

BEFORE THE
ILLINOIS COMMERCE COMMISSION
PUBLIC UTILITIES
SPECIAL OPEN MEETING
THURSDAY, NOVEMBER 30, 2023

Springfield, Illinois

Met pursuant to notice at 10:00A.M.
via video conference in Springfield, Illinois.

PRESENT:

MR. DOUGLAS P. SCOTT, CHAIRMAN

MICHAEL T. CARRIGAN, COMMISSIONER

CONRAD REDDICK, COMMISSIONER

STACEY PARDIS, COMMISSIONER

ANN McCABE, COMMISSIONER

MAGNA LEGAL SERVICES

BY: Evelyn Carter, CER,

Notary Public

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1 CHAIRMAN SCOTT: Is everything ready in
2 Chicago? Very good. Thanks.

3 Good morning, everyone. Under the Open
4 Meetings Act, I call the November 30, 2023 Special Open
5 Meeting to order.

6 Commissioners Carrigan, McCabe, Reddick
7 and Paradis are with me in Springfield; we have a
8 quorum. We have seven requests to speak today from
9 Steve Wegman, Catherine Fritz, Nate Baguio, Jack Lavin,
10 Chris Riser, Edith Makra, and Walter Turner. All the
11 speakers are remote. I would ask the speakers if you
12 could, please turn on your cameras when you're making
13 your remarks.

14 Under 2, Illinois Administrative Code,
15 Section 1700.10, any person desiring to address the
16 Commission shall be allowed up to three minutes. Only
17 one person may speak on behalf of any organization.
18 Please note that the Commission will not respond
19 directly to your comments.

20 We also request that if you are
21 presenting remotely, as I said, you turn on your
22 camera, we will hear from our speakers in the order

1 just listed, beginning with Mr. Wegman.

2 Mr. Wegman, are you there?

3 MR. WEGMAN: Yes, I am. Can you hear
4 me?

5 CHAIRMAN SCOTT: Yes, I can. If you
6 would, please spell your name, and then you'll have
7 three minutes after you do that to make your remarks.

8 MR. WEGMAN: Okay. Steve Wegman,
9 W-E-G-M-A-N. Thank you for giving me the opportunity
10 to speak. I'm a professional engineer who retired from
11 Illinois American Water Company in Champaign three
12 years ago. I also worked for Aqua Illinois before
13 coming to Illinois American. I'm speaking without the
14 permission or knowledge of those utilities.

15 And while I suspect they would agree,
16 these comments are my own and do not necessarily
17 reflect what they may want.

18 My work since 2007 was in the capital
19 project delivery portion of that business, pipeline
20 extensions, plant improvements, storage tanks, for
21 example. I recently became aware that Illinois
22 American is planning to replace their one-million-

1 gallon elevated tank on the north side of Champaign,
2 which triggered my request to talk to you.

3 The decision to replace the tank
4 happened after I retired, so I'm not party to how that
5 decision was arrived at. And I'm not saying Illinois
6 American is wrong to replace it, but ICC rules about
7 what is classified as maintenance versus a capital
8 expense come into play in these decisions.

9 I haven't priced the painting of that
10 specific tank, but it is an older style multi leg tank
11 with individually curved bottom panels. I would guess
12 that a maintenance repainting contract would be in the
13 neighborhood of \$750,000. And I would guess that a new
14 tank would be around -- a new one-million-gallon tank
15 would be around \$3 million.

16 And I don't understand the why of how
17 the Commerce Commission sets rates, but I do know that
18 Illinois American can spend something on the
19 neighborhood of seven times the amount on capital
20 expenses as it can spend on maintenance expenses for
21 the same impact on rates. So seven times the \$750,000
22 would be 5.25 million. So it's cheaper by rates to

1 build a new tank than it is to repaint it.

2 I don't know if that applies directly to
3 this tank or not, because there may be other things
4 that came into play, but it does apply in many cases.
5 So if the Commerce Commission were able to redefine
6 tank repainting as a capital item, capital expenditure
7 instead of a maintenance item, they could possibly save
8 the business of throwing out tanks that are still
9 functional.

10 Similarly, Illinois American and both
11 Aqua Illinois, they both operate large water
12 reservoirs, like Lake Vermillion and Danville and dams
13 on the Vermilion River in Pontiac and Streator, and
14 probably several others. The cost of dredging these is
15 classified as a maintenance expense, but it's
16 prohibitively expensive, so they're not being dredged.

17 And you may have heard that the city of
18 Decatur recently dredged Lake Decatur over a five-year
19 period at a cost of \$100 million. That's more
20 maintenance money than most of these places can spend.
21 So not dredging the reservoirs decreases their storage
22 capacity, which is easy to ignore during normal times

1 when plenty of rainwater keeps them filled, but it
2 increases the risk of running out of water in a drought
3 to those communities.

4 So, again, if the Commerce Commission
5 could reclassify major dredging activities as capital
6 expenditures instead of maintenance expenditures,
7 utilities would be far more willing and able to do
8 that. That's my request.

9 I don't know how the system works, but I
10 thought I could raise it with you, and maybe you can
11 consider some reconsideration of what is maintenance
12 and what is capital expenditures. Thank you.

13 CHAIRMAN SCOTT: Thank you very much,
14 Mr. Wegman. Now we'll hear from Ms. Fritz.

15 Ms. Fritz, are you there?

16 Let me go to Mr. Baguio. Mr. Baguio,
17 are you there?

18 MR. BAUGIO: Yes, I am.

19 CHAIRMAN SCOTT: All right. We can see
20 you and hear you. So if you would spell your name for
21 us, please, and then your three minutes will start
22 after that.

1 MR. BAUGIO: Nate Baguio, N-A-T-E,
2 B-A-G-U-I-O.

3 CHAIRMAN SCOTT: Very good. Go right
4 ahead, sir.

5 MR. BAUGIO: Thank you, Commissioners,
6 for providing me with an opportunity to speak today.
7 I'm Nate Baguio, Senior Vice President of commercial
8 development with The Lion Electric Company. We've just
9 made Illinois our home in building the largest medium
10 and heavy duty electric vehicle manufacturing plant in
11 the United States in Joliet, Illinois.

12 I'm here to express support for ComEd's
13 Beneficial Electrification multi-year plan. I'm also
14 speaking on behalf of a coalition of electric vehicle
15 related organizations that include First Student, FLO,
16 and the Alliance for Transportation Electrification.
17 We are confident the plans will address customer
18 electrification demands, provide equitable distribution
19 of energy resources, and facilitate disaster
20 preparedness programs for the state of Illinois.

21 We have all partnered with ComEd to
22 ensure our customers have access to a reliable source

1 of power that will enable them to charge zero emission
2 school buses, electric trucks, and even residential
3 vehicles to reduce carbon emissions. It is critical
4 for the Commission to approve the investments and
5 financial elements of the plan that align with the
6 State of Illinois' clean energy goals. These
7 investments will benefit all communities, including
8 disadvantaged ones, by decreasing the impact of air
9 pollution and making the cost of electricity affordable
10 for fleet owners, operators, as well as consumers.

11 We have seen firsthand how customers
12 which have Lion's zero emission school buses on the
13 road can benefit from having access to reliable
14 electricity that meets their technology needs and
15 weather conditions.

16 Lion is also in the initial stages of
17 working with ComEd on vehicle-to-grid integration and
18 vehicle-to-everything, V to X programs in the state,
19 specifically in Joliet, where Lion has a facility.
20 Approving ComEd's plans and investments will help
21 advance the business impact for customers to test the
22 functionality of vehicle-to-grid and expand the

1 deployment of low carbon technologies.

2 Furthermore, this coalition supports
3 ComEd's plans because we expect that they will lead to
4 creation of new jobs and continue to encourage students
5 in high school and colleges to pursue these jobs in
6 electric vehicle science and technology.

7 Also, the nominal impacts of the rate
8 increase will largely be offset by not going to the
9 fuel pump, whether that's commercial fleets, municipal
10 or state fleets, or consumers as electric vehicle use
11 grows.

12 Again on behalf of Lion Electric, First
13 Student, FLO, and the Alliance for Transportation
14 Electrification, thank you for the opportunity to
15 address the Commission today.

16 CHAIRMAN SCOTT: Thank you very much,
17 Mr. Baguio.

18 Next we'll hear from Mr. Lavin. Mr.
19 Lavin, are you there?

20 MR. LAVIN: I'm here.

21 CHAIRMAN SCOTT: Okay. We can see you
22 and hear you. Please spell your name and then you will

1 have three minutes.

2 MR. LAVIN: Sure. J-A-C-K, L-A-V-I-N.

3 CHAIRMAN SCOTT: Thanks. Good morning.

4 MR. LAVIN: Thank you. Good morning,
5 Chair Scott and distinguished Commissioners. My name
6 is Jack Lavin, President and CEO of the Chicagoland
7 Chamber of Commerce. Chamber represents businesses of
8 all sizes and from every sector across Chicago, Cook
9 and the Collar counties.

10 Today, I'm honored to speak to you on
11 behalf of a coalition of business organizations,
12 including the Chamber, Illinois Manufacturers
13 Association, choose DuPage Grundy Economic Development
14 Council, and the Will County Center for Economic
15 Development, and the diverse array of businesses our
16 organizations represent, urging the Commission to
17 support ComEd's multi year plan.

18 The transition to a clean economy
19 represents one of the most significant transformations
20 of our national economy in the last century. From the
21 Federal Government's Inflation Reduction Act and CHIPS
22 Act, to Illinois' historic Climate and Equitable Jobs

1 Act, one of the most aggressive decarbonization and
2 electrification frameworks in the country, to the City
3 of Chicago's push for building decarbonization,
4 significant action is being undertaken at every level
5 of government that will ultimately require more
6 electricity and the necessary infrastructure to support
7 a more resilient grid.

8 This government action is occurring at
9 the same time many of the private sector have already
10 established even more aggressive climate and
11 sustainability goals. It is critical that we invest in
12 the infrastructure necessary to meet the ever
13 increasing demand for electricity, and that is what the
14 ComEd Multiyear Plan represents, a comprehensive and
15 achievable plan to meet our increasing energy and
16 electricity needs in the cleanest, most affordable and
17 most reliable way possible.

18 Where our national peers have recently
19 struggled with achieving energy reliability, the
20 Northern Illinois Territory, serviced by ComEd, has
21 become a national example of utility service and
22 delivery, due in no small part to ComEd's investments

1 during this time period, all the while achieving
2 affordability for both residents and businesses and
3 bringing clean energy solutions to its customers.
4 ComEd's Multi Year Plan before the Commission today
5 builds on the results ComEd has already achieved by
6 striking a balance between responsibility,
7 affordability and reliability.

8 For the business community, the Multi
9 Year Plan guarantees that our region's fastest growing
10 sectors, including EV manufacturing, data centers,
11 quantum and life sciences, will have access to the
12 reliable, affordable and clean energy necessary to
13 sustain the jobs of the future.

14 Lastly, I would like to touch on the
15 issue of the Return on Equity provisions. The
16 requested ROE in the plan is one that has been
17 carefully and methodically ascertained. A below-market
18 REO, such as the one proposed by the ALJ, will impair
19 ComEd's ability to compete in the financial markets to
20 attract the capital necessary to invest and modernize
21 the electric grid, to meet the expectations of
22 consumers, carry out public policy priorities that are

1 now law, and support a growing and sustainable
2 decarbonized economy. Careful consideration must be
3 given to these significant factors.

4 For these reasons, the aforementioned
5 list of business and economic development organizations
6 urge the Commission to support ComEd's Multi Year Plan.

7 Thank you for your time and
8 consideration and the opportunity to speak today.

9 CHAIRMAN SCOTT: Thank you, Mr. Lavin.
10 Next, we'll hear from Chris Riser.

11 MR. RISER: Yes.

12 CHAIRMAN SCOTT: All right, Chris. We
13 can see you and hear you. Would you spell your name,
14 please, and then you've got three minutes.

15 MR. RISER: Thank you. Chris Riser
16 C-H-R-I-S, R-I-S-E-R.

17 CHAIRMAN SCOTT: Thank you. Go right
18 ahead.

19 MR. RISER: Chairman Scott and
20 Commissioners, thank you for the opportunity to support
21 -- speak in support of ComEd's Multiyear Grid and Rate
22 plans.

1 My name is Chris Riser, and I am proud
2 to serve as President and Business Manager of Local 15
3 of the International Brotherhood of Electrical Workers,
4 or the IBW. Local 15 represents approximately 3400 men
5 and women who work for ComEd, helping to deliver power
6 to more than four million customers across Northern
7 Illinois. I, too, spent over 25 years at ComEd
8 maintaining the grid that we rely on for so much and
9 will place increased demands on in the coming years.

10 ComEd's plan will ensure the grid can
11 meet those demands. The prudent investments proposed
12 in the plan will maintain and build on the strong grid
13 performance that ComEd customers have become accustomed
14 to. It will help meet the state's bold climate and
15 sustainability goals as outlined within the Climate and
16 Equitable Jobs Act. Importantly, ComEd's plan will
17 also support diverse skilled union workers with good
18 paying jobs and critical benefits.

19 I want to specifically highlight one
20 such benefit; the pension that I and many other current
21 and former ComEd employee workers will rely on for
22 financial stability in our retirement. I strongly urge

1 that you preserve the approach that has been taken by
2 past commissions on ComEd's pension asset, which
3 continues to create significant value for ComEd's
4 workers as well as ComEd's customers.

5 ComEd and the shareholders have funded
6 and maintained its pension asset for over 20 years
7 through repeated shareholder funded contributions to
8 its pension trust. Benefits of this approach include
9 significantly lowering the risk of not meeting pension
10 obligations which support Local 15 members and
11 significantly lower the costs paid by customers.

12 In fact, these contributions have
13 avoided nearly one billion in pension costs already and
14 will continue to lower the amounts recovered from
15 customers during the next four years. Local 15 members
16 have benefit from the confidence in knowing that ComEd
17 will meet its obligations to employees and retirees
18 while maintaining stable pension expenses.

19 The hard work and dedication that we
20 pour into maintaining Northern Illinois' electric grid
21 and powering our communities is rewarded in part
22 through the long term financial stability provided by a

1 pension. It is one of the benefits that draws and
2 retains workers to perform this challenging work. I
3 urge you to preserve the existing approach to ComEd's
4 pension asset and to approve ComEd's proposed plan.

5 Thank you.

6 CHAIRMAN SCOTT: Thank you, Mr. Riser.
7 Next, we'll hear from Edith Makra. Ms. Makra, are you
8 with us?

9 Edith Makra? Let me turn to -- oh,
10 there you are. Okay.

11 MS. MAKRA: Now you can hear me?

12 CHAIRMAN SCOTT: Yes, we can. So if you
13 would, please, spell your name for us and then you'll
14 have three minutes. Thanks.

15 MS. MAKRA: Sure. Edith Makra,
16 E-D-I-T-H, M-A-K-R-A. Good morning, Commissioners,
17 and thank you for the opportunity to speak today.
18 Again, I'm Edith Makra, and I am the Director of
19 Environmental Initiatives for the Metropolitan Mayors
20 Caucus.

21 We are a nonprofit council of
22 governments representing 275 municipalities in

1 Northeastern Illinois in the ComEd territory. I'm
2 offering comments today in support of ComEd's Multi
3 Year Grid Plan.

4 Our member municipalities have goals
5 that align with the goals of the Multi-year Grid Plan.
6 In both our Greenest Region Compact, which is a
7 consensus sustainability pledge that has been formally
8 supported by 157 municipalities, as well as in our
9 Climate Action Plan, the first such plan for the region
10 and only the third regional Climate Action Plan in the
11 country, we have articulated goals that could be
12 addressed by the Multi-year Grid Plan.

13 These goals in our plans are to develop
14 resiliency to climate change impacts, advance renewable
15 energy, decarbonize energy sources and transportation,
16 optimize building energy, collaborate and build
17 capacity for more resilient communities. We share
18 these goals and collaborate regionally to address them
19 at the municipal scale.

20 However, we need ComEd to advance these
21 goals beyond the authorities and capabilities of local
22 government. We are encouraged that ComEd's Plan will

1 build greater grid resilience, improve capacity to
2 transition to clean energy and adapt to climate change
3 impacts through these actions; outage prevention and
4 safety, severe weather preparedness and response,
5 access to clean energy benefits for all communities.

6 To achieve these goals, we appreciate
7 that ComEd needs financial stability while also working
8 to contain costs and minimize financial burden on our
9 customers. We are also strongly supportive of the
10 Multi Year Grid Plan's equity goals and prioritization
11 of investment in communities that are most at risk for
12 impacts of climate change.

13 Among our member communities are also
14 113 that are recognized by the US EPA's disadvantaged
15 communities. We applaud the extensive stakeholder
16 engagement work that was done by both the ICC and ComEd
17 to inform this plan and incorporate stakeholder
18 feedback. Thank you for that.

19 On behalf of the Metropolitan Mayors
20 Caucus, I am pleased to offer support for ComEd's Multi
21 Year Grid Plan, and thank you for the opportunity to
22 speak today.

1 CHAIRMAN SCOTT: Thank you, Ms. Makra.
2 Next, we'll hear from Mr. Turner. Mr. Turner, are you
3 with us?

4 MR. TURNER: Good morning.

5 CHAIRMAN SCOTT: There you are. Okay,
6 very good. So if you would, spell your name for us and
7 then you'll have three minutes after that.

8 MR. TURNER: My name is Walter Turner.
9 W-A-L-T-E-R, T-U-R-N-E-R. And to you, Chairman Scott
10 and the Commission, thank you this morning for this
11 opportunity to share from a different perspective of
12 the ComEd's Multi Year Grid Plan.

13 And I'm speaking on behalf of the
14 religious community, the faith community, and many of
15 our churches throughout the state of Illinois.

16 I am president of the Baptist Ministers
17 Conference of Chicago and Vicinity, which represents
18 over 100 churches in the Chicagoland area. I am also
19 pastor. I'm pastor of the New Spiritual Light
20 Missionary Baptist Church. I have been pastor of our
21 church facilities for 33 years.

22 And our concern as we look at this Multi

1 Year Grid Plan that ComEd has put together and have
2 laid before you today, is one that allows us, through
3 the church community and our communities at large, to
4 kind of partner with ComEd to make sure that there is a
5 level of accountability with our community residents.
6 Because there was some years ago when we were able to
7 work with ComEd on the Futures Energy Jobs Act feature
8 program, and we were able to put together many programs
9 concerning our veterans, concerning our seniors, and
10 concerning even our returning citizens.

11 So when we were able to look at this
12 program and talk about at the end of the Grid Plan, it
13 talked about investing to create customer value, we
14 wanted to see what that looks like, because, number
15 one, it needs to look like equity. I heard someone
16 talk earlier a few minutes ago about the electric
17 vehicles that will be in our community.

18 Well, in our communities, well, we do
19 know that there are going to be close to a million
20 electric vehicles throughout the Chicagoland,
21 throughout the state of Illinois. And we would want to
22 make sure that it would be equitable to be able to put

1 many of these stations and to have workforce training
2 centers and job training to help educate our young
3 people on how to do various things with these
4 opportunities.

5 So when you look at the equity
6 investment eligibility communities, we want to make
7 sure that we are part of that, as we can deal with the
8 Internet, the broadband, so that we can make sure that
9 we can dilute the digital divide.

10 But then when we look at where we're
11 going, the clean energy integration, we want to
12 strengthen community partnerships so that we can
13 develop and implement clean infrastructure solutions
14 that will provide equitable access to all of the
15 eligible communities that are involved.

16 When we look at FISA, FISA was the
17 infrastructure. Now when we look at what we have
18 today, the Climate Eligibility Jobs Act, that is the
19 implementation. So we really want to make sure that we
20 continue to hold ComEd accountable, to continue to
21 build and strengthen this strong partnership that they
22 have put together within the community by way of

1 affordability. We want to make sure that we have
2 affordability. We want to make sure that we have jobs
3 that we can make sure that we invest in our
4 communities. Thank you.

5 CHAIRMAN SCOTT: Thank you. Appreciate
6 it. Thank you very much, Pastor.

7 Let me give one more call for Ms. Fritz.

8 (No reply.)

9 Okay. This would conclude, then, our
10 requests to speak.

11 We move now to the Public Utilities
12 Agenda.

13 PUBLIC UTILITIES OPEN MEETING AGENDA

14 CHAIRMAN SCOTT: There are edits to the
15 September 12th Annual Diversity Policy Session Minutes
16 and the October 19 Winter Preparedness Policy Session
17 Minutes.

18 Are there any objections to considering
19 the items together and approving the minutes as edited?

20 Hearing none, the Minutes as edited are
21 approved. There are no edits to the November 2 regular
22 Open Meeting Minutes. Are there any objections to

1 approving the Minutes?

2 Hearing none, the minutes are approved.

3 ELECTRIC ITEMS

4 CHAIRMAN SCOTT: Moving on to our

5 Electric Items. Item E-1 concerns a filing from ComEd

6 to propose revisions to the General Terms and

7 Conditions and Bill format sections of its tariff to

8 reflect changes to a customer's monthly bill.

9 Commission Staff recommends not

10 suspending the filing. Are there any objections to not

11 suspending the filing?

12 Hearing none, the filing is not

13 suspended.

14 Item E-2 concerns a filing from Ameren

15 to propose revisions to its Supplier Terms and

16 Conditions Tariff and Miscellaneous Fees and Charges

17 tariff to facilitate changes to how Alternative Retail

18 Electric Suppliers access interval data.

19 Staff recommends suspending the filing

20 as many stakeholders will be interested in ARES data

21 access and reviewing Ameren's proposed revisions. The

22 Order suspends the filing. Are there any objections to

1 approving the Order?

2 Hearing none, the Order is approved.

3 Item E-3 concerns a filing from ComEd to
4 propose the creation of an Interval Meter Usage Data
5 Rider, Rider IMUD. Staff recommends suspending the
6 filing as many parties will be interested in Rider
7 IMUD, the Order suspends the filing.

8 Are there any objections to approving
9 the Order?

10 Hearing none, the Order is approved.

11 Items E-4 and E-5 concern filings from
12 MidAmerican and Ameren relating to MidAmerican's
13 Nuclear Decommissioning Factor Rider (Rider ND) and
14 Ameren's electric tariff table of contents. Staff
15 recommends not suspending both filings.

16 Are there any objections to considering
17 these items together and not suspending both filings?

18 Hearing none, both filings are not
19 suspended.

20 Items E-6 through E-8 concern petitions
21 seeking confidential treatment of the petitioner's
22 annual rate reports. The Orders deny the petitions,

1 finding that recent legislation requires ARES to make
2 current rate information available to the public. Are
3 there any objections to considering these items
4 together and approving the Orders?

5 Hearing none, the Orders are approved.

6 Items E-9 and E-10 concern applications
7 for Certificates of Service Authority to Install,
8 Maintain and Repair Electric Vehicle Charging Stations.
9 The Orders grant the Certificates, finding that the
10 applicants meet the requirements.

11 Are there any objections to considering
12 these items together and approving the Orders?

13 Hearing none, the Orders are approved.

14 Item E-11 concerns MidAmerican's
15 Petition to reconcile revenues under Rider TS (or
16 Transmission Service) for the 2022 calendar year. The
17 Order approves the reconciliation as set forth in the
18 Appendix to the Order, finding that the costs during
19 the reconciliation period were prudently incurred.

20 Are there any objections to approving
21 the Order?

22 Hearing none, the Order is approved.

1 Item E-12 concerns Docket 23-0320, which
2 is Ameren's Annual Modernization Action Plan
3 Reconciliation (Map-R). The Order adopts Staff's
4 proposed 50 percent common equity ratio, finding it to
5 be prudent and reasonable. The Order further approves
6 the reconciliation as set forth in the Appendix to the
7 Order. Are there any objections to approving the
8 Order?

9 Hearing none, the order is approved.

10 Item E-13 and E-14. Excuse me -- Item
11 E-13 and E-15 are contingent upon the Commission's
12 decision in item E-14, which is ComEd's Petition for
13 Annual Revenue Requirement Reconciliation under its
14 Delivery Service Pricing Reconciliation Rider.

15 Thus, we will vote on the issues in item
16 E-14 first before moving on to item E-13. There are
17 two issues to address in item E-14.

18 First, the AG requests Oral argument in
19 this docket on the following issues; legal standard,
20 the PCI regulatory asset, advertising expenses and
21 charitable contributions. The ALJ recommends that the
22 Commission deny the request and further finds the oral

1 argument is discretionary in this docket as it was not
2 initiated under Section 9-201(C) of the Public
3 Utilities Act.

4 Are there any objections to denying the
5 AG's request for Oral argument?

6 Hearing none, the request is denied.

7 The second issue concerns ComEd's annual
8 formula rate update and revenue requirement
9 reconciliation under Delivery Service pricing
10 reconciliation Rider, Rider DSPR. Regarding planning,
11 coordination and implementation (PCI) expenses, the
12 company incurred as a result of Public Act 102-0662,
13 the Order adopts the AG's recommended adjustment in
14 part. The Order removes the costs associated with
15 credit and debit card payment processing fees from the
16 regulatory asset.

17 Second, the Order adopts a capital
18 structure with a common equity ratio of 50 percent.
19 Third, the Order denies the AG's proposed adjustments
20 regarding advertising expenses and charitable
21 contributions. The Order approves the reconciliation
22 as set forth in the Order and in the Appendix to the

1 Order. Are there any objections to approving the
2 Order?

3 Hearing none, the order is approved.

4 Item E-13 concerns ComEd's Annual Update
5 to DG Rebate Revenue Requirement and Determination of
6 DG Adjustments. The Order approves ComEd's
7 reconciliation of actual costs for 2022. The Order,
8 among others, finds prudent and reasonable the total of
9 the estimated rebate amounts to be incurred in the 2024
10 year in the amount of \$22.7 million.

11 Are there any objections to approving
12 the Order?

13 Hearing none, the Order is approved.

14 Item E-15 concerns ComEd's annual energy
15 efficiency formula rate update and revenue requirement
16 reconciliation. The Order approves the reconciliation
17 and revenue requirement, finding that they are prudent
18 and reasonable as described in the appendix to the
19 Order.

20 Are there any objections to approving
21 the Order?

22 Hearing none, the Order is approved.

1 Item E-16 concerns Ameren's Petition for
2 Annual Approval of its Cost Input for its Energy
3 Efficiency and Demand Response Investment Rider, or
4 Rider EE. The Petition also seeks: approval of the
5 annual savings values calculated by the independent
6 evaluator; authorization of the performance incentive
7 pursuant to its Annual Performance Modifier Rider,
8 (Rider APM); and approval of the proposed charges under
9 Rider EE to go into effect with a January 2024 billing
10 period. The Order approves Ameren's annual cost inputs
11 for rider EE and Staff's proposed capital structure as
12 adopted in the Proposed Order in Docket 23-0320.

13 Are there any objections to approving
14 the order?

15 Hearing none, the Order is approved.

16 Item E-17 concerns an application for a
17 Certificate of Service Authority to operate as a retail
18 electric agent, broker, or consultant. The Order
19 denies the application, finding that the applicant has
20 failed to maintain registration with the Secretary of
21 State.

22 Are there any objections to approving

1 the Order?

2 Hearing none, the Order is approved.

3 Item E-18 concerns a petition to Cancel
4 a Certificate of Service Authority to operate as an
5 alternative retail energy supplier. The Order cancels
6 the Certificate, finding that it will not deprive
7 Illinois residents of any necessary electric service
8 and is not otherwise contrary to the public interest.

9 Are there any objections to approving
10 the Order?

11 Hearing none, the order is approved.

12 Item E-19 concerns the complaint against
13 Clearview Energy in Itasca, Illinois. Parties have
14 filed a stipulation and joint motion to dismiss,
15 indicating that they have settled all issues. The ALJ
16 recommends granting the motion and dismissing the
17 proceeding with prejudice.

18 Are there any objections to granting the
19 motion and dismissing the proceeding with prejudice?

20 Hearing none, the Motion is granted and
21 the proceeding is dismissed with prejudice.

22 Items E-20 through E-23 concern

1 applications for certification to install distributed
2 generation facilities. The Orders approve the
3 applications, finding that the applicants meet the
4 requirements.

5 Are there any objections to considering
6 these items together and approving the Orders?

7 Hearing none, the orders are approved.

8 Item E-24 concerns MidAmerican's
9 Petition seeking approval of 2024 to 2028 proposed
10 Energy Efficiency Plan. The Order grants the Petition
11 approving the Plan.

12 Are there any objections to approving
13 the order?

14 Hearing none, the Order is approved.

15 Items E-25 through E-27 concern
16 applications for certification to install energy
17 efficiency measures in Illinois. The Orders grant the
18 certificates, finding that the applicants meet the
19 requirements.

20 Are there any objections to considering
21 these items together and approving the Orders?

22 Hearing none, the Orders are approved.

1 GAS ITEMS

2 CHAIRMAN SCOTT: Moving on to our gas
3 items. Item G-1 concerns Consumer Gas' filing for an
4 increase in gas service rates. Staff recommends
5 suspending the filing, and the Order suspends the
6 filing.

7 Are there any objections to suspending
8 the filing?

9 Hearing none, the filing is suspended.

10 Item G-2 concerns a petition seeking
11 confidential treatment of the Petitioner's Annual Rate
12 Report. The Orders deny the petitions, finding that
13 recent legislation requires AGSs to make current rate
14 information available to the public.

15 Are there any objections to considering
16 this item and approving the Orders?

17 Hearing none, the Orders are approved.

18 Items G-3 and G-4 concern petitions to
19 reconcile revenues under a gas adjustment charge and a
20 coal tar rider by Consumers Gas and Nicor,
21 respectively, for the 2022 calendar year. The Orders
22 approve the reconciliations as set in the Appendices to

1 the orders, finding that the costs during the
2 reconciliation period were prudently incurred.

3 Are there any objections to considering
4 these items together and approving the Orders?

5 Hearing none, the Orders are approved.

6 Item G-5 concerns a complaint against
7 Peoples gas in Chicago. Parties have filed a
8 stipulation and joint motion to dismiss, indicating
9 they have settled all issues. The ALJ recommends
10 granting the motion and dismissing the proceeding with
11 prejudice.

12 Are there any objections to granting the
13 motion and dismissing the proceeding with prejudice?

14 Hearing none, the Motion is granted and
15 the proceeding is dismissed with prejudice.

16 TELECOMMUNICATIONS ITEMS

17 CHAIRMAN SCOTT: Moving on to
18 Telecommunications Items. Item T-1 concerns a request
19 to cancel a certificate of service authority to provide
20 telecommunications services. The Order cancels the
21 certificate, finding that cancellation will not deprive
22 any Illinois customers of necessary telecommunications

1 service and is not otherwise contrary to the public
2 interest.

3 Are there any objections to approving
4 the Order?

5 Hearing none, the Order is approved.

6 WATER AND SEWER ITEMS

7 CHAIRMAN SCOTT: Moving on to water and
8 sewer items. Item W-1 concerns a filing from Powers
9 Water Company to implement increased water rates
10 pursuant to the Simplified Rate Case Procedure. Staff
11 recommends not suspending the filing. There were two
12 requests for a public forum relating to the filing, but
13 both individuals agreed to submit written comment or
14 hold an informal meeting with the Company. Staff
15 therefore recommends not holding public forum relating
16 to the increase.

17 Are there any objections to not
18 suspending the filing and not holding public forum?

19 Hearing none, the filing is not
20 suspended and the request for public forum are denied.

21 Item W-2 concerns a complaint against
22 Aqua Illinois in Kankekee, Illinois. The complainant

1 has not made an appearance in any status hearings in
2 the case and the respondent has filed a Motion to
3 Dismiss for want of prosecution. The Order dismisses
4 the complaint without prejudice.

5 Are there any objections to approving
6 the Order?

7 Hearing none, the Order is approved.

8 Items W-3 and W-4 concern petitions from
9 Aqua Illinois to waive certain standard information
10 requirements under Part 285 of the Commission's Rules.
11 Staff indicated it had no objection to granting the
12 waivers, and the Orders approved the waiver request.

13 Are there any objections to hearing
14 these items together and approving the orders?

15 Hearing none, the Orders are approved.

16 OTHER BUSINESS

17 Moving on to other business. Items O-1
18 and O-2 concern approval of Batches, Contracts and
19 Confirmations on the Illinois Adjustable Block Program
20 and the Solar For all Program.

21 Are there any objections to considering
22 these items together and approving the Program

1 Administrator Submissions?

2 Hearing none, the Submissions are
3 approved.

4 Item O-3 concerns the Contract of the
5 Executive Director. This item will be held for future
6 consideration.

7 This concludes our public utilities
8 agenda.

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

11 JUDGE HAYNES: It's Judge Haynes, and
12 nothing further, Chairman.

13 CHAIRMAN SCOTT: Oh. Thank you, Judge.

14 JUDGE HAYNES: She's on vacation.

15 CHAIRMAN SCOTT: Okay, very good. Thank
16 you, Judge.

17 Do the Commissioners have any other
18 business to discuss?

19 Hearing none and without objection,
20 this meeting is adjourned.

21 Thank you.

22

1 (Which were all the proceedings had in
2 the above-entitled cause on this date.)

3

4 I, Evelyn Carter, CER and Notary Public,
5 being first duly sworn on oath says that I am an
6 electronic reporter; reported the proceedings that were
7 held on the date, time and place set out on the title
8 page hereof; and that the foregoing is a true and
9 correct transcript of report of proceedings so taken
10 aforesaid.

11 I further certify that I am not related to any
12 of the parties, and I have no financial interest in the
13 outcome of this matter.

14

15 *Evelyn Carter*

16

EVELYN CARTER

17

Certified Electronic Reporter

18

Notary Public

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21

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