OMA ENERGY GROUP
WEEKLY BRIEFING

The Ohio Manufacturers' ASSOCIATION

Volume 12, Issue 34 • August 25, 2023

This Summary Contains Confidential and Privileged Information Pursuant to a Confidentiality Agreement and the Attorney-Client Privilege.
DO NOT DISTRIBUTE OR SHARE WITH NON-MEMBERS.

Statewide

PUCO Orders Utilities to Not Apply CAT to Solar Generation Fund Rider (Case No. 21-447-EL-UNC)

Summary: On remand from the Supreme Court of Ohio, the PUCO addressed whether the Commercial Activity Tax applies to Solar Generation Fund Rider (Rider SGF) and whether those tax amounts should be recovered from customers.

The OMAEG argued that the Rider SGF is not subject to the CAT, explaining that the applicable statute places the burden of paying any CAT amounts on those receiving Rider SGF funds, not those paying them.

This week, the PUCO issued an order agreeing with the OMAEG's argument. The PUCO stated: "The Rider SGF is not subject to CAT," meaning customers will not pay a tax on Rider SGF.

AEP

AEP Adjusts Various Riders (Case No. 89-6007-EL-TRF)

Summary: AEP updated its Enhanced Service Reliability Rider (ESRR), gridSMART Rider, and Distribution Investment Rider (DIR). Effective Sept. 1, the riders will be adjusted as follows:

- The ESRR will increase to 6.69857% of the customer's distribution charges from 5.90761% of the customer's distribution charges;
- The gridSMART Rider will increase to $16.41/month from $15.56/month; and
- The DIR will increase to 13.00494% of the customer's distribution charges from 8.73511% of the customer's distribution charges.

(Continued)

The Ohio Manufacturers' ASSOCIATION

FirstEnergy

PUCO Stays All House Bill 6 Proceedings for Another Six Months (Case Nos. 17-0974-EL-UNC, et al.)

Summary: The PUCO stayed the four pending House Bill 6 proceedings for an additional six months. The PUCO cited the U.S. Attorney's request, the federal criminal conviction appeals, and interference concerns. The stay will continue until at least Feb. 23, 2024, unless the PUCO orders otherwise.