



**BEFORE THE SENATE ENERGY COMMITTEE
SENATOR BRIAN M. CHAVEZ, CHAIRMAN**

SUBSTITUTE SENATE BILL 2 PROPONENT TESTIMONY

**TESTIMONY
OF
KIM BOJKO
OMA ENERGY COUNSEL**

MARCH 18, 2025

Chairman Chavez, Vice Chair Landis, Ranking Member Smith, and Members of the Senate Energy Committee, my name is Kim Bojko and I am a partner with Carpenter Lipps LLP. I specialize in energy, public utilities, and regulatory law, as well as energy policy, and have been practicing in this area for over 26 years. I am here today on behalf of the Ohio Manufacturers' Association (OMA) to testify on Substitute Senate Bill 2, Version 5 (Sub. S.B. 2) as accepted on March 18, 2025.

We thank this Committee's leadership on this important energy bill and thank the Committee for ensuring that the annual true-up language actually trues up the forecasted plant additions and return utilized to project annual increases in customers' rates. We also thank the Committee for limiting utility ownership of generation to existing behind the meter projects.

While we continue to be concerned about allowing electric utilities to forecast their test years in rate cases and overturning decades of ratemaking law, we believe this legislation is a step in the right direction that will allow competitive markets to work without subsidies and without numerous electric security plan riders.

With these important changes made to Version 5 of Sub. S.B. 2, the OMA is pleased to support the bill and this Committee's efforts to support competitive markets and manufacturers in Ohio.

OMA does, however, urge the Committee to consider changing two more "may"s to "shall"s on lines 1584 and 1591 in Version 5 to further strengthen the annual true-up language.

Mr. Chairman and members of the Committee, that concludes my testimony. I would be happy to answer any questions you may have.