

**FILE**

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**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Adoption of Rules for )  
Standard Service Offer, Corporate )  
Separation, Reasonable Arrangements, )  
and Transmission Riders for Electric )  
Utilities Pursuant to Sections 4928.14, )  
4928.17, and 4905.31, Revised Code, )  
as amended by Amended Substitute )  
Senate Bill No. 221. )

Case No. 08-777-EL-ORD

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**REPLY COMMENTS OF OHIO HOME BUILDERS ASSOCIATION, INC.**

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**August 6, 2008**

**Attorney for Ohio Home Builders  
Association, Inc.**

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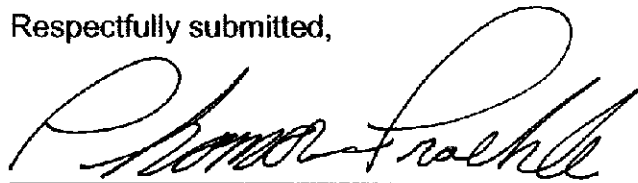
Ohio Home Builders Association, Inc. ("OHBA") provides its comments in reply to the initial comments filed on July 22, 2008 on the first of three sets of rules proposed by the Staff of the Public Utilities Commission of Ohio ("Commission") to implement the recently passed Amended Substitute Senate Bill 221 ("SB 221"), for the Commission's consideration.

While the proposed rules addressing the energy efficiency standards in Section 4928.66, Revised Code, among others, may not have been entirely embodied in the proposed rules released in this case, proposed rule 4901:1-38 includes a requirement that electric utilities file an application for approval for an energy efficiency schedule in limited circumstances. The Ohio Consumer and Environmental Advocates noted in initial comments at page 91 that any monitoring and verification should be based on the International Performance Measurement and Verification Protocol. While OHBA notes that the proposed rules in this section may not necessarily encompass all of the Commission's rules on energy efficiency, OHBA requests that the Commission and Staff be mindful that pursuant to Section 4928.66(A)(2)(e), Revised Code, that no

programs or improvements that are set forth in Section 4928.66 (A)(2)(d), Revised Code shall conflict with any statewide building code adopted by the Board of Building Standards.

With that in mind, OHBA requests that the Commission include rules that set forth any necessary process to ensure that energy efficiency programs or improvements do not conflict with statewide building codes and coordinate with the Board of Building Standards to ensure compliance with Section 4928.66(A)(2)(e), Revised Code.

Respectfully submitted,



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**August 6, 2008**

**Attorney for Ohio Home Builders  
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## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing *Reply Comments of Ohio Home Builders Association* was served upon the following parties of record this 6th day of August, 2008, via electronic transmission, hand-delivery or first class mail, postage prepaid.



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