

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4901:1-10-02

Rule Type: No Change

Rule Title/Tagline: Purpose and scope.

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?** 9/30/2021 and 09/30/2026
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. 4905.22, 4905.04, 4928.06, 4928.11
5. **What statute(s) does the rule implement or amplify?** R.C. 4933.121, 4905.06, 4905.22, 4928.11

6. **What are the reasons for proposing the rule?**

This rule is not a new proposal.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

Ohio Adm.Code Chapter 4901:1-10 is intended to promote safe and reliable service to consumers and the public, and to provide minimum standards for uniform and reasonable practices. Ohio Adm.Code 4901:1-10-02 consists of the scope for this

chapter, noting that the chapter applies to all investor-owned electric utilities and transmission owners. No revisions were made to this chapter

8. **Does the rule incorporate material by reference? Yes**
9. **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.**

A portion of this rule incorporates material from sections of the Revised Code and of the Ohio Administrative Code, which are exempted pursuant to R.C. 121.75(A)(1)(a) and (d).

10. **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

11. **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.

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This rule requires that electric utilities and transmission owners must provide adequate service and facilities, as prescribed by the commission, and must comply with laws of this state. The Commission's role is to enforce these standards when needed, which may incur expenses for the agency. However, these are generalized requirements; therefore, revenue and expenditures cannot be estimated.

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

This rule requires that electric utilities and transmission owners must provide adequate service and facilities, as prescribed by the commission, and must comply with laws of this state. These are generalized requirements; therefore the cost cannot be estimated. More specific standards are given later in the chapter.

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

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

Not applicable

III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? Yes
17. 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? Yes

This rule assumes that the entity qualifies as an investor-owned electric utility or transmission owner. To operate within this field, there are several regulatory hurdles to clear to do so.

- 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? Yes

Yes. This rule requires that electric utilities and transmission owners must provide adequate service and facilities, as prescribed by the commission, and must comply with laws of this state. Therefore, if an entity fails to follow these requirements then it creates a cause of action that a consumer can pursue and/ the Commission can address.

- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No

No. This specific rule does not.

- 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. This rule requires that electric utilities and transmission owners must provide adequate service and facilities, as prescribed by the commission, and must comply with laws of this state. Therefore, in following these requirements, these entities will incur costs.