

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE REVIEW OF THE
ALTERNATIVE ENERGY PORTFOLIO
STANDARDS IN OHIO ADM.CODE
CHAPTER 4901:1-40.

CASE NO. 22-871-EL-ORD

ENTRY

Entered in the Journal on June 7, 2023

{¶ 1} R.C. 121.95, as enacted October 17, 2019, required state agencies, including the Commission, to create a base inventory of regulatory restrictions contained in each of their rules by December 31, 2019.

{¶ 2} R.C. 121.951(A)(1), effective June 8, 2022, requires the Commission to amend or rescind rules identified in its base inventory – using the criteria listed in R.C. 106.03(A) – as necessary to reduce the total number of regulatory restrictions by thirty percent over the course of three years.

{¶ 3} The Commission initiated this proceeding to conduct a review of the rules contained in Ohio Adm.Code Chapter 4901:1-40 and to reduce the number of regulatory restrictions pursuant to R.C. 121.951(A)(1).

{¶ 4} On October 19, 2022, after evaluating the rules, the Commission issued Staff’s proposed amendments to the rules with a related Business Impact Analysis. The Commission’s Entry also invited stakeholders to file comments regarding the proposed rules.

{¶ 5} No comments were filed in response to the Commission’s October 19, 2022 Entry.

{¶ 6} On November 30, 2022, the Commission issued its Finding and Order adopting amendments to certain rules in Ohio Adm.Code Chapter 4901:1-40.

{¶ 7} Pursuant to the requirements of R.C. 111.15, the Commission filed the proposed amendments to Ohio Adm.Code Chapter 4901:1-40 with the Joint Committee on Agency Rule Review (JCARR). JCARR's jurisdiction over the amendments to the rules ended June 4, 2023.

{¶ 8} The amendments to the rules in Ohio Adm.Code Chapter 4901:1-40 will become effective on June 15, 2023.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the amendments to the rules in Ohio Adm.Code Chapter 4901:1-40, adopted through these proceeding, be effective on June 15, 2023. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon the electric industry service list, all investor-owned electric utilities and certified competitive retail electric service providers in the state of Ohio, as well as all commenters and interested persons of record in the instant case and Case Nos. 12-2156-EL-ORD, 13-651-EL-ORD, and 13-652-EL-ORD.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Jesse M. Davis

By: Jesse M. Davis
Attorney Examiner

NJW/mef

**This foregoing document was electronically filed with the Public Utilities
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in

Case No(s). 22-0871-EL-ORD

Summary: Attorney Examiner Entry setting the effective date of the amended rules as June 15, 2023 electronically filed by Ms. Mary E. Fischer on behalf of Jesse M. Davis, Attorney Examiner, Public Utilities Commission of Ohio.