



Ohio Administrative Code Rule 4901:1-39-06 Recovery mechanism.

Effective: [March 26, 2020](#)

(A) Concurrent with the filing of its program portfolio plan, the electric utility shall file a proposed rate adjustment mechanism for recovery of costs incurred in implementing its energy efficiency, peak-demand reduction, and demand response programs. If the electric utility proposes to include for recovery anything in addition to direct program implementation costs, the electric utility shall demonstrate how it proposes such recovery to occur and why such recovery is appropriate and necessary.

(B) Unless otherwise ordered by the commission, any person may file comments within thirty days after the filing of an electric utility's proposed recovery mechanism. Any person filing comments shall specify the basis for all recommendations made, or modifications that are suggested to be made to the electric utility's proposed recovery mechanism. Based on comments received, the commission may schedule a hearing on the proposed recovery mechanism. If the commission takes no action within thirty days of receiving comments, the recovery mechanism shall be automatically deemed to be reasonable. Any revenue received under the electric utility's rate adjustment mechanism shall be subject to potential disallowance and reconciliation based on the commission's decision issued in the annual performance verification process in rule 4901:1-39-05 of the Administrative Code.
