

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4901:1-15-14

Rule Type: Amendment

Rule Title/Tagline: Records and reports.

Agency Name: Public Utilities Commission of Ohio

Division: Utilities

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I. Rule Summary

1. Is this a five year rule review? Yes
 - A. What is the rule's five year review date? 4/7/2023
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 111.15
4. What statute(s) grant rule writing authority? R.C. 4905.04
5. What statute(s) does the rule implement or amplify? R.C. 4905.06
6. Does the rule implement a federal law or rule in a manner that is more stringent or burdensome than the federal law or regulation requires? No
 - A. If so, what is the citation to the federal law or rule? Not Applicable
7. What are the reasons for proposing the rule?

R.C. 121.951(A)(1) rules reduction and Five-year review
8. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.

This rule requires regulated entities to maintain specified records and reports for commission review and/or retainment .

Several amendments to these proposed rules are made pursuant to Ohio Revised Code 121.951(A)(1) that requires state agencies to reduce their total number of regulatory restrictions. In addition, other amendments to these proposed rules are pursuant to the Commission's obligation to conduct a five-year review of its administrative rules under R.C 111.15(B) and R.C. 106.03(A).

9. **Does the rule incorporate material by reference? Yes**
10. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

Incorporates references to other rules within this Chapter and the Ohio Adm.Code, which is readily available online.

11. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

12. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

n/a

n/a

13. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

n/a

14. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**

15. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No
16. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

n/a

III. Common Sense Initiative (CSI) Questions

17. Was this rule filed with the Common Sense Initiative Office? Yes
18. Does this rule have an adverse impact on business? Yes
 - A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No
 - B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No
 - C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes

Yes, this rule requires regulated entities to maintain specified records and to provide the commission's director of the Service Monitoring and Enforcement Department a quarterly operating report for its system, as detailed under the rule.
 - D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? Yes

Yes, there are associated costs with maintaining and sharing records and reports for commission review including time and administrative efforts.

IV. Regulatory Restriction Requirements under S.B. 9. Note: This section only applies to agencies described in R.C. 121.95(A).

19. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? Yes
 - A. How many new regulatory restrictions do you propose adding to this rule? 1

4901:1-15-14(A): Added regulatory restriction that all records required by these rules shall comply with Appendix A to rule 4901:1-9-06 of the Administrative code.

B. How many existing regulatory restrictions do you propose removing from this rule? 46

4901:1-15-14(B): Removed regulatory restriction that waterworks companies shall provide access to staff to monitor customer/consumer calls without the customer service representative's knowledge of the monitoring.

4901:1-15-14(B): Removed regulatory restriction that sewage disposal system companies shall provide access to staff to monitor customer/consumer calls without the customer service representative's knowledge of the monitoring.

4901:1-15-14(C): Removed regulatory restriction that all customer service records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Financial records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Operating records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that maintenance records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Interruptions records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Outages records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that main flushings records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that pertinent service-related tests records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that other records of waterworks companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Financial records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that Operating records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that maintenance records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code..

4901:1-15-14(C): Removed regulatory restriction that Interruptions records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that Outages records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that main flushings records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that pertinent service-related tests records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that other records of waterworks companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that all customer service records of sewage disposal system companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Financial records of sewage disposal system companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Operating records of sewage disposal system companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that maintenance records of sewage disposal system companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that Interruptions records of sewage disposal system companies shall be retained as set forth in this rule.

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4901:1-15-14(C): Removed regulatory restriction that other records of sewage disposal system companies shall be retained as set forth in this rule.

4901:1-15-14(C): Removed regulatory restriction that all customer service records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that Financial records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that Financial records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that Financial records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that maintenance records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code..

4901:1-15-14(C): Removed regulatory restriction that Interruptions records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that Outages records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that main flushings records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that pertinent service-related tests records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Removed regulatory restriction that other records of sewage disposal system companies shall be retained as set forth in appendix A to rule 4901:1-9-06 of the Administrative Code.

4901:1-15-14(C): Added regulatory restriction that all waterworks companies records shall be retained as set forth in this rule.

4901:1-15-14(C): Added regulatory restriction that all waterworks companies records shall be retained as set forth appendix A to rule 4901:1-19-06 of the administrative code.

4901:1-15-14(E): Removed regulatory restriction that such records shall be maintained for a minimum of three years.

4901:1-15-14(F)(1): Removed regulatory restriction that the daily records shall be summarized by months

4901:1-15-14(F)(1): Removed regulatory restriction that the records summaries shall be retained for a minimum of three years.

4901:1-15-14(F)(1): Removed regulatory restriction that the monthly summaries shall be retained for a minimum of three years.

4901:1-15-14(H): Removed regulatory restriction that forms for such reports shall be provided by the director upon request.

4901:1-15-14(H): Removed restriction that reports shall be provided either in hard copy or electronically via the internet in a manner prescribed by the commission.

C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.

D. Please justify the adoption of the new regulatory restriction(s).

4901:1-15-14(A): Added regulatory restriction requiring parties to file records as instructed in Appendix A