

BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA

Jwk  
IN THE MATTER OF A PERMANENT  
RULEMAKING OF THE OKLAHOMA  
CORPORATION COMMISSION AMENDING  
OAC 165:45, GAS SERVICE UTILITIES

CAUSE NO. RM 201800012

**FILED**  
OCT 18 2018

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NOTICE OF PROPOSED RULEMAKING

COURT CLERK'S OFFICE - OKC  
CORPORATION COMMISSION  
OF OKLAHOMA

**NOTICE IS HEREBY GIVEN** that the Public Utility Division ("PUD") of the Oklahoma Corporation Commission ("Commission") recommends that the Commission amend the Gas Service Utilities Rules that are set forth in the Oklahoma Administrative Code ("OAC") 165:45. The proposed changes address consumer services issues, simplify the processes for the industry to provide information to PUD, and provide consistent changes between other energy related chapters, and includes general cleaning up throughout the Chapter.

The proposed changes to OAC 165:45 are as follows:

In each Subchapter, including Subchapters 17 and 19, PUD proposes making general grammatical, formatting, and spelling changes, shortening defined terms, and clarifying business days versus calendar days.

In Subchapter 1, PUD proposes adding the definitions of CSD and PUD and removing the definition of Corporation Commission.

In Subchapter 3, PUD proposes adding in the requirement of photographic evidence to be provided to PUD when a utility is informed by PUD of any issue concerning plant, equipment or facilities; adding a requirement for installation of service lines and marking of trenches for public safety; adding language for piping; updating the gas code year; and update the time period for acquisition and or merger.

In Subchapter 5, PUD proposes additional language and requirements for slow meter, non-registering meters, billing issues, and installment payments; and specific billing period for meters for incorrect register and incorrect usage amount.

In Subchapter 9, PUD proposes adding the Commission's Emergency Liaison as a contact; and adds new requirements for responses to customer complaint inquiries;

In Subchapter 11, PUD proposes new requirement that a contact number be listed in the telephone directory, newsletter, publications of the utility and on the homepage of utility website for (24) hour service deficiency or emergency; new requirement that accounts for elderly or customer with disabilities can request to be flagged for intervention by CSD; removal and addition of language for commission notification procedures for elderly and consumers with disabilities; added clarification language for severe weather forecasting for disconnection of service for residential service and direction by PUD Director or designee; added language and requirements for notice of disconnection of service; new requirement for temporary service not to exceed 90 days without notification and justification; addition of name and toll-free number of CSD to bills.

In Subchapter 13, PUD proposes requiring promotional practices be submitted instead of being filed, and changes the submission date and the items to be included in the submission.

In Subchapter 15, PUD proposes addition of language for annual tariff submission for review or approval by PUD director and recovery shall a dispute arise.

In Subchapter 21, PUD proposes additional language for cybersecurity, and adds new requirements for reporting cybersecurity or infrastructure security events that affect immediate customers.

In Subchapter 23, PUD proposed revoking the entire Subchapter.

APPENDIX A is modified to clarify business days versus calendar days.

**NOTICE IS FURTHER GIVEN** that the Commission has jurisdiction to initiate this permanent rulemaking pursuant to the Oklahoma Administrative Procedures Act, 75 O.S. 2011, §§ 250 *et seq.*, 17 O.S. § 152, and Article IX, Section 18 of the Oklahoma Constitution.

**NOTICE IS FURTHER GIVEN** that the PUD believes it is necessary to adopt permanent rules clarifying and simplifying existing law and to address changes in best practices. Upon adoption of the permanent rules proposed herein, by the Commission, the proposed rules shall be submitted to the Governor and the Oklahoma Legislature for approval as permanent rules.

**NOTICE IS FURTHER GIVEN** that the proposed rules will be made available for public inspection at the Commission's Oklahoma City Court Clerk's office, First Floor, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105. A copy of the proposed rules may be requested by phone at (405) 521-2352, email at

courtclerk@occemail.com, or by visit to the Commission's Oklahoma City Court Clerk's Office. The proposed rules are also accessible on the Commission's website at <http://www.occeweb.com> and may be downloaded at no cost to the end user.

**NOTICE IS FURTHER GIVEN** that the Rule Impact Statement pursuant to 75 O.S. § 303(D) will be timely prepared and made available for public inspection in the Commission's Court Clerk's Office, First Floor, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105, no later than fifteen (15) days after the date of publication of this Notice of Proposed Rulemaking.

**NOTICE IS FURTHER GIVEN** that PUD will have **technical conferences on November 20, 2018 at 10:00 a.m.** and **December 13, 2018 at 10:00 a.m.** in Courtroom 301 Third Floor, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105. All parties interested in the proposed rules are urged and welcome to attend. One or more of the Commissioners may be present at the technical conferences and may participate in the dialogue with the rulemaking participants regarding the issues of the proposed rulemaking.


**NOTICE IS FURTHER GIVEN** that the Commission invites all interested persons to **submit comments regarding the proposed changes to the Rules on or before December 3, 2018.** Those persons interested in submitting comments should file one (1) copy of their comments, referring to Cause No. RM 201800012, with the Commission's Court Clerk's Office. The comments will be made available for public inspection by telephone, email, or in-person request during regular business hours of the Court Clerk's Office, 8:00 a.m. to 4:30 p.m.

Pursuant to 75 O.S. §§ 303 and 504, business entities are requested, if the proposed rules affect such entities, to provide to the Commission in writing, a description of the probable quantitative (costs) and qualitative impact of the proposed rules, economic or otherwise, and use quantifiable data to the extent possible, taking into account both short-term and long-term consequences.

**NOTICE IS FURTHER GIVEN** that the **Commission en banc shall consider the adoption of the proposed permanent rules at a public hearing at 9:30 a.m. on January 31, 2019, in Courtroom 301, Third Floor, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105.**

**NOTICE IS FURTHER GIVEN** that further information and inquiries regarding this proposed rulemaking should be directed to Jeff W. Kline, Assistant General Counsel, by telephone (405) 521-2308, e-mail [j.kline@occemail.com](mailto:j.kline@occemail.com), facsimile (405) 521-4150, or at Room 400, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105, or Post Office Box 52000, Oklahoma City, Oklahoma 73152-2000.

CORPORATION COMMISSION OF OKLAHOMA

  
DANA L. MURPHY, Chairman

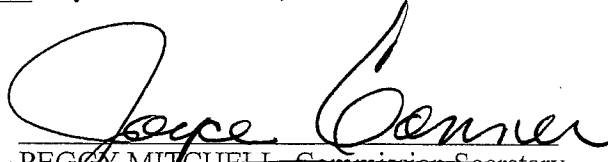
  
J. TODD HIETT, Vice Chairman

  
BOB ANTHONY, Commissioner

CERTIFICATION

DONE and PERFORMED this 18<sup>th</sup> day of OCTOBER, 2018 BY ORDER OF THE COMMISSION:

[Seal]

  
~~PEGGY MITCHELL, Commission Secretary~~  
JOYCE CONNER, Assistant Secretary