



Ohio Administrative Code

Rule 4901:5-23-04 Actions taken upon declaration of an energy emergency.

Effective: July 7, 2023

(A) Voluntary curtailment to be enacted upon declaration of an energy emergency by the governor.

(1) Each coal supplier shall:

(a) Contact its consumers and alert them to the declaration of an energy emergency and impending shortage of coal.

(b) Appeal to its consumers to reduce their consumption of coal on a voluntary basis. The appeals shall, where appropriate, include suggestions for achieving such reductions by all coal consumers.

(c) Notify any of its consumers for whom its forecasted coal supplies are inadequate for the foreseeable future.

(d) Provide its consumers information regarding actions the coal supplier will take to allocate the available coal supply, the time period(s) when these actions will take place, and procedures to follow by consumers wishing to substantiate a claim for priority use.

(2) Each coal supplier maintaining stocks of coal shall report to the commission information that the commission determines is necessary to manage the energy emergency.

(3) The commission may:

(a) Calculate the remaining coal supply for priority use, other than electric power generation, in a reasonable manner.

(b) Provide information to suppliers and consumers regarding appropriate coal conservation measures.



(c) Provide public service announcements on television or other media regarding the declaration of an energy emergency and the impending shortage of coal.

(d) Take other actions it considers to be reasonable and appropriate.

(B) During an energy emergency, after consultation with the commission and appropriate coal suppliers and consumers, the governor may: (1) order mandatory curtailment of the use of coal, and (2) may prohibit coal suppliers from selling directly to consumers, or selling for resale, for use other than priority use.