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Statewide

PUCO Denies OMAEG's Request for Reconsideration of Solar Subsidy Order (Case No. 21-447-EL-UNC)

Summary: The PUCO has denied OMAEG's request for reconsideration of the PUCO order that unlawfully implemented the Solar Subsidy Rider. Despite the plain language of HB 128, the PUCO reiterated the same legal arguments on rehearing as set forth in the order and determined that:

- electric distribution utilities (EDUs) must collect \$20 million annually from customers to fund the subsidies for certain solar facilities, regardless of whether the facilities were operating or generating output during the relevant periods;
- EDUs must assess the Solar Subsidy Rider on a "per account basis" rather than on a "per customer basis," which will financially impact non-residential customers with multiple accounts;
- the PUCO lacked authority to add language to the Solar Subsidy Rider's tariffs so that charges collected through the rider could be returned to customers in the event the rider is later deemed unlawful; and
- customers are required to pay Commercial Activity Taxes (CAT) through the rider and not the EDUs, despite customers not receiving any electric services in the transaction.

OMAEG is considering appealing the decision to the Supreme Court of Ohio to protect members from the unreasonable and unlawful Solar Subsidy charges.

PUCO Lacks Authority to Investigate Randazzo's Conduct

Summary: State Rep. Jeffrey Crossman (D-Parma) has requested that the PUCO initiate an independent investigation into Sam Randazzo's conduct during his

tenure as PUCO chair, produce documents related to HB 6 and other matters, and ask the Supreme Court of Ohio to determine whether Randazzo's law license should be revoked.

In [response](#), PUCO Chair French stated that the commission will evaluate the public records request, but that it lacks legal authority to investigate Randazzo's alleged criminal behavior. The response also stated that the "proper authorities" are already investigating the allegations and that the PUCO opened four investigations concerning HB 6. Lastly, the response stated that any professional grievance filed against Randazzo cannot be disclosed publicly under the Ohio Rules of Professional Conduct.

AEP

PUCO Approves a Decrease to AEP's Rider EDR (Case No. 21-831-EL-RDR)

Summary: The PUCO has approved a decrease to AEP's non-bypassable Economic Development Cost Recovery Rider (Rider EDR) rate from 2.708392% of customers' distribution charges to 2.03027% of customers' distribution charges. The new rate will become effective with the first billing cycle of October 2021.