 Wis. 2d 1, 16, 230 N.W. 2d 243 (1975)), the commission adopts rules as follows:

SECTION 1: Sec. PSC 136.04(5) is created to read:

136.04(5) Prior to rendering natural gas spaceheating service to an existing rental unit, as defined in s. ILHR 67.04(16), which is converting to natural gas spaceheating, each utility shall inform the rental unit owner of the additional conservation requirements of s. ILHR 67.05. The requirement of this subsection is in addition to subs. (3) and (4).

There will be no fiscal impact of the proposed rule on the state or municipalities. The proposed rule has been forwarded to the legislature for review, pursuant to sec. 227.018, Stats. It will take effect on the first day of the month following publication in the Wisconsin Administrative Register, as provided in sec. 227.026, Stats.

This action is classified as a Type III action according to PSC 2.90(3), Wis. Adm. Code. No unusual circumstances have come to the attention of the commission that would require further environmental review. It consequently

requires neither an environmental impact statement under s. 1.11,
Wis. Stats., nor an environmental assessment.

Dated at Madison, Wisconsin,

November 1, 1983

By the Commission.


Jacqueline K. Reynolds
Secretary to the Commission

