

4901:1-21-01 **Definitions.**

As used in chapter:

- (A) "Aggregation" means combining the electric load of multiple retail customers via an agreement with the customers or formation of a governmental aggregation pursuant to section 4928.20 of the Revised Code for the purpose of purchasing retail electric generation service on an aggregated basis.
- (B) "Aggregator" means a person, certified by the commission, who contracts with customers to combine the customers' electric load for the purpose of purchasing retail electric generation service on an aggregated basis.
- (C) "Billing and collection agent" shall have the meaning set forth in division (A)(2) of section 4928.01 of the Revised Code.
- (D) "Biomass power" means a renewable generation resource that is primarily derived from the combustion of organic matter. Biomass fuels may be solid, liquid, or gas and are derived from feedstocks. Examples of such feedstocks include, but are not limited to: agricultural crops and residues, industrial wood and logging residues, farm animal wastes, the organic portion of municipal solid waste, and methane gas from landfills.
- (E) "Commission" means the public utilities commission of Ohio.
- (F) "Competitive retail electric service" (CRES) shall have the meaning set forth in division (A)(4) of section 4928.01 of the Revised Code, and includes the services provided by an electric services company, retail electric generation providers, power marketers, power brokers, aggregators, and governmental aggregators.
- (G) "Complaint" means any customer/consumer contact when such contact necessitates follow-up by or with the supplier of electric service or electric utility to resolve a point of contention.
- (H) "Consumer" means a person who uses CRES.
- (I) "Contract" means an agreement between a customer and an electric services company that specifies the terms and conditions for provision of CRES or services.
- (J) "Certified electric services company" means a person or entity, under certification by the commission, who supplies or offers to supply CRES. This term does not apply to an electric distribution utility in its provision of standard offer generation service.

(K) "Customer" means a person who contracts with or is solicited by a CRES provider for the provision of CRES.

(L) "Customer energy usage data" means data collected from a customer's meter, which is identifiable to a retail customer.

~~(L)~~(M) "Deposit" means a sum of money a CRES provider collects from a customer as a precondition for initiating service.

~~(M)~~(N) "Direct solicitation" means face-to-face solicitation of a customer initiated by a certified electric services company at ~~the home of a customer or at~~ a place other than the normal place of business of the provider; ~~and includes door-to-door solicitations.~~

~~(N)~~(O) "Distribution service" means the physical delivery of electricity to consumers through facilities provided by an electric distribution utility.

~~(O)~~(P) "Electric cooperative" shall have the meaning set forth in division (A)(5) of section 4928.01 of the Revised Code.

~~(P)~~(Q) "Electric distribution utility" shall have the meaning set forth in division (A)(6) of section 4928.01 of the Revised Code.

~~(Q)~~(R) "Electric generation service" means retail electric generation service.

~~(R)~~(S) "Electric utility" shall have the meaning set forth in division (A)(11) of section 4928.01 of the Revised Code.

~~(S)~~(T) "Environmental disclosure data" means both generation resource mix and environmental characteristics.

~~(T)~~(U) "Governmental aggregation program" means the aggregation program established by the governmental aggregator with a fixed aggregation term, which shall be a period of not less than one year and no more than three years.

~~(U)~~(V) "Governmental aggregator" shall have the meaning set forth in division (A)(13) of section 4928.01 of the Revised Code.

~~(V) "Market development period" shall have the meaning set forth in division (A)(17) of section 4928.01 of the Revised Code.~~

(W) "Mercantile customer" shall have the meaning set forth in division (A)(19) of section 4928.01 of the Revised Code.

(X) "Net metering" shall have the meaning set forth in division (A)(31) of section 4928.01 of the Revised Code.

(Y) "OCC" means the Ohio consumers' counsel.

(Z) "Other sources" means known electric energy generation resources that cannot reasonably be included within any of the specific fuel categories.

(AA) "Person" shall have the meaning set forth in division (A)(24) of section 4928.01 of the Revised Code.

(BB) "Postmark" means a mark, including a date, stamped or imprinted on a piece of mail which serves to record the date of its mailing, which in no event shall be earlier than the date on which the item is actually deposited in the mail. For electronic mail, postmark means the date the electronic mail was transmitted.

~~(BB)~~(CC) "Power broker" means a person certified by the commission, who provides power brokerage.

~~(CC)~~(DD) "Power brokerage" means assuming the contractual and legal responsibility for the sale and/or arrangement for the supply of retail electric generation service to a retail customer in this state without taking title to the electric power supplied.

~~(DD)~~(EE) "Power marketer" means a person, certified by the commission, who provides power marketing services.

~~(EE)~~(FF) "Power marketing" means assuming the contractual and legal responsibility for the sale and provision of retail electric generation service to a retail customer in this state and having title to electric power at some point during the transaction.

~~(FF)~~(GG) "Residential customer" means a customer of a competitive retail electric service for residential purposes.

~~(GG)~~(HH) "Retail electric service" shall have the meaning set forth in division (A)(27) of section 4928.01 of the Revised Code.

~~(HH)~~(II) "Retail electric generation service" means the provision of electric power to a retail customer in this state through facilities provided by an electric distribution

utility and/or a transmission entity in this state. The term encompasses the services performed by retail electric generation providers, power marketers, and power brokers, but does not encompass the service provided by an electric utility pursuant to section 4928.14 or division (D) of section 4928.35 of the Revised Code.

~~(H)~~(JJ) "Small commercial customer" means a commercial customer that is not a mercantile commercial customer.

~~(J)~~(KK) "Solicitation" means any communication intended to elicit a customer's agreement to purchase or contract for a CRES.

~~(K)~~(LL) "Staff" means the commission staff or its authorized representative.

~~(L)~~(MM) "Toll-free" means telephone access provided to a customer without toll charges to the customer.

~~(M)~~(NN) "Unknown purchased resources" means electric energy generation resources neither owned nor operated by a competitive retail generation supplier where the electric energy generation source(s) or process cannot be identified after making all reasonable efforts to identify the source or process used to produce the power.

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