

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE REVIEW OF OHIO
ADM.CODE CHAPTER 4901-1 RULES
REGARDING PRACTICE AND PROCEDURE
BEFORE THE COMMISSION.

CASE NO. 18-275-AU-ORD

IN THE MATTER OF THE REVIEW OF OHIO
ADM.CODE CHAPTER 4901:1-1 RULES
REGARDING UTILITY TARIFFS AND
UNDERGROUND UTILITY PROTECTION
SERVICE REGISTRATION.

CASE NO. 18-276-AU-ORD

IN THE MATTER OF THE REVIEW OF OHIO
ADM.CODE CHAPTER 4901-3 RULES
REGARDING OPEN COMMISSION
MEETINGS.

CASE NO. 18-277-AU-ORD

IN THE MATTER OF THE REVIEW OF OHIO
ADM.CODE CHAPTER 4901-9 RULES
REGARDING COMMISSION COMPLAINT
PROCEEDINGS.

CASE NO. 18-278-AU-ORD

ENTRY

Entered in the Journal on April 8, 2024

{¶ 1} On February 13, 2018, the Commission opened the above-captioned cases for the purpose of commencing the five-year review of the rules contained in Ohio Adm.Code Chapters 4901-1, 4901:1-1, 4901-3, and 4901-9.

{¶ 2} On July 12, 2018, the Commission held a workshop in these proceedings to enable interested stakeholders to propose revisions to Ohio Adm.Code Chapters 4901-1, 4901:1-1, 4901-3, and 4901-9. Representatives of several interested stakeholders attended the workshop, and two provided comments.

{¶ 3} On December 4, 2019, after evaluating the rules, the Commission issued Staff's proposed amendments to the rules with the related Business Impact Analyses. The

Commission's Entry also invited stakeholders to file comments regarding the proposed rules.

{¶ 4} Initial written comments were timely filed by the Ohio Farm Bureau Federation, Ohio Telecom Association (OTA), Ohio Edison Company, The Cleveland Electric Illuminating Company, and The Toledo Edison Company (FirstEnergy), Ohio Power Company (AEP Ohio), Industrial Energy Users-Ohio (IEU-Ohio), The East Ohio Gas Company d/b/a Dominion Energy Ohio (Dominion), Environmental Law & Policy Center, Interstate Gas Supply, Inc. (IGS), Columbia Gas of Ohio, Inc. (Columbia), Duke Energy Ohio, Inc. (Duke), Ohio Consumers' Counsel (OCC), Northwest Ohio Aggregation Coalition (NOAC), Northeast Ohio Public Energy Council, Edgemont Neighborhood Coalition, and Four A Energy Consulting Services, LLC. Reply comments were then timely filed on February 10, 2020, by OTA; Ohio Energy Group; IEU-Ohio; AEP Ohio; FirstEnergy; Ohio Manufacturers' Association Energy Group; The Dayton Power and Light Company (AES Ohio); IGS; collectively by OCC and NOAC; collectively by Columbia, Dominion, Duke, and Vectren Energy Delivery of Ohio, Inc.; and collectively by Coalition on Homelessness and Housing in Ohio, Harcatus Tri-County Community Action Organization, The Ohio Poverty Law Center, The Legal Aid Society of Cleveland, Pro Seniors, Inc., and Southeastern Ohio Legal Services.

{¶ 5} On October 18, 2023, the Commission issued a finding and order in this matter adopting amendments to certain rules in Ohio Adm.Code Chapters 4901-1, 4901:1-1, 4901-3, and 4901-9. Based on the requirements outlined in R.C. 121.951(A)(1), the Commission also incorporated numerous changes to the rules to meet the requirement for state agencies to reduce their total number of regulatory restrictions.

{¶ 6} OCC filed an application for rehearing on November 17, 2023. On November 27, 2023, Duke filed a memorandum contra the application for rehearing.

{¶ 7} On December 13, 2023, the Commission denied the November 17, 2023 application for rehearing.

{¶ 8} Pursuant to the requirements of R.C. 111.15, the Commission filed the proposed amendments to Ohio Adm.Code Chapters 4901-1, 4901:1-1, 4901-3, and 4901-9 with the Joint Committee on Agency Rule Review (JCARR). JCARR's jurisdiction over the amendments to the rules ended as of March 30, 2024.

{¶ 9} The amendments to the rules in Ohio Adm.Code Chapters 4901-1, 4901:1-1, 4901-3, and 4901-9 will become effective on April 11, 2024.

{¶ 10} It is, therefore,

{¶ 11} ORDERED, That the amendments to the rules in Ohio Adm.Code Chapters 4901-1, 4901:1-1, 4901-3, and 4901-9, adopted through this proceeding, be effective on April 11, 2024. It is, further,

{¶ 12} ORDERED, That a copy of this Entry be sent to all public utilities subject to the jurisdiction of this Commission via the industry service lists. It is, further,

{¶ 13} ORDERED, That a copy of this Entry be served upon all other interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Jacky Werman St. John

By: Jacky Werman St. John
Attorney Examiner

NJW/dr

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**Case No(s). 18-0275-AU-ORD, 18-0276-AU-ORD, 18-0277-AU-ORD, 18-0278-
AU-ORD**

Summary: Attorney Examiner Entry ordering that the amendments to the rules in Ohio Adm.Code Chapters 4901-1, 4901:1-1, 4901-3, and 4901-9, adopted through this proceeding, be effective on April 11, 2024. electronically filed by Ms. Mary E. Fischer on behalf of Jacky Werman St. John, Attorney Examiner, Public Utilities Commission of Ohio.