

BY EMAIL

April 11, 2025

To: All Regulated Entities

All Other Interested Stakeholders

Re: Proposed Amendments to the *Rules of Practice and Procedure* relating to the use of artificial intelligence systems in preparing filings: Invitation to Comment (EB-2025-0142)

The Ontario Energy Board (OEB) is proposing amendments to its <u>Rules of Practice and Procedure</u> (Rules) to address the use of artificial intelligence (AI) systems by parties in preparing filings for the OEB.

The OEB recognizes that emerging technologies, such as AI systems, can often bring both opportunities and challenges. The potential use of AI systems in the preparation of documents filed with the OEB is not currently accounted for in the Rules.

The proposed amendments, which affect Rule 3 (Definitions) and Rule 9 (Documents, Filing and Service), are set out in Appendix A. They provide a definition of "artificial intelligence system" and impose obligations on parties to disclose any use of such systems in preparing their filings and to confirm that they have verified the content of those filings for accuracy.

The proposed amendments aim to ensure that information filed in OEB proceedings is verified for accuracy whenever it is generated by an Al system. Moreover, the proposed amendments provide for transparency between parties with respect to their use of an Al system during proceedings.

Invitation to Comment and Filing Instructions

Interested parties are invited to file any comments they have on the proposed amendments to Rule 3.01 and Rule 9.03 by **May 2, 2025**. The Chief Commissioner will consider any comments that are received before issuing final amendments to the Rules.

Interested parties are responsible for ensuring that any documents they file with the OEB **do not include personal information** (as that phrase is defined in the *Freedom*

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of Information and Protection of Privacy Act), unless filed in accordance with Rule 9A of the Rules.

Please quote file number, **EB-2025-0142** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the OEB's web portal at https://p-pes.ontarioenergyboard.ca/PivotalUX

- Filings should clearly state the sender's name, postal address, telephone number, and e-mail address.
- Please use the document naming conventions and document submission standards outlined in the Regulatory Electronic Submission System (RESS) Document Guidelines found at www.oeb.ca/industry.
- Parties are encouraged to use RESS. Those who have not yet set up an account, or require assistance using the web portal, can contact registrar@oeb.ca for assistance.

All communications should be directed to the attention of the Registrar at Registrar@oeb.ca and be received by end of business, 4:45 p.m., on the required date. With respect to distribution lists for all electronic correspondence and materials related to this consultation, interested parties must include the Case Manager, Mathura Thiruparanathan at mathura.thiruparanathan@oeb.ca and OEB Counsel, Lawren Murray at lawren.murray@oeb.ca.

Yours truly,

Nancy Marconi Registrar

PART I - GENERAL

3. Definitions

3.01 "artificial intelligence system" means a machine-based system that makes inferences from the input it receives, in order to generate outputs such as predictions, content, recommendations or decisions.¹

PART II - DOCUMENTS, FILING, SERVICE

9. Filing and Service of Documents

- 9.03 Any party who uses an artificial intelligence system in the preparation of a document filed with the OEB must at the beginning of such a document:
 - (a) advise that an artificial intelligence system was used in the preparation of the document; and
 - (b) confirm that the accuracy of the part(s) of the document generated by an artificial intelligence system has been verified by the party or its representative without the assistance of an artificial intelligence system.

¹ The proposed definition of artificial intelligence is based on the Government of Ontario's <u>Responsible</u> <u>Use of Artificial Intelligence Directive</u>.