

NOTICE OF
PROPOSED RULE AMENDMENT

- The agency identified below in box 1 provides notice of proposed rule change pursuant to Utah Code Section 63G-3-301.
- 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.

Rule Information

DAR file no: _____ Date filed: _____
 State Admin Rule Filing Key: 157593
 Utah Admin. Code ref. (R no.): R746-200-7

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:	Remove:
Sheri Bintz	801-530-6714	801-530-6796	sbintz@utah.gov	<input type="checkbox"/>
Jennie Jonsson	801-530-6763		jjonsson@utah.gov	<input type="checkbox"/>

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

Rule 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: Amendment

Rule Purpose

4. Purpose of the rule or reason for the change:

To clarify the requirements that must be met before a public utility may terminate service to a customer.

Response Information

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

No Yes

Rule Summary

6. Summary of the rule or change:

The amendment states that a public utility must provide the Division of Public Utilities (Division) with an electronic copy of a customer termination notice at or before the time the public utility issues the termination notice to the customer. The amendment further requires the Division to provide the customer with specific information and contact information relative to the proposed service termination.

Aggregate Cost Information

7. Aggregate anticipated cost or savings to:

A) State budget:

Affected: No Yes

To date, the Division has been using both certified and regular mail to contact a customer who risks losing utility service for non-payment. The rule allows the Division to use regular mail only. As a result, the Division will save approximately \$6 per contact.

B) Local government:

Affected: No Yes

Because this rule clarifies the process for terminating a customer's utility service, there are no anticipated costs or savings to local government.

C) Small businesses:

Affected: No Yes

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

The rule allows an affected business to communicate with the Division electronically. Therefore, it is anticipated that an affected business will be able to comply without incurring costs.

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

Affected: No Yes

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

The rule allows an affected person to communicate with the Division electronically. Therefore, it is anticipated that an affected person will be able to comply without incurring costs.

Compliance Cost Information

8. Compliance costs for affected persons:

The rule allows an affected person to communicate with the Division electronically. Therefore, it is anticipated that an affected person will be able to comply without incurring costs.

Department Head Comments

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

This rule results from a year-long test period in which the Division worked with customers and public utilities to develop an efficient and cost-effective method for communicating with customers who risk losing utility service for non-payment. Allowing the public utilities to communicate with the Division electronically will minimize compliance costs for businesses.

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

Thad LeVar, Commission Chair

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) :

54-4-1, 54-7-9, 54-7-25, 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 (mm/dd/yyyy)
Issue, or version (including partial dates)
ISBN Number
ISSN Number
Cost of Incorporated Reference
Adds, updates, removes-- SELECT ONE --

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) : 08/01/2016

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): 08/08/2016

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, one term per field, in lower case, except for acronyms (e.g., "GRAMA") or proper nouns (e.g., "Medicaid")):
public utilities, rules, utility service shutoff

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 Jennie Jonsson Date (mm/dd/yyyy): 06/07/2016
title: Administrative Law Judge