## As Introduced

## 131st General Assembly Regular Session 2015-2016

S. B. No. 156

Senator Jones Cosponsors: Senators Lehner, LaRose, Manning

## A BILL

То	amend sections 4928.54 and 4928.55 and to enact	1
	sections 4928.541, 4928.542, and 4928.543 of the	2
	Revised Code to modify the funding process for	3
	the percentage of income payment plan program.	4

## BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 4928.54 and 4928.55 be amended	5
and sections 4928.541, 4928.542, and 4928.543 of the Revised	6
Code be enacted to read as follows:	7
Sec. 4928.54. Beginning on the starting date of	8
competitive retail electric service, the The director of	9
development may services shall aggregate percentage of income	10
payment plan program customers for the purpose of competitively	11
auctioning establishing a competitive procurement process for	12
the supply of competitive retail electric <del>generation</del> -service <del>to</del>	13
for those customers. The process shall be an auction. Only	14
bidders certified under section 4928.08 of the Revised Code <del>and</del>	15
further qualified under eligibility criteria the director-	16
prescribes by rule under division (B) of section 4928.53 of the	17
Revised Code after consultation with the commission and electric-	18
light companies regarding any such rule. The objectives of may	19

participate in the auction shall be to provide reliable retail	20
electric generation service to customers, based on selection-	21
criteria that the winning bid provide the lowest cost and best-	22
value to customers. The rules adopted by the director under-	23
division (b) of section 4928.53 of the Revised Code shall ensure	24
a fair and unbiased auction process and the performance of any	25
winning bidder.	26
Sec. 4928.541. The competitive procurement process	27
established under section 4928.54 of the Revised Code shall be	28
conducted until a winning bid is selected.	29
Sec. 4928.542. The winning bid selected through the	30
competitive procurement process established under section	31
4928.54 of the Revised Code shall meet all of the following	32
requirements:	33
(A) Be designed to provide reliable competitive retail	34
electric service to percentage of income payment plan program	35
<pre>customers;</pre>	36
(B) Reduce the cost of the percentage of income payment	37
plan program relative to the otherwise applicable standard	38
service offer established under sections 4928.141, 4928.142, and	39
4928.143 of the Revised Code;	40
(C) Result in the best value for persons paying the	41
universal service rider under section 4928.52 of the Revised	42
Code.	43
Sec. 4928.543. The director of development services shall	44
adopt rules in accordance with Chapter 119. of the Revised Code	4.5
to implement sections 4928.54, 4928.541, and 4928.542 of the	46
Revised Code. The rules shall ensure a fair and unbiased auction	47
process and the performance of the winning bidder.	48

Sec. 4928.55. The director of development services shall	49
establish an energy efficiency and weatherization program	50
targeted, to the extent practicable, to high-cost, high-volume	51
use structures occupied by customers eligible for the percentage	52
of income payment plan program, with the goal of reducing the	53
energy bills of the occupants. Acceptance of energy efficiency	54
and weatherization services provided by the program shall be a	55
condition for the eligibility of any such customer to	56
participate in the percentage of income payment plan program.	57
Any difference between universal service fund revenues under-	58
section 4928.51 of the Revised Code and any savings in	59
percentage of income payment plan program costs as a result of	60
competitive auctioning under section 4928.54 of the Revised Code	61
shall be reinvested in the targeted energy efficiency and	62
weatherization program.	63
Section 2. That existing sections 4928.54 and 4928.55 of	64
the Revised Code are hereby repealed.	65