

PUCO RESPONSE MEMORANDUM

To: Michael Bender
Business Advocate
Ohio Lieutenant Governor's Common Sense Initiative Office

From: Jeffrey Jones
Legal Director
Public Utilities Commission of Ohio

Date: December 30, 2022

Re: PUCO Response –Alternative Rate Plan Exemptions (Ohio Adm.Code Chapter 4901:1-19)

In Case No. 22-812-GA-ORD, the Public Utilities Commission of Ohio (PUCO) reviewed Ohio Adm.Code Chapter 4901:1-19 in order to comply with R.C. 121.951(A)(1), which requires state agencies to reduce their total number of regulatory restrictions. The rules in Ohio Adm.Code Chapter 4901:1-19 provide for the application for, consideration of, and implementation of exemptions from certain statutory requirements for a natural gas company's commodity sales service or ancillary service, to the extent permitted by the Revised Code. Additionally, the rules provide for the application for, consideration of, and implementation of a natural gas company's exit from the merchant function plan and alternative rate plan.

By Entry issued October 5, 2022, the PUCO established a formal comment period to receive stakeholder feedback regarding the PUCO's proposed amendments to the rules; however, no comments were received. Thereafter, the PUCO issued a Finding and Order on November 16, 2022, adopting the proposed changes to the rules as set forth in the order. On December 29, 2022, the Common Sense Initiative (CSI) Office replied to the PUCO, stating that CSI had no recommendations, and concluding that the PUCO should proceed with formal filing of the rules package with the Joint Committee on Agency Rule Review



Public Utilities Commission

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(JCARR). In light of CSI's conclusion, the PUCO will proceed and file these rules with JCARR.

cc: Joseph Baker, Director, Common Sense Initiative Office
Greg Price, Deputy Legal Director, Public Utilities Commission of Ohio