

CR 86-198

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1-AC-107

CERTIFICATE

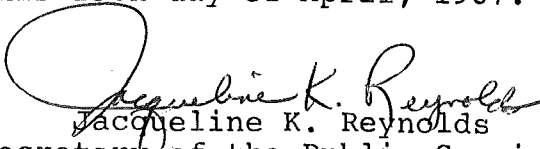
STATE OF WISCONSIN)
) ss.
PUBLIC SERVICE COMMISSION)

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 repealing Wis. Adm. Code section PSC 113.132(10) (b), 134.062(9) (b) and 185.37(9) (b) was duly approved and adopted by this commission on April 9, 1987.

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.

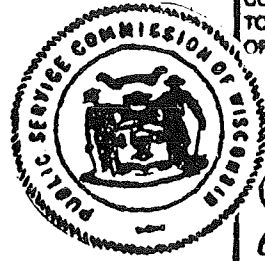
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the commission at the Hill Farms State Office Building, in the City of Madison this 15th day of April, 1987.


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

6-1-87

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DATE MAILED
APR 10 1987



COMPARED WITH AND CERTIFIED BY ME
TO BE A FULL, TRUE AND CORRECT COPY
OF THE ORIGINAL ON FILE IN MY OFFICE.
APR 9 1987
Jaqueline K. Reynolds
Secretary to the Commission
Public Service Commission of Wisconsin

BEFORE THE
PUBLIC SERVICE COMMISSION OF WISCONSIN

Disconnection of Service)
Law Enforcement Notification Procedures) 1-AC-107

ORDER OF THE PUBLIC SERVICE
COMMISSION ADOPTING RULES

To repeal ss. PSC 113.132(10) (b), 134.062(9) (b) and
185.37(9) (b), Wis. Adm. Code relating to disconnection of utility
service and law enforcement notification procedures.

ANALYSIS PREPARED BY THE
PUBLIC SERVICE COMMISSION OF WISCONSIN

A number of Public Service Commission rules require
utilities to notify law enforcement agencies whenever customer
service is disconnected. SS. PSC 113.132(10) (b), 134.062(9) (b),
185.37(9) (b), Wis. Adm. Code, require year-round notification of
a law enforcement agency when service has been disconnected for
more than 24 hours, because a threat to human safety may exist.
SS. PSC 113.1323 and 134.0623 (cold weather disconnection rules)
and 113.1324 and 134.0624 (reconnection of service) also contain
law enforcement notification requirements. These latter notifica-
tion requirements, however, are limited to the coldest periods of
the year--the winter heating season.

In meeting with commission staff and utility
representatives as part of utility/interagency conferences, law

enforcement agencies throughout the state have expressed concern about the many thousands of referrals they receive regarding the disconnection of service. Many of the agencies and utilities are unclear as to what actions are expected of them.

In order to balance the needs of these law enforcement agencies with the protection of customers whose utility service has been disconnected, staff has recommended repeal of ss. PSC 113.132(10)(b), 134.062(9)(b), and 185.37(9)(b), Wis. Adm. Code. Other rules requiring law enforcement agency notification during the winter heating season for gas and electric utilities will be retained to afford adequate protection for customers during the most dangerous time of the year.

The commission is therefore repealing ss. PSC 113.132(10)(b), 134.062(9)(b) and 185.37(9)(b), Wis. Adm. Code. This action will address the law enforcement agency concerns regarding improper and superfluous notification of disconnections, yet preserve adequate protection for the health and safety of utility customers.

PROPOSED RULES AND STATUTORY AUTHORITY

Pursuant to authority vested in the Public Service Commission by sections 196.02(1), 196.03(1), 196.37(2), and 227.11(2)(a), Wis. Stats., the commission amends the following rules:

SECTION 1: PSC 113.132(10) (b), 134.062(9) (b) and 185.37(9) (b) are repealed.

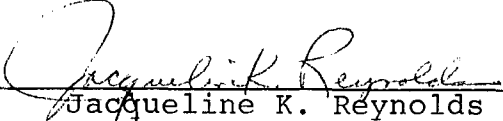
No additional fiscal burden will be imposed on the state or municipalities, or on small business, as a result of these proposed rule repeals.

This action is classified as a Type 3 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, Stats., nor an environmental assessment.

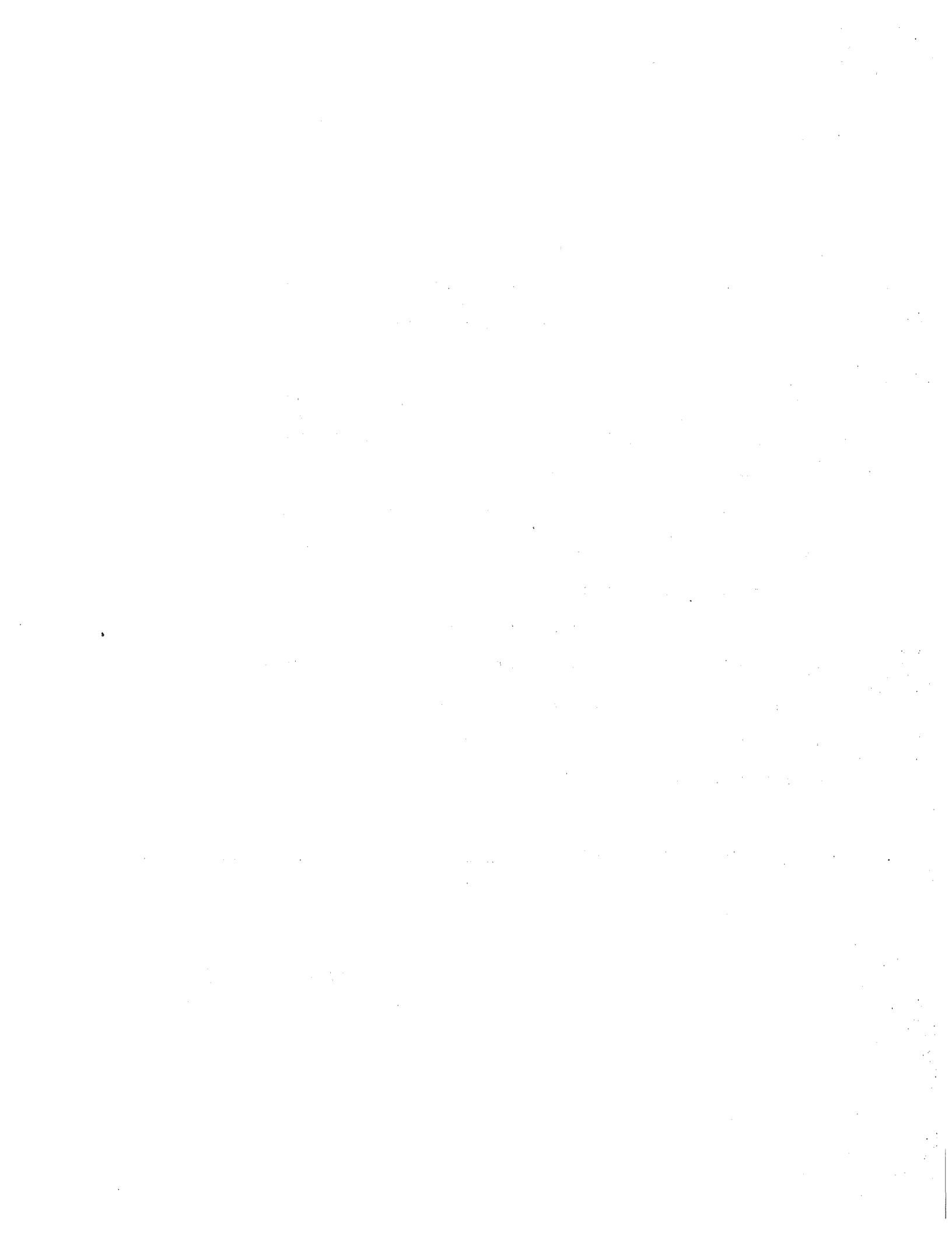
These proposed rules have been forwarded to the legislature for review pursuant to s. 227.19, Stats. They will take effect as final rules on the first day of the month following publication in the Wisconsin Administrative Register, as provided in s. 227.026, Stats.

Dated at Madison, Wisconsin, April 9, 1987

By the Commission.



Jacqueline K. Reynolds
Secretary to the Commission





State of Wisconsin \ PUBLIC SERVICE COMMISSION

April 14, 1987

CHARLES H. THOMPSON, CHAIRMAN
MARY LOU MUNTS, COMMISSIONER
GEORGE R. EDGAR, COMMISSIONER

4802 Sheboygan Avenue
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Mr. Gary Poulson
Assistant Revisor of Statutes
Suite 904
30 West Mifflin Street
Madison, Wisconsin 53703

File No. 1-AC-107

Re: 86-198

Dear Mr. Poulson:

Enclosed please find two copies (one certified) of an order of the Public Service Commission adopting rules in the above-entitled matter.

The rules have been seen by legislative committees (sent April 9, 1987).

Sincerely,

A handwritten signature in cursive script, appearing to read 'Steve Levine'.

Steven Levine
Assistant Chief Counsel

SL:e

Enc.