

NEW HAMPSHIRE DRAFTING AND PROCEDURE MANUAL
APPROVED 1-6-12 TO BE EFFECTIVE 2-20-12

APPENDIX II-F

OFFICE OF LEGISLATIVE BUDGET ASSISTANT
REQUEST FOR AMENDED FISCAL IMPACT STATEMENT

FIS Number 15:019

Rule Number Puc 1604.07(t)

<p>1. Agency Name & Address:</p> <p>Public Utilities Commission 21 S. Fruit Street, Suite 10 Concord, New Hampshire 03301</p>	<p>2. Date First Notice Published in <u>Rulemaking Register:</u> <u>2/12/15</u></p>
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3. Short Title: **Working Capital**

4. Contact Person:

Name: Rorie E. Patterson	Title: Staff Attorney
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Please submit this form only after your public comment period has concluded and only if, as a result of the public hearing and comment process, a change has been made to the proposed rule which affects the original fiscal impact statement. Please include a copy of the final, annotated proposed rule to the Office of Legislative Budget Assistant. Allow 5 working days from day of receipt for the amended fiscal impact statement to be returned. For additional information, see Section 2.11 of Chapter 3 in the Drafting and Procedure Manual for Administrative Rules.

As a result of notice and hearing, the following changes (described below or in an attachment) have been made to this proposed rule which affect the original fiscal impact statement, and the agency hereby requests an amended fiscal impact statement:

The Final Proposal includes a change to the applicability threshold associated with the rule, from the language in the Initial Proposal. Specifically, the Final Proposal applies to "Utilities with gross revenues of less than \$50,000,000" rather than applying to "Utilities with gross revenues of less than \$10,000,000[.]" as required by the Initial Proposal. The higher gross-revenue applicability threshold in the Final Proposal, if promulgated, was substituted in response to comments received by the Commission, from one water utility. This utility, PWW, is now indirectly owned by the City of Nashua, and, as a result of this acquisition, the Commission determines PWW's rates in a unique manner (*i.e.*, different from how the Commission determines the revenue requirements of all other utilities); in a sense, nearly all of PWW's revenue requirement is fully reconciling. Consequently, the application of the amended rule to PWW would likely not result in any savings to customers and would likely result in additional costs to PWW's customers (*e.g.*, the cost of the cost-of-service study required by the amended rule, PWW's rate-case expenses associated with supporting the study's conclusions and recommendations, and the Commission's costs associated with reviewing and adjudicating the study results). Also, based on PWW's unique circumstances, it is likely that a basis existed to allow the Commission to repeatedly waive the requirements of this rule.

The increase in the applicability threshold of the amended rule should not result in any reduction to the possible savings identified in the original FIS.

Rorie E. Patterson

Rorie E. Patterson

Name

Staff Attorney

Title

May 7, 2015

Date