

BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA

IN THE MATTER OF A PERMANENT
RULEMAKING OF THE OKLAHOMA
CORPORATION COMMISSION AMENDING
**OAC 165:40. STANDARD TERMS OF
PURCHASES FROM PURCHASERS OF 100
KW OR LESS**

CAUSE NO. RM 201800011

FILED
NOV 02 2018

RULE IMPACT STATEMENT

COURT CLERK'S OFFICE - OKC
CORPORATION COMMISSION
OF OKLAHOMA

Pursuant to 75 O.S. § 303(D) of the Oklahoma Administrative Procedures Act, the Public Utility Division ("PUD") of the Oklahoma Corporation Commission ("Commission") submits the following Rule Impact Statement for its proposed rules regarding Title 165, Chapter 40 of the Oklahoma Administrative Code ("OAC").

I. Brief description of the purpose of the proposed rules:

The purpose of the proposed rules is to include changing the title of the chapter from 100kW to 300kW, and as needed, reflect throughout the chapter. In addition, rules proposed modify the definition of Small Power Producer; updating the 2014 National Electrical Code to 2018; shortening "Public Utility Division" to "PUD"; and changing the availability limit for Standard Purchases to 300 kW; removing the 25,000 kWh limit; removing the reference to Wind purchases; and changing the excess energy purchase limitation and proposing a time limit for billing period.

II. Description of classes of persons most likely to be affected by the proposed rules, including classes that will bear the cost of the proposed rules, and any information on cost impacts received by the agency from private or public entities:

The persons most likely to be affected by the proposed rules are electric service public utilities, electric service cooperatives, and certain producers of electric energy. As of the date of preparation of this Rule Impact Statement, PUD has not received any information regarding cost impact from any private or public entities.

III. Classes of persons who will benefit from the proposed rules:

The persons benefiting from the proposed rules are electric service public utilities, electric service cooperatives, and certain producers of electric energy.

IV. Description of the probable economic impact of the proposed rules upon affected classes of persons or political subdivisions, including a listing of all fee changes and justification for each fee change:

At this time, it is not expected that there will be any economic impact upon affected classes of persons or political subdivisions. The proposed rules do not propose any fee changes.

V. Probable cost and benefits to the agency and to any other agency of the implementation and enforcement of the proposed rules, the source of revenue to be used for implementation and enforcement of the proposed rules, and any anticipated effect on state revenues:

There is no additional cost to the Commission or to any other agency for implementation or enforcement of the proposed rules, and there is no anticipated effect on state revenues.

VI. Determination of whether implementation of the proposed rules will have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rules:

Implementation and enforcement of the proposed rules will not have an economic impact on any political subdivisions or require their cooperation in implementing or enforcing the rules.

VII. Determination of whether implementation of the proposed rules may have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:

It is not anticipated that the proposed rules will have an adverse economic effect on small business.

VIII. Explanation of the measures the agency has taken to minimize compliance cost and a determination of whether there are less costly or non-regulatory methods or less intrusive methods for achieving the purpose of the proposed rules:

The proposed rules do not increase compliance costs, and there are no known non-regulatory methods for achieving the purpose of the proposed rules.

IX. Determination of the effect of the proposed rules on the public health, safety and environment and, if the proposed rules are designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rules will reduce the risk:

The proposals are not specifically designed to reduce significant risks to the public health, safety, and environment; however, there is no anticipated effect of the proposed rules on public health, safety, or the environment.

X. Determination of any detrimental effect on the public health, safety and environment if the proposed rules are not implemented:

It is anticipated that there will be no detrimental effect on the public health, safety and environment if the proposed rules are not implemented.

XI. Date of preparation of Rule Impact Statement:

This Rule Impact Statement was prepared on the 2nd day of November, 2018.

Prepared by:



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