

As Introduced

**135th General Assembly
Regular Session
2023-2024**

S. B. No. 121

Senator Romanchuk

A BILL

To amend sections 4929.16 and 4929.162 of the 1
Revised Code to make changes to the natural gas 2
infrastructure development rider. 3

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

Section 1. That sections 4929.16 and 4929.162 of the 4
Revised Code be amended to read as follows: 5

Sec. 4929.16. As used in sections 4929.16 to 4929.167 of 6
the Revised Code: 7

(A) "Infrastructure development" means ~~constructing~~ 8
~~extensions of the construction, upgrading, extension, or any~~ 9
~~other investment in, or investment associated with, transmission~~ 10
or distribution facilities that a natural gas company owns and 11
operates. 12

~~(B)~~ (B) (1) "Infrastructure development costs" means the 13
investment to which both of the following apply: 14

~~(1)~~ (a) The investment is in infrastructure development. 15

~~(2)~~ (b) The investment is for any deposit required by the 16
natural gas company, as defined in the line-extension provision 17
of the company's tariff, less any contribution in aid of 18

construction received from the owner or developer of the 19
project. 20

(2) "Infrastructure development costs" includes 21
planning both of the following: 22

(a) Planning, development, and construction costs and, if 23
applicable, any allowance for funds used during construction. 24

(b) A return on all infrastructure development costs 25
associated with an economic development project, with the return 26
equal to the natural gas company's return on equity authorized 27
in the company's most recently approved rate case under section 28
4909.18 of the Revised Code. 29

Sec. 4929.162. Under an infrastructure development rider, 30
in each monthly billing period: 31

~~(A)~~ (A) (1) The natural gas company may not recover more 32
than ~~one dollar and fifty cents~~ three dollars from any single 33
customer in this state, for all projects that were approved 34
under section 4929.163 of the Revised Code and for which 35
recovery was authorized under that rider. 36

(2) If requested by the natural gas company, the public 37
utilities commission shall approve a regulatory deferral, 38
including carrying costs at the company's cost of long-term 39
debt, of any infrastructure development cost incurred for which 40
recovery in any individual year would exceed the limit under 41
division (A) (1) of this section. If the company does not have a 42
long-term debt cost, the company shall propose a rate for the 43
carrying cost. The commission shall permit the company to 44
collect any deferred or unrecovered infrastructure development 45
costs in the subsequent year and continuing thereafter as long 46
as the rate established in the infrastructure development rider 47

does not exceed the limit under division (A)(1) of this section. 48

(B) The company shall recover the same amount from every 49
customer. 50

Section 2. That existing sections 4929.16 and 4929.162 of 51
the Revised Code are hereby repealed. 52