hours during any calendar year beginning after December 31, 1975, and before the immediately preceding calendar year. An electric utility is covered in 1995 if it exceeded the threshold in any year from 1976 through 1993.

Title III of PURPA addresses ratemaking and other regulatory policy standards with respect to natural gas utilities. Section 301(d) of Title III requires the Secretary of Energy to publish a list, before the beginning of each calendar year, identifying each gas utility to which Title III applies during such calendar year. A gas utility is defined as any person, State agency, or Federal agency engaged in the local distribution of natural gas and the sale of natural gas to any ultimate consumer of natural gas. A gas utility is covered by Title III if it had total sales of natural gas, for purposes other than resale, in excess of 10 billion cubic feet during any calendar year beginning after December 31, 1975, and before the immediately preceding calendar year. A gas utility is covered in 1995 if it exceeded the threshold in any year from 1976 through 1993.

In compiling the list published today, the DOE revised the 1994 list (58 FR 65169, December 13, 1993) upon the assumption that all entities included on the 1994 list are properly included on the 1995 list unless the DOE has information to the contrary. In doing this, the DOE took into account information included in public documents regarding entities which exceeded the PURPA thresholds for the first time in 1993. The DOE believes that it will become aware of any errors or omissions in the list published today by means of the comment process called for by this Notice. The DOE will, after consideration of any comment and other information available to the DOE provide written notice of any further additions or deletions to the list.

## II. Notification and Comment Procedures

No later than 4:30 p.m. on February 15, 1995, each State regulatory authority must notify the DOE in writing of each utility on the list over which it has ratemaking authority. Two copies of such notification should be submitted to the address indicated in the ADDRESSES section of this Notice and should be identified on the outside of the envelope and on the document with the designation "Docket No. FE-R-79-43B." Such notification should include:

1. A complete list of electric utilities and gas utilities over which the State regulatory authority has ratemaking authority;

- 2. Legal citations pertaining to the ratemaking authority of the State regulatory authority; and
- 3. For any listed utility known to be subject to other ratemaking authorities within the State for portions of its service area, a precise description of the portion to which such notification applies.

All interested persons, including State regulatory authorities, are invited to comment in writing, no later than 4:30 p.m. on February 15, 1995, on any errors or omissions with respect to the list. Two copies of such comments should be sent to the address indicated in the ADDRESSES section of this Notice and should be identified on the outside of the envelope and on the document with the designation "Docket No. FE–R–79–43B." Written comments should include the commenter's name, address, and telephone number.

All notifications and comments received by the DOE will be made available, upon request, for public inspection and copying in the Freedom of Information Reading Room, Room 1E–190, 1000 Independence Avenue, S.W., Washington, D.C. 20585, between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday, except Federal holidays.

## III. List of Electric Utilities and Gas Utilities

Appendices A and B contain two different tabulations of the utilities that meet PURPA coverage requirements. As stated above, the inclusion or exclusion of any utility on or from the lists does not affect its legal obligations or those of the responsible State regulatory authority under PURPA.

Appendix A contains a list of utilities which are covered by PURPA. These utilities are grouped by State and by the regulatory authority within each State. Also included in this list are utilities which are covered by PURPA but which are not regulated by the State regulatory authority. This tabulation, including explanatory notes, is based on information provided to the DOE by State regulatory authorities in response to the December 13, 1993, Federal **Register** notice (58 FR 65169) requiring each State regulatory authority to notify the DOE of each utility on the list over which it has ratemaking authority, public comments received with respect to that notice, and information subsequently made available to the DOE.

The utilities classified in Appendix A as not regulated by the State regulatory authority in fact may be regulated by local municipal authorities. These municipal authorities would be State agencies as defined by PURPA and thus

have responsibilities under PURPA identical to those of the State regulatory authority. Therefore, each such municipality is to notify the DOE of each utility on the list over which it has ratemaking authority.

In Appendix B, the utilities are listed alphabetically, subdivided into electric utilities and gas utilities, and further subdivided by type of ownership: investor-owned utilities, publiclyowned utilities, and rural cooperatives.

The changes to the 1994 list of electric and gas utilities are as follows:

Additions:

Florida Public Utilities Company (FL)
Michigan Gas Utilities, division of
UtiliCorp United (MI)
Newport Electric Corporation (RI)
Oklahoma Electric Cooperative (OK)
Talquin Electric Cooperative (FL)
Westpac Utilities (NV)

(Public Utility Regulatory Policies Act of 1978, Pub. L. 95–617, 92 Stat. 3117 et seq. (16 U.S.C. 2601 et seq.)).

Issued in Washington, D.C. on January 4, 1995

## Anthony J. Como,

Director, Office of Coal and Electricity, Office of Fuels Programs, Office of Fossil Energy.

## Appendix A

All gas utilities listed below had natural gas sales, for purposes other than resale, in excess of 10 billion cubic feet in any year from 1976–1993.

All electric utilities listed below had electric energy sales, for purposes other than resale, in excess of 500 million kilowatthours in any year from 1976–1993.

State: Alabama

Regulatory Authority: Alabama Public Service Commission.

Gas Utilities

Investor-Owned:

Alabama Gas Corporation Mobile Gas Service Corporation

Electric Utilities

Investor-Owned: Alabama Power Company

The following covered utilities within the State of Alabama are not regulated by the Alabama Public Service Commission:

Electric Utilities

Publicly-Owned:
Athens Utilities
Decatur Electric Department
Dothan Electric Department
Florence Electric Department
Huntsville Utilities

Rural Electric Cooperatives: Cullman Electric Cooperative Joe Wheeler Electric Membership Corporation Rural Electric System

State: Alaska

Regulatory Authority: Alaska Public Utilities Commission.