

_____ moved to amend as follows:

- In line 6 of the title, delete "behind-the-meter" and insert "submetered" 1
- In line 56, delete "behind-the-meter" and insert "submetered" 2
- In line 58, delete "behind-the-meter" and insert "submetered" 3
- In line 75, delete "natural gas or" 4
- In line 79, delete "natural gas" 5
- In line 80, delete "or" 6
- In line 98, delete "Behind-the-meter" and insert "Submetered" 7
- In line 104, delete "behind-the-meter" and insert "submetered" 8
- Delete lines 108 through 127 9
- In line 128, delete "(C)" and insert "(A)" 10
- In line 130, delete "(D)" and insert "(B)" 11
- In line 132, delete "(E)" and insert "(C)" 12
- In line 134, delete "(F)" and insert "(D)" 13



In line 138, delete "(G)" and insert "(E)" 15

In line 142, delete "(H)" and insert "(F)" 16

After line 143, insert: 17

"(G) "Submetered utility service" has the same meaning as 18
in section 4905.02 of the Revised Code. 19

(H) (1) "Submetered utility service provider" means, 20
subject to division (H) (2) of this section, a person, business, 21
or other entity that, either on its own behalf or under a 22
contract with a property owner, provides, constructs, or 23
installs for customers submetered utility service. 24

(2) In the case of resale of electricity to a tenant based 25
on metered consumption at the tenant's dwelling unit, the 26
submetered utility service provider is the master meter account 27
holder, or customer of record, with the public utility 28
delivering service to the premises, except to the extent that 29
such account holder or customer of record is a landlord who has 30
assigned responsibility for compliance with some or all of the 31
requirements of sections 4933.55 to 4933.59 of the Revised Code 32
to a third party by contract. The third party that assumed 33
responsibility for compliance with some or all of the 34
requirements of sections 4933.55 to 4933.59 of the Revised Code 35
is the submetered utility service provider to the extent that 36
the third party has assumed such responsibility." 37

In line 149, delete "behind-the-meter" and insert "submetered" 38

In line 150, delete "behind-the-meter" and insert "submetered" 39

In line 156, delete "natural gas or" 40

In line 157, delete "natural gas or" 41

In line 164, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	42
In line 165, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	43
In line 171, delete " <u>natural gas or</u> "	44
In line 172, delete " <u>natural gas or</u> "	45
In line 183, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	46
In line 206, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	47
In line 213, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	48
In line 238, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	49
In line 240, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	50
In line 246, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	51
In line 252, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	52
In line 254, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	53
In line 268, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	54
In line 270, after " <u>unit</u> " insert " <u>at a property or community with more than fifty dwelling units</u> "	55 56
In line 272, after " <u>community</u> " insert " <u>with more than fifty dwelling units</u> "; delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	57 58
In line 278, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	59
In line 292, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	60
In line 293, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	61
In line 294, after " <u>community</u> " insert " <u>with more than fifty dwelling units</u> "	62 63
In line 310, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	64

In line 312, after " <u>unit</u> " insert " <u>at a property or community with more than fifty dwelling units</u> "	65 66
In line 314, after " <u>community</u> " insert " <u>with more than fifty dwelling units</u> "; delete " <u>behind-the-</u> "	67 68
In line 315, delete " <u>meter</u> " and insert " <u>submetered</u> "	69
In line 320, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	70
In line 338, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	71
In line 341, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	72
In line 346, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	73
In line 347, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	74
In line 348, after " <u>community</u> " insert " <u>with more than fifty dwelling units</u> "	75 76
In line 356, after " <u>property</u> " insert " <u>or community with more than fifty dwelling units</u> "	77 78
In line 357, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	79
In line 359, delete " <u>behind-the-</u> "	80
In line 360, delete " <u>meter</u> " and insert " <u>submetered</u> "	81
In line 373, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	82
In line 374, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	83
In line 383, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	84
In line 385, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	85
In line 397, delete " <u>deny</u> " and insert " <u>issue a notice of deficiency in accordance with division (B) (2) of this section relating to any of</u> "	86 87
In line 398, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> ";	88

after "provider" insert "at a property or community with more than fifty dwelling units" 89
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In line 405, delete "(B)" and insert "(B) (1)" 91

In line 406, after the first "filing" insert "described in this section" 92
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After line 408, insert: 94

"(2) If a provider's application or filing described in this section does not comply with some or all of the requirements under sections 4933.56 to 4933.59 of the Revised Code, the commission shall notify the provider by using a notice of deficiency setting forth the manner of noncompliance in terms sufficiently specific to permit the provider to remedy the noncompliance. Upon a provider's amendment of an application or filing following a notice of deficiency, the commission shall approve or deny the provider's amended application or filing within thirty days of receipt." 95
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In line 409, after "provider's" insert "amended" 105

In line 412, after "filing" insert "described in this section" 106

In line 413, delete "denied" and insert "for which a notice of deficiency is not submitted"; delete "the time required by this section" and insert "ninety days" 107
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In line 417, after "may" insert "temporarily" 110

In line 419, after "Code" insert "for a period not exceeding sixty days" 111
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In line 420, delete "other good cause shown" and insert "the emergence of factors or circumstances affecting a party's compliance with those sections, which factors are beyond that party's control or which" 113
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<u>could not be reasonably anticipated by that party"</u>	116
In line 422, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	117
In line 423, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	118
In line 430, delete " <u>behind-the-</u> "	119
In line 431, delete " <u>meter</u> " and insert " <u>submetered</u> "	120
In line 433, after " <u>unit</u> " insert " <u>at a property or community with more than fifty dwelling units</u> "; delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	121 122 123
In line 439, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	124
In line 441, after " <u>unit</u> " insert " <u>at a property or community with more than fifty dwelling units</u> "; delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	125 126 127
In line 451, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	128
In line 453, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	129
In line 455, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	130
In line 465, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	131
In line 469, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	132
In line 478, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	133
In line 481, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	134
In line 486, delete " <u>behind-</u> "	135
In line 487, delete " <u>the-meter</u> " and insert " <u>submetered</u> "	136
In line 508, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	137
In line 518, after " <u>failure</u> " insert " <u>per impacted dwelling unit</u> "	138

In line 523, delete " <u>behind-</u> "	139
In line 524, delete " <u>the-meter</u> " and insert " <u>submetered</u> "	140
In line 533, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	141
In line 555, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	142
In line 570, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	143
In line 572, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	144
In line 575, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	145
In line 577, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	146
In line 580, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	147
In line 581, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	148
In line 637, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	149
In line 651, delete " <u>behind-the-meter</u> " and insert " <u>submetered</u> "	150

The motion was _____ agreed to.

<u>SYNOPSIS</u>	151
"Behind-the-meter" to "submetered"	152
R.C. 4905.02, 4911.22, 4933.51 to 4933.68, and 5321.04	153
Replaces "behind-the-meter utility service" and "behind-	154
the-meter utility service provider" with "submetered utility	155
service" and "submetered utility service provider" as	156
appropriate throughout the bill.	157
Natural gas billing service	158

R.C. 4905.02 and 4933.52	159
Removes both of the following:	160
- The exemption of billing service for the resale of natural gas to a tenant's dwelling unit or condominium based on metered consumption and delivered after the public utility's metered point of delivery from being classified as a public utility;	161 162 163 164 165
- The prohibition against the Public Utilities Commission (PUCO) adopting any rule permitting a public utility to set the location of, or refusing to relocate, any of its meters so as to prevent a billing service for natural gas at a point after natural gas service is delivered to the utility's metered point of delivery, and against a public utility from engaging in such actions.	166 167 168 169 170 171 172
Interim compliance plan and compliance plan	173
R.C. 4933.57, 4933.58, 4933.60, and 4933.62	174
Applies the requirements to file an interim compliance plan and compliance plan with PUCO, and the prohibition against the failure to do so, only to submetered utility service providers that resell electricity to a tenant based on metered consumption at the tenant's dwelling unit at a property or community with more than 50 dwelling unit.	175 176 177 178 179 180
Specifies that submetered utility service providers subject to the interim compliance plan and compliance plan requirements are required only to file such plans for each property or community with more than 50 dwelling units.	181 182 183 184
Requires only a landlord of a property or community with more than 50 dwelling units that is not the submetered utility	185 186

service provider to separately contribute or attest to the 187
language in each tenant's lease relating to submetered electric 188
service. 189

Limits the requirement that PUCO must approve or deny a 190
registration application to only such an application filed by a 191
submetered service provider at a property or community with more 192
than 50 dwelling units. 193

PUCO waiver of various requirements 194

R.C. 4933.61 195

Modifies the provision allowing PUCO to modify or waive 196
various requirements under the bill by: 197

- Specifying that such modification or waiver is 198
temporary, for a period not exceeding 60 days; 199

- Allowing PUCO to waive or modify such requirements to 200
account for the emergence of factors or circumstances affecting 201
a party's compliance with those sections which are beyond the 202
party's control or the party could not reasonably anticipate, 203
rather than for good cause shown. 204

Forfeiture per impacted dwelling unit 205

R.C. 4933.65 206

Specifies that PUCO may impose a forfeiture of not more 207
than \$100 for each violation or compliance failure per impacted 208
dwelling unit on a submetered utility service provider that 209
violates the bill. 210

Notice of deficiency 211

R.C. 4933.60 212

Requires PUCO, if it does not approve a submetering	213
service provider's initial registration application, interim	214
compliance plan filing, or compliance plan filing, to issue a	215
notice of deficiency setting forth the noncompliance in	216
sufficient terms for the provider to remedy the issue.	217
Requires PUCO to approve or deny a provider's amended	218
application or filing following a notice of deficiency within 30	219
days of receipt.	220
Provides that any of the above applications or filings not	221
approved or for which a notice of deficiency is not submitted	222
within 90 days is deemed approved by operation of law.	223