

NOTICE OF
CHANGE IN PROPOSED RULE

- The agency identified below in box 1 provides notice of proposed rule change pursuant to Utah Code Section 63G-3-301 and Subsection 53C-1-201(3)(c).
- Please address questions regarding information on this notice to the agency.
- The full text of all rule filings is published in the Utah State Bulletin unless excluded because of space constraints.
- The full text of all rule filings may also be inspected at the Division of Administrative Rules.

Agency Information

1. Agency: Public Service Commission - Administration
 Room no.:
 Building: HEBER M WELLS BLDG
 Street address 1: 160 E 300 S
 Street address 2:
 City, state, zip: SALT LAKE CITY UT 84111-2316
 Mailing address 1: PO BOX 45585
 Mailing address 2:
 City, state, zip: SALT LAKE CITY UT 84111-5585

Contact person(s):

Name:	Phone:	Fax:	E-mail:
Sheri Bintz	801-530-6714	801-530-6796	sbintz@utah.gov
Jordan White	801-530-6712		jordanwhite@utah.gov

(Interested persons may inspect this filing at the above address or at DAR during business hours)

Rule Information

DAR file no: 37508 Date filed: 07/30/2013 08:31 AM
 State Admin Rule Filing Key: 154480
 Utah Admin. Code ref. (R no.): R 746 - 200 - 7
 Changed to Admin. Code ref. (R no.): - -

Title

2. Title of rule or section (catchline):
 Residential Utility Service Rules for Electric, Gas, Water, and Sewer Utilities

Notice Type

3. Type of notice: Change in Proposed Rule
 Changes original proposed rule file no.:37508

Rule Purpose

4. Purpose of the rule or reason for the change:
 The Public Service Commission of Utah ("Commission") provided notice of proposed amendment to Rule R746-200 on April 9, 2013. In response, Questar Gas Company ("Questar"), the Utah Division of Public Utilities ("DPU") and Rocky Mountain Power ("RMP") provided comments and suggested changes to the proposed amendments. The Commission appreciates the parties' comments and generally finds the suggested changes to be helpful in providing additional clarity to the proposed amendments. To that end, the Commission provides this notice of change in proposed rule ("CPR") incorporating many of the suggested changes as described in more detail below. The Public Service Commission will not be accepting comments on this CPR.

Response Information

5. This change is a response to comments by the Administrative Rules Review Committee.

No

Rule Summary

6. Summary of the rule or change:

DPU suggested the Commission add the word "written" to R746-200-7.D.1.b . The CPR incorporates this change. Questar suggested the inclusion of the words "the period of service, including throughout" in R746-200-7.D.2.h. The CPR incorporates this change. RMP suggested several changes to the proposed rule that are incorporated in this CPR, including: (1) the insertion of the word "immediate" in R746-200-7.A.2.b; and (2) revisions to R746-200-7.A.3., requiring a written statement signed by a licensed medical provider, and including the required information previously identified in R746-200-7.A.2, R746-200-7.A.3 and R746-200-7.D.2. The Commission, however, declines to adopt RMP's proposed changes to R746-200-7.G.1, to allow customers selecting the paperless billing option to receive 10 calendar day notice of disconnection electronically rather the current requirement of notice by first class mail or delivery. The Commission recognizes that cost savings and efficiencies may be achieved by allowing for electronic notice. We are concerned, however, that individuals facing potential termination of electric service for lack of payment may have already lost or be in jeopardy of loosing internet service for lack of payment and therefore would not be able to receive electronic notice of termination of electric service via email.

Aggregate Cost Information

7. Aggregate anticipated cost or savings to:

A) State budget:

Affected: No

This rule filing clarifies and codifies current practice, and does not impact the state budget.

B) Local government:

Affected: No

This rule filing clarifies and codifies current practice, and does not impact the local government

C) Small businesses:

Affected: No

("small business" means a business employing fewer than 50 persons)

This rule filing clarifies and codifies current practice, and does not impact local businesses

D) Persons other than small businesses, businesses, or local government entities:

Affected: No

("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization of any character other than an agency)

This rule filing does not create any new procedures but instead codifies existing practice.

Compliance Cost Information

8. Compliance costs for affected persons:

None - The substantive requirements of this rule filing were established in 1981 through an administrative order by the Public Service Commission. This filing clarifies the practice that has developed and been followed by the related parties since then.

Department Head Comments

9. A) Comments by the department head on the fiscal impact the rule may have on businesses:

Because this filing clarifies requirements and practices that have been in place since 1981, there are no estimated fiscal impacts. The clarity provided by this filing could decrease compliance costs to utilities or provide intangible benefits to utility customers with medical issues.

B) Name and title of department head commenting on the fiscal impacts:

Ron Allen, Commission Chairman

Citation Information

10.

This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws.

State code or constitution citations (required) (e.g., Section 63G-3-402; Subsection 63G-3-601(3); Article IV) :
54-7-25

54-4-1

54-7-9

54-4-7

Incorporated Materials

11. This rule adds, updates, or removes the following title of materials incorporated by references (a copy of materials incorporated by reference must be submitted to DAR; if none, leave blank) :

Official Title of Materials Incorporated (from title page):

Publisher:

Date Issued:

Issue, or version:

ISBN Number:

ISSN Number:

Cost of Incorporated Reference:

Adds, updates, removes:

Comments

12. The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the Utah State Bulletin. See Section 63G-3-302 and Rule R15-1 for more information.)

A) Comments will be accepted until 5:00 p.m. on (mm/dd/yyyy) :

B) A public hearing (optional) will be held:

On (mm/dd/yyyy): At (hh:mm AM/PM): At (place):

Proposed Effective Date

13. This rule change may become effective on (mm/dd/yyyy): 08/29/2013

NOTE: The date above is the date on which this rule MAY become effective. It is NOT the effective date. After a minimum of seven days following the date designated in Box 12(A) above, the agency must submit a Notice of Effective Date to the Division of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.

Indexing Information

14. Indexing information - keywords (maximum of four, in lower case, except for acronyms (e.g., "GRAMA") or proper nouns (e.g., "Medicaid")):
public utilities
utility service shutoff
rules

File Information

15. Attach an RTF document containing the text of this rule change (filename):
There is a document associated with this rule filing.

To the Agency

Information requested on this form is required by Sections 63G-3-301, 302, 303, and 402. Incomplete forms will be returned to the agency for completion, possibly delaying publication in the Utah State Bulletin, and delaying the first possible effective date.

Agency Authorization

Agency head or designee, and title:

Jordan White Legal Counsel

Date (mm/dd/yyyy): 07/30/2013