

NOV 23 2010

APPENDIX II-C

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number Puc 2100

<p>1. Agency Name & Address:</p> <p>Public Utilities Commission 21 South Fruit Street Suite 10 Concord, NH 03301</p>	<p>2. RSA Authority: <u>RSA 365:8,VIII</u></p> <p>3. Federal Authority: _____</p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Amendment _____</p> <p>Repeal _____</p> <p>Readoption _____</p> <p>Readoption w/amendment <u>X</u></p>
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5. Short Title Puc 2100 - AFFILIATE TRANSACTIONS RULES

6. (a) Summary of what the rule says and the effect of the rule on those regulated:

Puc 2100 sets forth certain standards of conduct and related procedures governing the relationships between a distribution company and its affiliates transacting business in New Hampshire.

The amendments to Puc 2100 clarify certain provisions of the existing language within Puc 2100.

*↑
Uncler. The new Puc 2106.01(6) seems a substantive change.*

6. (b) Brief description of the groups affected:

The rules affect gas and electric distribution companies and their affiliates operating in New Hampshire. The rules also provide for non-discriminatory treatment of competitive affiliates and non-affiliated energy suppliers.

APPENDIX II-C (Continued)

RULEMAKING NOTICE FORM - Page 2

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule(s)	State Statute (RSA)	Federal Statute	Federal Regulation
Puc 2100 (other specific statute provisions implemented by specific rules are listed below)	RSA 374-F:4,IX RSA 374-F:7,IV RSA 366 RSA 365:8,V RSA 365:8,VIII RSA 365:8,XI RSA 365:8,XII RSA 365:8-a	none applicable	none applicable
Puc 2106	RSA 541-A:16,I(b) RSA 365:1-7, 19 (audit) RSA 365:40-44 (civil penalties)	none applicable	none applicable

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Lynn Fabrizio, Esq.**
Address: **21 South Fruit Street
Suite 10
Concord, NH 03301**

Title: **Staff Attorney**
Phone #: **603-271-2431**
Fax#: **603-271-3878**
E-mail: **lynn.fabrizio@puc.nh.gov**
TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **February 11, 2011**

Fax

E-mail

Other format (specify):

Filed with the Commission pursuant to Puc 203.02

9. Public hearing scheduled for:

Date and Time: **January 28, 2011 at 1:30 p.m.**

Place: **Public Utilities Commission**

21 South Fruit Street, Suite 10

Concord, NH 03301

L?
Puc 203.02
applies to
adjudicative proceedings

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # FIS 10-158 dated 11/05/10

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution: **The proposed rules do not modify an existing program or responsibility and do not apply to any political subdivision. They therefore do not violate Part I, Article 28-a.**

Unclear. PUC 2100 contains amendments. The new PUC 2106.01 (6) seems a modification of a responsibility on when to file a plan.

APPENDIX II-C (Continued)

RULEMAKING NOTICE FORM - Page 2

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7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: Lynn Fabrizio, Esq.
Address: 21 South Fruit Street Suite 10 Concord, NH 03301

Title: Staff Attorney
Phone #: 603-271-2431
Fax#: 603-271-3878
E-mail: lynn.fabrizio@puc.nh.gov
TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: February 11, 2011

Fax

E-mail

Other format (specify):

PUC recommends that a

written submission to be filed with the Commission in a manner consistent with the requirements of Puc 203-02.

9. Public hearing scheduled for:

Date and Time: January 28, 2011 at 1:30 p.m.

203.04 for adjudicative proceedings.

Place: Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301

Please check. Puc 203.04 is a format rule, but Puc 203.02 requires 2 written copies and an electronic copy, etc. otherwise delete this.