

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
DIVISION OF PUBLIC UTILITIES AND CARRIERS**

RULES APPLICABLE TO

NONREGULATED POWER PRODUCERS:      Docket D-14-162

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**NOTICE OF PROPOSED RULEMAKING**

Pursuant to the provisions of Section 39-1-1, 39-3-33 and 42-35-3 of the Rhode Island General Laws, as amended, the Division of Public Utilities and Carriers (the “Division”) hereby gives notice that it will solicit comments in a rulemaking proceeding to adopt amendments to existing rules entitled “Rules Applicable to Nonregulated Power Producers” (“NPP Rules”).

Specifically, the Division is proposing amendments to its NPP Rules to reflect recent changes made by the Public Utilities Commission (PUC) to its rules entitled “Consumer Protection Requirements for Nonregulated Power Producers”. The PUC’s amendments included changes to properly reflect the current respective statutory jurisdiction of the PUC and Division in addressing consumer complaints against Nonregulated Power Producers. The PUC’s rules now clarify that the Division shall solely be responsible for adjudicating consumer complaints against Nonregulated Power Producers. The Division is proposing amendments to its NPP Rules to be consistent with the recently amended PUC Rules. The proposed language will have no substantive impact on the existing complaint resolution process.

In the development of the proposed amendment, consideration was given to the following: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach or duplication or overlap was identified based upon available information.

A copy of the aforementioned Division’s proposed amended NPP Rules may be obtained in person at the Division, by mail by calling (401) 780-2105 or may be accessed through the following link on the Division’s website at:  
[http://www.ripuc.ri.gov/eventsactions/docket/D\\_14\\_162.html](http://www.ripuc.ri.gov/eventsactions/docket/D_14_162.html)

Prior to the public comment deadline of November 12, 2014, interested persons wishing to offer data, views, or arguments on this matter may direct those comments to:

John Spirito, Jr., Chief of Legal Services  
Division of Public Utilities and Carriers  
89 Jefferson Boulevard  
Warwick, Rhode Island 02888

General inquiries regarding this matter may be directed to the Division’s Rules Coordinator, Thomas Kogut, at (401) 780-2105.

Reference is made to R.I. Gen. Laws Chapters 42-35, 39-1, and 39-26.1 et seq., and specifically to: §§42-35-1, 42-35-2, 42-35-3, 42-35-4, 42-35-5, 39-1-15, 39-3-33, 39-1-38, and 39-1-27.1.

Thomas Kogut  
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Division of Public Utilities and Carriers  
89 Jefferson Boulevard  
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October 8, 2014