Rule Summary and Fiscal Analysis
<u>Part A</u> - General Questions

Rule Number: 4906-4-03

Rule Type: Rescission

Rule Title/Tagline: Project description in detail and project schedule in detail.

Agency Name: Power Siting Board

Division:

Address: 180 East State Street Columbus OH 43215-3793

Contact: Jeff Jones   **Phone:**   614-466-0463

Email: Jeffrey.Jones@puco.ohio.gov

I.   <u>Rule Summary</u>

1. **Is this a five year rule review?** Yes

    A.   **What is the rule's five year review date?** 3/13/2024

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?** 4906.03, 4906.20

5. **What statute(s) does the rule implement or amplify?** 4906.03, 4906.04, 4906.06, 4906.10, 4906.13, 4906.20

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?**

    Pursuant to R.C. 111.15(B) and R.C. 106.03(A) five-year review; and R.C. 121.951(A)(1) regulatory restriction reduction.

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

The content of the rule sets forth the detailed information an applicant, in a standard certificate proceeding before the Board, must provide regarding the project, and the details regarding the schedule for the project. This rule is being amended for clarification purposes, but pursuant to the ERF 50% change filing rule, it is being filed as rescind/new.

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.**

    Exemption exists due to incorporation by reference of either sections of the Ohio Revised Code or rules in the Ohio Administrative Code.

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.

    0

    Not Applicable.

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

    The only costs of compliance relate to an applicant's administration of providing the information required.

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.**

    Not Applicable.

III. <u>Common Sense Initiative (CSI) Questions</u>

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

        This rule requires the applicant to provide information regarding the project area, construction plans, the need for the project, and the schedule for the project

    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?** No

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

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?** 0

    B. **How many existing regulatory restrictions do you propose removing from this rule?** 141

        4906-4-03(A) - Remove language requiring a description of the project area

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4906-4-03(A)(1) - Remove language requiring a map of the project area

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4906-4-03(A)(1)(a) - Remove language requiring a map of the project area

4906-4-03(A)(1)(b) - Remove language requiring a map of the project area

4906-4-03(A)(1)(b) - Remove language requiring a map of the project area

4906-4-03(A)(1)(b) - Remove language requiring a map of the project area

4906-4-03(A)(1)(c) - Remove language requiring a map of the project area

4906-4-03(A)(1)(c) - Remove language requiring a map of the project area

4906-4-03(A)(1)(c) - Remove language requiring a map of the project area

4906-4-03(A)(1)(d) - Remove language requiring a map of the project area

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4906-4-03(A)(1)(e) - Remove language requiring a map of the project area

4906-4-03(A)(1)(e) - Remove language requiring a map of the project area

4906-4-03(A)(1)(e) - Remove language requiring a map of the project area

4906-4-03(A)(2) - Remove language requiring information about project area.

4906-4-03(A)(2) - Remove language requiring information about project area.

4906-4-03(A)(2) - Remove language requiring information about project area.

4906-4-03(A)(2) - Remove language requiring information about project area.

4906-4-03(B) - Remove language requiring description of generation facility.

4906-4-03(B)(1)(a) - Remove language requiring information about generation facility.

4906-4-03(B)(1)(a) - Remove language requiring information about generation facility.

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4906-4-03(B)(1)(c) - Remove language requiring information about generation facility.

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4906-4-03(B)(1)(d) - Remove language requiring information about generation facility.

4906-4-03(B)(1)(d) - Remove language requiring information about generation facility.

4906-4-03(B)(1)(e) - Remove language requiring information about generation facility.

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4906-4-03(B)(1)(e) - Remove language requiring information about generation facility.

4906-4-03(B)(1)(e) - Remove language requiring information about generation facility.

4906-4-03(B)(1)(e) - Remove language requiring information about generation facility.

4906-4-03(B)(2) - Remove language requiring information about generation facility components.

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4906-4-03(B)(2)(a) - Remove language requiring information about generation facility components.

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4906-4-03(B)(2)(f) - Remove language requiring information about generation facility components.

4906-4-03(B)(2)(g) - Remove language requiring information about generation facility components.

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4906-4-03(B)(2)(h) - Remove language requiring information about generation facility components.

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4906-4-03(B)(2)(i) - Remove language requiring information about generation facility components.

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4906-4-03(B)(2)(j) - Remove language requiring information about generation facility components.

4906-4-03(B)(2)(k) - Remove language requiring information about generation facility components.

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4906-4-03(B)(2)(k) - Remove language requiring information about generation facility components.

4906-4-03(B)(2)(k) - Remove language requiring information about generation facility components.

4906-4-03(B)(2)(l) - Remove language requiring information about generation facility components.

4906-4-03(B)(3) - Remove language requiring description of need for facility.

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4906-4-03(B)(4) - Remove language requiring map of project area.

4906-4-03(B)(4)(a) - Remove language requiring map of project area.

4906-4-03(B)(4)(b) - Remove language requiring map of project area, including of everything listing in 4906-4-03(B)(2)(b).

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4906-4-03(B)(4)(c) - Remove language requiring map of project area.

4906-4-03(B)(4)(d) - Remove language requiring map of project area.

4906-4-03(C) - Remove language requiring project schedule.

4906-4-03(C)(1) - Remove language requiring project schedule.

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4906-4-03(C)(1)(a) - Remove language requiring project schedule.

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4906-4-03(C)(1)(b) - Remove language requiring project schedule.

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4906-4-03(C)(1)(g) - Remove language requiring project schedule.

4906-4-03(C)(1)(h) - Remove language requiring project schedule.

4906-4-03(C)(1)(i) - Remove language requiring project schedule.

4906-4-03(C)(2) - Remove language requiring description of construction sequence.

4906-4-03(C)(2) - Remove language requiring description of impact of delays.

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).**

Not Applicable