

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

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: **Affiliate Transactions**

6. (a) Summary of what the rule says and of any proposed amendments:

Puc 2100 provides standards of conduct regarding the relationship between public utilities and their affiliates. The current rules define three categories of affiliates, including a “competitive energy affiliate,” and describe standards of conduct and reporting requirements.

The proposed amendments add to the definition of “competitive energy affiliates” those affiliates that are engaged in “the development of an energy related generation, transmission, or distribution project.” The proposed amendments change some obligations that apply to competitive energy affiliates, clarify the utility’s reporting requirements, make other changes to implement the above, and update other language.

Puc 2100, the “Affiliate Transactions Rules,” implements RSA Chapter 366, titled “Affiliates of Public Utilities.”

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

The rules affect public utilities by regulating the utilities’ behavior with regard to their affiliates, by requiring certain record keeping by the utilities, and by requiring utilities to make certain filings with the Public Utilities Commission. The rules also affect the Commission which must receive and review those filings.

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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:4,VIII(a); RSA 374-F:7, I and V; RSA 365:8,V RSA 365:8,VIII; RSA 365:8, XI RSA 365:8, XII; RSA 365:8-a RSA 366	None	None
Puc 2102.01 Puc 2102.10	RSA 366:1, II; RSA 366:1, II(a)		
Puc 2106	RSA 541-A:16,I(b) RSA 365:1-7, 19 (audit) RSA 365:40-44 (civil penalties)		

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APPENDIX II-C (Continued)

RULEMAKING NOTICE FORM

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

Name:	Michael Sheehan, Esq.	Title:	Staff Attorney
Address:	NH Public Utilities Commission 21 South Fruit Street Suite 10 Concord, NH 03301	Phone #:	603-271-6028
		Fax#:	603-271-4033
		E-mail:	Michael.Sheehan@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: **March 25, 2015**

Fax

E-mail

Other format (specify):

9. Public hearing scheduled for:

Date and Time: **March 17, 2015, at 10:00 a.m.**
Public Utilities Commission
Place: **21 South Fruit Street, Suite 10**
Concord, NH 03301

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

FIS # **FIS 15:008** , dated **1/21/2015**

10. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposed rules do not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision of the State of New Hampshire. They therefore do not violate Part I, Article 28-a, of the N.H. Constitution by necessitating additional local expenditures by a political subdivision.