#### **BEFORE**

## THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Investigation	)	
into Long-Term Solutions Concerning	)	Case No. 83-303-GE-COI
Disconnection of Gas and Electric.	)	(Phase I)

#### **ENTRY**

The Commission issues the following Entry.

### General

This winter heating season, just as for the last several heating seasons, there will be no general moratorium on the disconnection of gas, natural gas, or electric service for non-payment of bills. We are concerned that gas, natural gas, and electric light companies under our jurisdiction assist customers in every way possible to maintain their service. We expect these companies to advertise as much as practicable the availability of the percentage of income payment plan (PIPP) as well as the other standard plans provided by Commission rule. We further expect the subject utilities to err on the side of maintaining service when there is a doubt as to the applicability or the interpretation of a rule.

### Special Reconnection Procedures/Winter 1996-1997

As in past years, the Commission is concerned about those who, because of limited financial resources, have had their gas and/or electric utility service disconnected because they are unable to pay their bills and who, because of arrearages, have been unable to have these services restored. We believe that the rules of the Commission have substantially assisted customers to keep gas and electric utility service in spite of their financial situation. Nevertheless, a number of Ohio citizens will enter the winter without utility service. This, we find, constitutes a continuing emergency. Therefore, in order to prevent injury to the interests of the public, we hereby direct, pursuant to authority provided by Section 4909.16, Revised Code, the gas, natural gas, and electric light companies under our jurisdiction to reconnect, forthwith, the service of those who have had their service disconnected for non-payment or to maintain the service of those who have received a notice that their service is to be disconnected for non-payment, provided that the person seeking to have service restored or maintained:

(A) Pays his/her arrearages as set forth in Rule 4901:1-18-06(A), of the Ohio Administrative Code (O.A.C.); cures any default he/she may have incurred on a standard payment plan provided pursuant to paragraphs (A) or (B) of Rule 4901-18-04, O.A.C., if the person is on such a plan;

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or pays \$175.00, whichever is less (funds for which may come in whole or in part, from the Emergency Home Energy Assistance Program or other energy assistance programs). If both the person's gas and electric service have been disconnected for non-payment and different companies provide these services, the companies involved may come to agreement as to the apportionment of the \$175.00 between them. If agreement is not possible, the companies shall apportion the \$175.00 based upon a ratio of the arrearages the person owes each company. If the same company provides both of these services then the \$175.00 should be apportioned based upon a ratio of the arrearages the person owes for each service. The \$175.00 includes any security deposit a utility may require. The utility may add to this amount a reconnection charge not to exceed \$20.00 or the company's tariff amount, whichever is less.

Customers who have had their gas and/or electric service disconnected for a fraudulent practice shall have that service reconnected upon the payment for the amount of service obtained fraudulently; plus any tariffed investigation fee; plus any defaulted amount not to exceed \$175.00; plus a reconnection fee not to exceed \$20.00 or the company's tariff amount, whichever is less;

(B) Applies for the regular Home Energy Assistance Program. A gas, natural gas, or electric light company may require proof that the person seeking restoration of service has applied for this program before it restores service to anyone who cannot pay his/her total utility bill. Because of the often lengthy interval between the mailing of an application for the Home Energy Assistance Program and the receipt by the applicant of written verification of the application, the utility shall accept the statement (oral or in writing) of the person seeking to have service restored that such application has been made. If written verification is not provided by the customer or by the Home Energy Assistance Program within eight weeks, the utility may remove the customer from the plan, require payment in full, and, if necessary, terminate service after following all required procedures. If the application period for an assistance program has lapsed or not yet begun, it is not necessary for the person seeking to have service restored to show that he/she has applied for that specific program; and,

(C) Enrolls, if eligible, in the percentage of income payment plan set out in Rule 4901:1-18-04(B), O.A.C., or, if he/she is not eligible for such plan, he/she enrolls in an extended payment plan, either one of the standard plans provided for in Rule 4901-18- 04(A), O.A.C., or some other plan, provided, of course, that he/she will ultimately be able to maintain service, if he/she qualifies, by enrolling in one of the standard plans set forth in Rule 4901:1-18-04(A), O.A.C.

Each utility should communicate in writing, by bill insert, or otherwise, to those whose service continues to be disconnected because of non-payment the fact that they can have their service restored and the procedures set forth by the Commission herein. These special reconnection procedures shall become effective no later than October 28, 1996. If this Commission determines that a utility is not following these procedures, we will take such steps as we deem appropriate to protect the customers that the utility serves.

We recognize that our jurisdiction does not reach to those utilities owned or operated by municipalities nor do we regulate rural electric cooperatives. We hope these essentially self- regulated entities will adopt the program laid out above so that together we can limit the number of Ohioans who will suffer from the lack of heat this winter.

# Application for Weatherization Program

Rule 4901:1-18-04(B)(5), O.A.C., requires anyone applying for the percentage of income payment plan also to apply, inter alia, for all weatherization programs for which he/she is eligible. Historically, we have suspended this requirement because the weatherization program sponsored by the Ohio Department of Development (Department), the largest such program in the State, had a backlog in some areas. Recently, we were informed that, though this program is still experiencing backlogs in some areas, the Department has a number of providers that are ready, willing and able to provide the services necessary to weatherize PIPP households. Department and various community action agencies wish to contact PIPP customers in those areas of the State where the Department is not experiencing a backlog in order to engage in additional outreach. The Department hopes that this contact will result in the increased weatherization of eligible homes, both reducing energy usage and the arrearages accruing to the account of the PIPP customer. By our Entry dated October 17, 1989 in this docket, the Commission directed gas, natural gas, and electric light companies to assist the Department in its effort to contact PIPP customers by periodically providing the Department with a list of the names, addresses, and, if available, the telephone numbers of its current PIPP customers. The Commission has decided that, in addition to this information, the utilities should provide monthly and annual consumption data and the total arrearage of each of its current PIPP customers. The utilities should provide the Department with two copies of

this information, at least one copy of which should be on computer disk. The information should be provided by county, by zip code, and by alphabetical name within the zip code. The utilities should provide the information required on an annual basis for the year ending April 30 to the Department's Office of Energy Efficiency by May 15. In order that there be no confusion on the part of customers, the companies should, to the extent practicable, notify customers applying for PIPP that their name, address, telephone number, consumption data, and total arrearages will be forwarded to the Department of Development and/or the local agencies it funds for weatherization. PIPP customers are required to apply for weatherization services if they are individually solicited by a provider affiliated with a utility or a Department of Development sponsored weatherization program. Because a backlog is still being experienced by the Department in some areas, we will renew our general suspension of Rule 4901:1-18-04(B)(5), O.A.C., to July 1, 1997, for those PIPP customers who are not individually contacted by a provider affiliated with a utility or a Department of Development sponsored weatherization program.

In addition, the Office of Energy Efficiency is conducting a Home Weatherization Assistance Program (HWAP) evaluation study. The utilities should supply the account number, address, monthly consumption data, billing payments, and arrearage data (monthly and total) to the Office of Energy Efficiency upon request. In an attempt to keep the names of PIPP/HWAP customers confidential as possible and out of the public domain, the utilities shall not provide the names of the customers for purposes of conducting the Office of Energy Efficiency's Home Weatherization Assistance Program Evaulation Study.

## **Data Collection**

One of the main reasons that the Commission continues to find it necessary to issue this Entry requiring special reconnection procedures is that low-income customers have had their gas and/or electric service disconnected for non-payment since the last winter heating season. The Commission is attempting to determine the reason for these non-heating season disconnections of service. To aid us in making this determination, each gas, natural gas, or electric light company under our jurisdiction is directed to complete the Special Data Request, attached to this Entry as Appendix A, and file it with Commission Staff at the place and times set forth in the request.

It is, therefore,

ORDERED, That, effective no later than October 28, 1996, gas, natural gas, or electric light companies under our jurisdiction restore service, pursuant to the terms set out above, of those whose gas or electric utility service has been disconnected for non-payment. It is, further,

ORDERED, That the requirement set forth in Rule 4901:1-18- 04(B)(5), O.A.C., be suspended until July 1, 1997, except for those PIPP customers individually con-

tacted by a provider affiliated with a utility or a Department of Development sponsored weatherization program. It is, further,

ORDERED, That each gas, natural gas, and electric light company under our jurisdiction provide, by county, the name, address, the telephone number, if available, of each of its current PIPP customers as well as monthly and annual consumption data for these customers on a timely basis to the Ohio Department of Development as discussed above. It is, further,

ORDERED, That each gas, natural gas, and electric light company under our jurisdiction provide the account number, address, monthly consumption data, billing payments, and arrearage data (monthly and total) upon request to the Office of Energy Efficiency's Home Weatherization Assistance Program Evaulation Study as discussed above. It is, further,

ORDERED, That each gas, natural gas, and electric light company under our jurisdiction provide the data requested in the Special Data Request, attached to this Entry as Appendix A, at the place and the times set forth in the request. It is, further,

ORDERED, That a copy of this Entry be served upon each party of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

Craig A. Glazer, Chairman

Jolynn/Barry Butler

Ronda Hartman Fergus

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77/10/00

Richard M. Fa

David V

Johnson

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Entered in the Journal OCT 1 0 1996

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Gary (2. Vigor

Secretary

# Appendix A

## **SPECIAL DATA REQUEST**

Gas, natural gas, and electric light companies under the jurisdiction of the Public Utilities Commission of Ohio should forward the following information to the attention of, Tonja D. Goins, Public Utilities Commission of Ohio, 180 E. Broad Street, Columbus, Ohio 43215-3793:

Column 01)	Total number of residential customers who avoided discon- nection, or re-established service using special reconnect pro- cedures;
Column 02)	Of those in Column one, only those customers that used special reconnect procedures to <u>avoid</u> disconnection.
Column 03)	Of those in Column one, the number on PIP;
Column 04)	Of those in Column one, the number on one-third plan or one-sixth plan prior to disconnect;
Column 05)	Of those in Column one, the number not on a payment plan prior to disconnect;
Column 06)	Of those in Column one, only those who signed up for PIPP at the time of reconnect or disconnection avoidance, excluding customers already on PIP;
Column 07)	Of those in Column one, only those who signed up for the one-third, or one-sixth payment plan at the time of reconnect or disconnection avoidance;
Column 08)	Total dollar amount that would have been required for re- connection of customers in Column one absent the special re- connect procedures;
Column 09)	Of the customers reconnected in Column one, the number disconnected for one week or less;
Column 10)	Of the customers reconnected in Column one, the number disconnected for more than one week but less than 30 days;

Column 11) Of the customers reconnected in Column one, the number

disconnected for 30 days but less than 90 days; and

Column 12) Of the customers reconnected in Column one, the number

disconnected for 90 days or more.

It is important that all columns are complete and reported accurately.

The information requested shall include data for the months of November 1996 (including October 31, 1996), December 1996, January 1997, February 1997, March 1997 and April 1, 1997, through April 15, 1997. This data is due no later than May 24, 1997. If you have any questions regarding the newly revised request, please contact **Tonja D. Goins** at 614-466-0138.

SERVICE NOTICE

PAGE 1

CASE NUMBER

83-303-GE-COI

CASE DESCRIPTION

DISCONNECTION FOR WINTER EMERGENCY

DOCUMENT SIGNED ON

October 10, 1996

DATE OF SERVICE

OCT 1 1 1996

PERSONS SERVED

PARTIES OF RECORD

ATTORNEYS

APPLICANT

DISCONNECTION FOR WINTER EMERGENCI NONE

83-303-GE-COI

Regular Parties

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