

Kansas Administrative Regulations

Kansas Corporation Commission

Article 12.—Wire-Stringing Rules

82-12-4. Exceptions to 82-12-3 application.

(a) Any utility may proceed with necessary construction, in cases of emergency, after written or telephone communication with the commission establishing need and securing emergency approval from the commission, if:

(1) The utility complies with the rules and regulations to the extent practicable under the circumstances; and

(2) the utility files immediately with the commission an application as approved by the commission showing that the construction will ultimately be brought into full conformity with the regulations.

(b) A utility may proceed with construction of any electric supply line without submitting an application under K.A.R. 82-12-3, if all of the following requirements are met.

(1) Prior to beginning construction, the utility shall give written notice to railroads and other utilities having facilities within ½ mile of any contemplated electric supply line construction or change in construction.

(2) The proposed electric supply line shall:

(A) be within the utility's certified area;

(B) not interfere with the supply lines, tracks or facilities of other utilities or railroads; and

(C) be no longer than ½ mile. However, if the proposed extension is to an extension previously made under this exception, then the combined length of the proposed and original extensions shall be considered as the length of the proposed extension for purposes of this subsection. If the combined length exceeds ½ mile, then K.A.R. 82-12-3 application is required for the combined length.

(Authorized by and implementing K.S.A. 66-183; effective Aug. 11, 1995.)

***** Authenticated Kansas Administrative Regulation *****