

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 29th  
day of September, 1995.

Application to allow waiver granted to )  
Union Electric from 4 CSR 240-40.030(15) ) CASE NO. GO-95-371  
(C)3. to remain in effect under revised )  
Rule 4 CSR 240-40.030. )

ORDER GRANTING MOTION TO CONTINUE WAIVER

In Case No. GO-93-119, the Commission granted Union Electric Company (UE) a waiver from the provisions of 4 CSR 240-40.030(15)(C)3 which required natural gas system operators to conduct annual leak detection surveys on all unprotected steel service lines and yard lines, and to replace, at a minimum, 10 percent of unprotected steel service lines and yard lines annually. The Commission permitted UE to adopt a twenty-year schedule for replacement of unprotected steel service and yard lines.

On May 28, 1995, amendments to 4 CSR 240-40.030 became effective. Paragraph (15)(C)3 has been amended so that natural gas system operators are required to replace unprotected steel yard lines and company-owned unprotected steel service lines at a minimum rate of five percent annually.

On May 15, 1995, the Staff of the Commission (Staff) filed a motion requesting that the waiver granted to UE remain in effect. Staff stated that the Commission approved specific replacement schedules for UE and required it to complete its replacements by 2010. Staff also stated that the replacement requirements in the revised rule would place UE under more stringent constraints than UE would have under the waiver. Staff

indicated that UE needs the waiver granted to it in order to follow the approved replacement schedules, and that it believes the approved schedules are appropriate and should be continued.

Upon review of Staff's motion, the Commission is of the opinion that the motion is unnecessary. A waiver or variance granted by the Commission remains in effect until it is expressly rescinded by the Commission. Nevertheless, because the waiver granted to UE would remain in effect anyway, the Commission finds Staff's motion is not detrimental to the public interest and should be granted.

**IT IS THEREFORE ORDERED:**

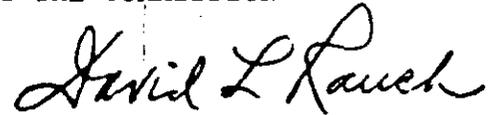
1. That the motion filed by the Staff of the Commission to continue the waiver of 4 CSR 240-40.030(15)(C)3 granted to Union Electric Company is hereby granted.

2. That the waiver from the provisions of 4 CSR 240-40.030(15)(C)3 granted to Union Electric Company in Case No. GO-93-119 shall remain in effect unless otherwise ordered by the Commission.

3. That a copy of this Order shall be filed in the official case file of Case No. GO-93-119.

4. That this Order shall become effective on October 10, 1995.

BY THE COMMISSION



David L. Rauch  
Executive Secretary

(S E A L)

Mueller, Chm., McClure, Kincheloe,  
Crumpton, and Drainer, CC., Concur.