

## Public Utilities Commission of Ohio

### Dedicated Purpose Fund Group

#### 4A30 870614 Grade Crossing Protection Devices-State

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$664,669	\$1,103,011	\$827,321	\$810,485	\$828,887	\$2,400,000
% change	65.9%	-25.0%	-2.0%	2.3%	189.5%

**Source:** Dedicated Purpose Fund Group: \$1.2 million per year from the state gasoline tax

**Legal Basis:** R.C. 4907.471 and 4907.472; Section 375.10 of H.B. 110 of the 134th G.A.

**Purpose:** This line item is used to provide warning devices (including flasher lights and gates) at rail-highway crossings, pursuant to R.C. 4907.471. Funds from this line item are used to provide preliminary funding for upgrades or funding for which federal funds cannot be used (e.g., to cover preliminary engineering costs). The upgrades are undertaken by the railroads, and the PUCO reimburses them for the expenditure when the project is complete.

#### 4L80 870617 Pipeline Safety-State

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$330,795	\$283,293	\$346,094	\$325,372	\$340,489	\$359,377
% change	-14.4%	22.2%	-6.0%	4.6%	5.5%

**Source:** Dedicated Purpose Fund Group: Assessments against gas and natural gas pipeline operators (individual assessments are based on the total amount of gas supplied during the calendar year preceding the assessment; assessments are made in October of each year and the total amount assessed depends on the appropriation level)

**Legal Basis:** R.C. 4905.92; Section 375.10 of H.B. 110 of the 134th G.A. (originally established by H.B. 365 of the 119th G.A.)

**Purpose:** Moneys in this line item are used to administer the pipeline safety code for all gas and natural gas pipeline operators in the state and to finance PUCO's duties and responsibilities under the program. The line item partially covers the cost associated with PUCO's pipeline inspectors and inspection program.

## Public Utilities Commission of Ohio

### 5610 870606 Power Siting Board

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$511,024	\$993,433	\$889,858	\$1,222,506	\$1,159,598	\$1,273,325
% change	94.4%	-10.4%	37.4%	-5.1%	9.8%

**Source:** Dedicated Purpose Fund Group: Fees submitted with applications for a certificate of environmental compatibility and public need plus reimbursements for expenses incurred in processing applications. Utilities are billed annually for expenses incurred in the prior year.

**Legal Basis:** R.C. 4906.06; Section 375.10 of H.B. 110 of the 134th G.A. (originally established by H.B. 291 of the 115th G.A.)

**Purpose:** This line item provides operating funds for the Power Siting Board. The board is empowered to approve, disapprove, or "modify and approve" applications for a certificate of environmental compatibility and public need. A public utility must have such a certificate before constructing or expanding major utility facilities.

### 5F60 870622 Utility and Railroad Regulation

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$30,915,439	\$31,518,250	\$32,728,284	\$32,256,949	\$36,893,716	\$39,012,561
% change	1.9%	3.8%	-1.4%	14.4%	5.7%

**Source:** Dedicated Purpose Fund Group: Assessments against the intrastate revenues of the railroads and utilities regulated by the Public Utilities Commission. The total assessment in any year is equal to the agency's appropriation from the Public Utilities Fund (Fund 5F60; i.e., line items 870622 and 870624). If the agency's expenditures are less than its appropriation in a given year, the next year's assessment is reduced by the difference.

**Legal Basis:** R.C. 4905.10; Section 375.10 of H.B. 110 of the 134th G.A. (originally established by H.B. 215 of the 122nd G.A.)

**Purpose:** This line item funds activities related to the regulation of investor-owned telephone, electric, gas, water and sewer utilities. The item also funds the Commission's regulation of railroads.

## Public Utilities Commission of Ohio

### 5F60 870624 NARUC/NRRI Subsidy

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$65,919	\$66,442	\$25,925	\$67,521	\$67,892	\$85,000
% change	0.8%	-61.0%	160.4%	0.5%	25.2%

**Source:** Dedicated Purpose Fund Group: Assessments against the intrastate revenues of the railroads and utilities regulated by the Public Utilities Commission

**Legal Basis:** Section 375.10 of H.B. 110 of the 134th G.A. (originally established by H.B. 215 of the 122nd G.A.)

**Purpose:** This line item funds PUCO's share of an assessment levied by the National Association of Regulatory Utility Commissioners (NARUC) to support the National Regulatory Research Institute (NRRI). The fee is based on a percentage of utilities' operating revenues by class of utility.

### 5LTO 870640 Intrastate Registration

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$174,329	\$156,148	\$200,525	\$194,951	\$200,830	\$210,661
% change	-10.4%	28.4%	-2.8%	3.0%	4.9%

**Source:** Dedicated Purpose Fund Group: Fees paid by for-hire motor carriers operating solely in Ohio: \$30 per year for a tractor or truck pulling trailer, tow truck, or bus and \$20 per year for a straight truck, van, or car.

**Legal Basis:** R.C. 4921.19; Section 375.10 of H.B. 110 of the 134th G.A.

**Purpose:** This line item is used to enforce the Federal Motor Carrier Safety Regulations for intrastate motor carriers operating in Ohio.

### 5LTO 870641 Unified Carrier Registration

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$419,869	\$407,212	\$505,495	\$446,676	\$460,670	\$476,636
% change	-3.0%	24.1%	-11.6%	3.1%	3.5%

**Source:** Dedicated Purpose Fund Group: Fees for unified carrier registration

**Legal Basis:** R.C. 4921.11 and 4921.19; Section 375.10 of H.B. 110 of the 134th G.A.

**Purpose:** The fund receives fees for unified carrier registration. The Revised Code requires that annual fee amounts levied by PUCO be identical to those established by the Unified Carrier Registration Agreement (UCRA) Board of Directors as approved by the Federal Motor Carrier Safety Administration. Federal law mandates that all motor carriers required to register with the U.S. Department of Transportation (including private, for-hire, and exempt carriers, as well as brokers, freight forwarders, and leasing companies) pay the fees. Purely intrastate motor carriers are not subject to unified carrier registration fees.

## Public Utilities Commission of Ohio

### 5LT0 870642 Hazardous Materials Registration

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$695,500	\$665,720	\$77,306	\$0	\$0	\$0
% change	-4.3%	-88.4%	-100%	N/A	N/A

**Source:** Dedicated Purpose Fund Group: Registration and permitting fees paid by motor carriers that transport hazardous materials

**Legal Basis:** Discontinued line item (formerly R.C. 4921.15; originally established by H.B. 487 of the 129th G.A.)

**Purpose:** Funds from this line item were used to enforce the Hazardous Materials Transportation Law. Motor carriers transporting hazardous materials paid a unique registration fee to PUCO. H.B. 49 of the 132nd G.A. repealed this state-administered fee effective September 2017. Commercial motor vehicles that carry hazardous materials register with PUCO using the same forms used by motor carriers transporting non-hazardous materials.

### 5LT0 870643 Non-Hazardous Materials Civil Forfeiture

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$264,575	\$297,710	\$283,819	\$291,915	\$312,265	\$311,144
% change	12.5%	-4.7%	2.9%	7.0%	-0.4%

**Source:** Dedicated Purpose Fund Group: Forfeitures paid by for-hire motor carriers, private motor carriers, or persons subject to the laws governing the transportation of persons or property

**Legal Basis:** R.C. 4923.99 and 4921.21; Section 375.10 of H.B. 110 of the 134th G.A.

**Purpose:** This line item funds the administrative costs of the civil forfeitures program, and centralizes collection of civil forfeitures from for-hire motor carriers, private motor carriers, or persons subject to the laws governing the transportation of persons or property. The Revised Code requires that the forfeitures be deposited into the Public Utilities Transportation Safety Fund (Fund 5LT0) until a point of parity is reached when the amount in the fund equals the total amount appropriated from the fund for the fiscal year. Once the point is reached, additional forfeitures must be deposited into the GRF.

## Public Utilities Commission of Ohio

### 5LTO 870644 Hazardous Materials Civil Forfeiture

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$536,453	\$686,350	\$241,189	\$984,919	\$1,062,339	\$1,165,000
% change	27.9%	-64.9%	308.4%	7.9%	9.7%

**Source:** Dedicated Purpose Fund Group: Forfeitures paid by motor carriers and persons who transport hazardous materials

**Legal Basis:** R.C. 4923.99 and 4921.21; Section 375.10 of H.B. 110 of the 134th G.A.

**Purpose:** This line item funds emergency response training and other hazardous materials training programs throughout the state. According to law, 50% must go to Cleveland State University for its training program for public safety and emergency services personnel, and 45% must be distributed to other educational institutions, state agencies, regional planning commissions, and political subdivisions. The remaining 5% must be retained by PUCO for administering the law. In the event that the fund receives less than \$400,000, the Cleveland State University program would receive no less than \$200,000.

### 5LTO 870645 Motor Carrier Enforcement

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$4,397,333	\$4,775,136	\$6,147,391	\$4,495,707	\$5,072,017	\$6,400,372
% change	8.6%	28.7%	-26.9%	12.8%	26.2%

**Source:** Dedicated Purpose Fund Group: Revenues derived from annual taxes on for-hire motor carriers subject to PUCO regulation

**Legal Basis:** R.C. 4921.13 and 4921.19; Section 375.10 of H.B. 110 of the 134th G.A.

**Purpose:** Funds in this line item support activities related to the enforcement of statutes, rules and regulations governing for-hire motor carriers, which are a public utility in Ohio. PUCO ensures that these regulated motor carriers adhere to state and federal safety standards. This line item provides matching funds for federal grants funding appropriated through line items 870604 and 870608.

## Public Utilities Commission of Ohio

### 5Q50 870626 Telecommunications Relay Service

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$2,010,661	\$1,853,834	\$1,579,798	\$1,336,527	\$895,411	\$3,000,000
% change	-7.8%	-14.8%	-15.4%	-33.0%	235.0%

**Source:** Dedicated Purpose Fund Group: An annual assessment from telecommunication service providers. The Revised Code specifies that the amount assessed against each provider be determined using a competitively neutral formula determined by PUCO.

**Legal Basis:** R.C. 4905.84; Section 375.10 of H.B. 110 of the 134th G.A. (originally authorized by H.B. 562 of the 127th G.A.)

**Purpose:** The Americans with Disabilities Act mandates an intrastate telecommunications relay service (TRS) for persons with communication disabilities. TRS enables persons with hearing or speech disabilities to communicate by phone in a manner functionally equivalent to someone without such a disability through the use of a text telephone yoke (TTY) or other similar devices. This line item reimburses the service vendor for the costs of providing the service.

### 5QR0 870646 Underground Facilities Protection

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$0	\$0	\$0	\$0	\$0	\$50,000
% change	N/A	N/A	N/A	N/A	N/A

**Source:** Dedicated Purpose Fund Group: Fines for compliance failures regarding underground utility damage prevention

**Legal Basis:** R.C. 4913.29 and 4913.31; Section 375.10 of H.B. 110 of the 134th G.A. (originally established by the Controlling Board in FY 2016)

**Purpose:** This line item funds grants to provide public awareness, training, education, and incentive programs to reduce the number and severity of compliance failures among those that dig underground. Revenues to the fund consist of all fines collected under the underground utility damage prevention law enacted by S.B. 378 of the 130th G.A. The maximum fine is \$2,500 for a first offense and \$5,000 for a subsequent offense for most violations.

## Public Utilities Commission of Ohio

### 5QS0 870647 Underground Facilities Administration

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$332,058	\$58,977	\$0	\$0	\$0	\$636,368
% change	-82.2%	-100%	N/A	N/A	N/A

**Source:** Dedicated Purpose Fund Group: Registration fees and related fines paid by those who participate in the one-call notification system

**Legal Basis:** R.C. 4913.30; Section 375.10 of H.B. 110 of the 134th G.A. (originally established by the Controlling Board in FY 2016)

**Purpose:** Revenues to this fund consist of safety registration fees collected from each utility, excavator, developer, and designer who participates in the one-call notification system, and fines related to failure to register. The required safety registration fee, which is determined by PUCO, can be up to \$50 annually. PUCO must administer and oversee the registration process. R.C. 4913.03 provides that failure to register results in a fine up to \$2,500. This line item must be used for the operation of the underground technical committee, created under R.C. 3781.34. The line item also funds PUCO in the performance of its duties created under S.B. 378 of the 130th G.A.

### Federal Fund Group

#### 3330 870601 Gas Pipeline Safety

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$396,203	\$977,861	\$1,118,062	\$1,204,980	\$1,406,195	\$1,397,959
% change	146.8%	14.3%	7.8%	16.7%	-0.6%

**Source:** Federal Fund Group: FAL 20.700, Pipeline Safety

**Legal Basis:** R.C. 4905.91; Section 375.10 of H.B. 110 of the 134th G.A. (originally established by the Controlling Board in FY 1973)

**Purpose:** This line item contains operating funds for the Gas Pipeline Safety program. This federal grant program was originally authorized by the Natural Gas Pipeline Safety Act of 1968 and more recently by the Protecting our Infrastructure of Pipelines and Enhancing Safety Act of 2020. The grant supports up to 80% of the cost of personnel, equipment and activities reasonably required to carry out inspection and enforcement activities of intrastate pipeline facilities transporting natural gas or hazardous liquids. In order to remain eligible for the funds, the state must maintain a previously established level of effort. The state's share of expenses comes from line item 870622, Utility and Railroad Regulation.

## Public Utilities Commission of Ohio

### 3500 870608 Motor Carrier Safety

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$9,504,864	\$10,496,836	\$11,019,905	\$8,222,632	\$8,578,169	\$14,947,602
% change	10.4%	5.0%	-25.4%	4.3%	74.3%

**Source:** Federal Fund Group: FAL 20.218, Motor Carrier Safety Assistance Program (Federal Motor Carrier Safety Administration)

**Legal Basis:** R.C. 4921.21; Section 375.10 of H.B. 110 of the 134th G.A. (originally established by Controlling Board in 1984)

**Purpose:** These federal funds are used to administer the Motor Carrier Safety Assistance Program (MCSAP) involving the safe operation of commercial motor vehicles. Specific funded activities include vehicle inspections; traffic enforcement; motor carrier reviews; educational outreach by state agencies; safety data uploads and related data quality initiatives; and new entrant carrier reviews. To receive the grant, PUCO must maintain a certain level of expenditure, in addition to the required 15% matching share of a MCSAP grant award. Federal law changes in 2015 resulted in the consolidation of several federal grants, which increased the overall amount of funding for this specific grant. PUCO is the lead state agency for these federal funds, and the entire federal grant is appropriated through this line item. An appropriate amount of the grant is subsequently transferred to the Department of Public Safety to fund the Department's enforcement division. The matching funds for this line item come from line item 870645, Motor Carrier Enforcement.

### 3500 870648 Motor Carrier Administration High Priority Activities Grants and Cooperative Agreements

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$0	\$162,956	\$1,314,066	\$547,933	\$328,333	\$450,000
% change	N/A	706.4%	-58.3%	-40.1%	37.1%

**Source:** Federal Fund Group: FAL 20.237, High Priority grant to enhance the Motor Carrier Safety Assistance Program (Federal Motor Carrier Safety Administration)

**Legal Basis:** R.C. 4923.09, Section 375.10 of H.B. 110 of the 134th G.A. (originally established by Controlling Board in FY 2019)

**Purpose:** The High Priority grant program is a discretionary (competitive) grant program providing Federal financial assistance to enhance MCSAP commercial vehicle safety plan (CVSP) activities, maintain innovative technology, and new projects not included in the CVSP that have a positive impact on commercial motor vehicle safety. PUCO transfers all funds received to the Ohio Department of Public Safety, which uses the money to conduct safety enforcement activities such as vehicle inspections, commercial motor vehicle traffic stops, educational outreach to motor carrier operators, and coordination of drug interdiction activities.



## Public Utilities Commission of Ohio

### 3V30 870604 Commercial Vehicle Information Systems/Networks

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Adj. Approp.
\$1,563	\$35,538	\$145,863	\$8,889	\$80,266	\$0
% change	2,174.4%	310.4%	-93.9%	803.0%	-100%

**Source:** Federal Fund Group: FAL 20.205, Commercial Vehicle Information Systems/Networks (Federal Highway Administration, Highway Planning and Construction grants)

**Legal Basis:** Section 375.10 of H.B. 110 of the 134th G.A. (originally established by H.B. 94 of the 124th G.A.)

**Purpose:** Beginning in federal fiscal year 2017, the Commercial Vehicle Information Systems and Networks (CVISN) Program was renamed as the Innovative Technology Deployment (ITD) Program, but many programmatic components remain the same. Federal funds for the ITD Program are used to enhance existing computer systems for commercial vehicle inspections and registration. PUCO serves as the lead state agency and coordinates projects with departments of Public Safety and Transportation. Multiple federal transportation grants, including CVISN, were consolidated in 2015 with the enactment of the Fixing America’s Surface Transportation Act, or FAST Act. The Motor Carrier Safety Assistance Program High Priority grant program now includes components of the previously separate CVISN grant program.