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BEFORE THE
ILLINOIS COMMERCE COMMISSION
PUBLIC UTILITIES REGULAR OPEN MEETING
Thursday, June 23, 2022
Chicago, Illinois
Met pursuant to notice at 11:30 a.m. at 160 North
LaSalle Street, Chicago, Illinois.

PRESENT:

- CARRIE ZALEWSKI, Chairwoman
- ETHAN KIMBREL, Commissioner
- MARIA BOCANEGRA, Commissioner
- MICHAEL CARRIGAN, Commissioner
- ANN MCCABE, Commissioner

BRIDGES COURT REPORTING
BY: Quinn Dean
Electronic Reporter

1 CHAIR ZALEWSKI: We're now moving on to our
2 Public Utilities Agenda. There are edits to the
3 May 25th, 2022, Regular Open Meeting minutes.

4 Are there any objections to approving
5 the minutes as edited?

6 (No verbal response.)

7 Hearing none, the minutes are approved.

8 Under our electric utilities items,
9 Item E-1 concerns MidAmerican's filing to make changes
10 to incorporate amendments to the Public Utilities Act
11 regarding prohibition of low income deposits and late
12 payment fees as well as credit card payment fees. The
13 Commission Staff reviewed the filing and recommends not
14 suspending it.

15 Are there any objections to not
16 suspending the filing?

17 (No verbal response.)

18 Hearing none, the filing is not
19 suspended.

20 Item E-2 concerns ComEd's motion to
21 withdraw its petition for approval of a new tariff,
22 Rider prepaid - customer prepayment applications

1 experiment. The filing aimed to implement a limited
2 pilot program intended to evaluate whether and how
3 residential customers might use and benefit from an
4 option to prepay for electric service.

5 ComEd now motioned to withdraw its
6 petition without prejudice, noting that the filing
7 became outdated while it was stayed and a lot of ComEd
8 practices have changed since the initial filing.
9 Commission Staff does not object to the motion to
10 withdraw.

11 Are there any objections to granting
12 the motion to withdraw?

13 (No verbal response.)

14 Hearing none, the motion is granted.

15 Item E-3 concerns Ameren's
16 modifications to its electric energy efficiency and
17 demand response and natural gas energy efficiency plan.
18 Ameren modified its plan in accordance with PA
19 102-0662, which was passed by the Illinois legislature
20 after the 2022 plan was approved. The order on
21 reopening before us today approves the proposed
22 modifications.

1 Are there any objections to approving
2 the order?

3 (No verbal response.)

4 Hearing none, the order is approved.

5 Item E-4 concerns a petition by
6 MidAmerican requesting consent and approval to engage
7 in a transaction with an affiliated interest. The
8 order grants a petition finding that the financing
9 proposal set forth in the petition is in the public
10 interest and supported by the evidence in the docket.

11 Are there any objections to approving
12 the order?

13 (No verbal response.)

14 Hearing none, the order is approved.

15 Item E-5 concerns an application for a
16 Certificate of Service Authority to operate as an
17 installer of distributed generation facilities in
18 Illinois. The order grants the certificate, finding
19 that the Applicant meets the requirements.

20 Are there any objections to approving
21 the order?

22 (No verbal response.)

1 Hearing none, the order is approved.

2 Items E-6 through E-8 concern
3 applications for certificates of authority to install,
4 maintain, or repair electric vehicle charging station
5 facilities in Illinois. The orders grant the licenses,
6 finding that the Applicants meet the requirements.

7 Are there any objections to considering
8 these items together and approving the orders?

9 (No verbal response.)

10 Hearing none, the orders are approved.

11 Item E-9 concerns Elara Energy
12 Services' petition to cancel its Certificate of Service
13 Authority to install energy efficiency measures. The
14 order grants the petition and cancels the certificate.

15 Are there any objections to approving
16 the order?

17 (No verbal response.)

18 Hearing none, the order is approved.

19 Items E-10 through E-16 concern
20 applications for a certification to install energy
21 efficiency measures in Illinois. The orders grant the
22 certificates, finding that the Applicants meet the

1 requirements.

2 Are there objections to considering
3 these items together and approving the orders?

4 (No verbal response.)

5 Hearing none, the orders are approved.

6 Under our gas utilities items, Item G-1
7 concerns MidAmerican's filing to revise its gas tariff
8 to incorporate amendments to the Public Utilities Act
9 regarding prohibition of the low income deposits and
10 late payment fees as well as credit card payment fees.
11 The Commission Staff reviewed the filing and recommends
12 not suspending it.

13 Are there any objections to not
14 suspending the filing?

15 (No verbal response.)

16 Hearing none, the filing is not
17 suspended.

18 Item G-2 concerns approval of agreed
19 penalty for violations during the Village of Sims'
20 operation of their gas utility. In a separate docket
21 in February of 2022, the Commission approved asset
22 purchase agreement between Sims and Ameren. With the

1 completion of the sale, the Staff report dated May 3rd
2 of 2022, that will be filed in this docket which
3 recommends that the Commission now approve the agreed
4 penalty amount of \$10,000 as allowed by Section 7 of the
5 Illinois Gas Pipeline Safety Act. The order approves
6 the agreed penalty.

7 Are there any objections to approving
8 the order?

9 (No verbal response.)

10 Hearing none, the order is approved.

11 Item G-3 concerns a complaint against
12 Peoples Gas as to wrongful charges. The Commission
13 finds that the complainant failed to show that he was
14 wrongfully charged. The order denies the complaint.

15 Are there any objections to approving
16 the order?

17 (No verbal response.)

18 Hearing none, the order is approved.

19 Item G-4 concerns a complaint against
20 Direct Energy Services as to billing and charges in
21 Chicago. The parties have filed a stipulation and
22 joint motion to dismiss -- excuse me -- noting that

1 they resolved all the disputes and asking the
2 Commission to dismiss the complaint with prejudice.

3 Are there any objections to granting
4 the motion to dismiss?

5 (No verbal response.)

6 Hearing none, the motion is granted.

7 Item G-5 concerns Illinois Gas
8 Company's request to reconcile revenues under their gas
9 adjustment charges for the 2021 calendar year. The
10 orders approved the reconciliation as is set in the
11 appendix to the order, finding that the costs during
12 the -- excuse me -- reconciliation period were
13 prudently incurred.

14 Are there any objections to approving
15 the order?

16 (No verbal response.)

17 Hearing none, the order is approved.

18 Item G-6 concerns Illinois Gas
19 Company's petition for Commission's approval to enter
20 into a lease agreement with an affiliated interest,
21 Illinois Real Estate Company I-R-E-C, or IREC. The
22 order grants the petition, finding that the petition is

1 consistent with the requirements of the Public Utilities
2 Act and requires The Illinois Gas Company to record its
3 transactions with IREC in separate subaccounts as
4 recommended by Staff.

5 Are there any objections to approving the
6 order?

7 (No verbal response.)

8 Hearing none, the order is approved.

9 Under our telecommunications items,
10 Item T-1 concerns a complaint by Maggio Truck Center
11 against Frontier North as to the quality of phone
12 service. The order denies the complaint, finding that
13 the Complainant failed to prove the origin of the
14 problem, while the Respondent provided evidence showing
15 that the Respondent performed tests and either found no
16 issues on its own side of the network or immediately
17 repaired them.

18 Are there any objections to approving
19 the order?

20 (No verbal response.)

21 Hearing none, the order is approved.

22 Item T-2 concerns a petition by

1 Illinois Public Telephone to cancel their certificate
2 to operate in Illinois. The order cancels the
3 certificate, finding that the cancellation will not
4 deprive any Illinois customers of necessary
5 telecommunications service and is not otherwise
6 contrary to the public interest.

7 Are there any objections to approving
8 the order?

9 (No verbal response.)

10 Hearing none, the order is approved.

11 Items T-3 concern a request for
12 confidential treatment of Petitioner's annual report.
13 The order grants the protection providing that the
14 information is highly proprietary and confidential.

15 Are there any objections to approving
16 the order?

17 (No verbal response.)

18 Hearing none, the order is approved.

19 Under our water and sewer items, W-1
20 concerns Spring Creek Condominium Association's motion
21 to withdraw its complaint against Illinois-American
22 Water Company, requesting that the Illinois-American

1 take possession of the association's private fire
2 hydrant. Spring Creek decided not to proceed with the
3 complaint and motioned to withdraw it.

4 Are there any objections to grant a
5 motion to withdraw?

6 (No verbal response.)

7 Hearing none, the motion to withdraw is
8 granted.

9 W-2 concerns a complaint against the
10 Prairie Path Water Company, alleging Prairie Path
11 overcharged a customer for water services. The parties
12 have settled all issues and filed a stipulation and
13 joint motion to dismiss motion to dismiss with
14 prejudice.

15 Are there any objections to granting
16 the motion to dismiss?

17 (No verbal response.)

18 Hearing none, the motion to dismiss is
19 granted.

20 W-3 concerns Illinois-American Water's
21 proposed rate increases for water and sewer service.
22 The order resuspends the tariff for a further period of

1 six months to complete the Commission's investigation.

2 Are there any objections to approving
3 the resuspension order?

4 (No verbal response.)

5 Hearing none, the order is approved.

6 Under our Miscellaneous items, Item M-1
7 concerns consolidated Dockets 17-0857 and 20-0457,
8 which is a rulemaking to amend parts 412 and 512 of the
9 Commission's rules. Part 412 governs obligations of
10 retail electric suppliers. Part 512 governs
11 obligations of alternative gas suppliers.

12 The proposed amendments are uncontested
13 with the exception of four issues: First, the order
14 concurs with Staff on the definition of in-person
15 solicitation; second, the order adopts ICEA's proposed
16 edits related to the definition of "consumer group";
17 third, the order deletes Section 512.160(c)(3) and
18 modifies Section 412.160(d)(3) by replacing the
19 reference to early termination fees with the
20 exclusionary language stated in Section 412.220(a); and
21 fourth, the order rejects the proposals raised by
22 Illinois Energy, ICEA and RESA regarding availability

1 to a customer of the new rates. The order directs that
2 the proposed amendments, as reflected in the appendix,
3 be submitted to the joint committee on administrative
4 rules to initiate the second notice period.

5 Are there any objections to approving
6 the order?

7 (No verbal response.)

8 Hearing none, the order is approved.

9 Moving on to other business, Item O-1
10 concerns approval of batches, contracts, and
11 confirmations under the Illinois Solar For All Program.

12 Are there any objections to approving
13 the program administrator submissions?

14 (No verbal response.)

15 Hearing none, these submissions are
16 approved.

17 Item O-2 concerns approval of batches,
18 contracts, and confirmations under the Illinois
19 Adjustable Block Program.

20 Are there any objections to approving
21 the program administrator submissions?

22 (No verbal response.)

1 Hearing none, these submissions are
2 approved.

3 Item 0-3 concerns the Commission's
4 annual report to the general assembly on the cable and
5 video service deployment by providers that were granted
6 state issued cable and video service authorization.
7 Each provider is required to report on its cable
8 service and video service and metrics regarding its low
9 income house customers. The Commission then reports
10 this information on its annual report.

11 Are there any objections to approving
12 the report?

13 (No verbal response.)

14 Hearing none, the report is approved.

15 Item 0-4 concerns the Commission's
16 response to Rockies Express Pipeline request for a special
17 permit. The Commission response notes that the Commission
18 requests pipeline and hazardous material safety
19 administration to deny REX's 2022 special permit request
20 as the risks associated with the pipeline failure are too
21 great to allow continued operation in these areas at the
22 elevated pressure. The response states that the

1 proposed higher pressure in Class 2 locations poses
2 increased risk to the environment, health, and safety of
3 Illinois citizens.

4 Are there any objections to approving
5 the ICC response hearing?

6 (No verbal response.)

7 Hearing none, the response is approved.

8 This concludes our agenda.

9 Judge Teague Kingsley, do we have other
10 matters to come before the Commission today?

11 JUDGE TEAGUE KINGSLEY: No, Madam Chairman.

12 CHAIR ZALEWSKI: Do the Commissioners have any
13 other business to discuss.

14 (No verbal response.)

15 I just want to introduce our new
16 intern, Sydney Weiss, who is in the audience today.
17 She's a 2L night student at Kent Law and also has a
18 wealth of experience working with water regulation
19 having worked at NWRT, and she currently also works for
20 the US EPA water division. She is very busy, indeed.
21 And Sydney has demonstrated great aptitude for the
22 complex subject matter in the very short time that

1 she's been here. So we already appreciate the work
2 that she's done for the Commission.

3 With no other business to discuss, and
4 without objection, the meeting is now adjourned. Thank
5 you.

6 (WHEREUPON, the above-entitled matter
7 was adjourned.)

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