## BEFORE THE

ILLINOIS COMMERCE COMMISSION

PUBLIC UTILITIES REGULAR OPEN MEETING

THURSDAY, JUNE 29, 2023

SPRINGFIELD, ILLINOIS

Met pursuant to notice at 11:35 a.m. at 527 East Capitol Avenue, Springfield, Illinois.

## PRESENT:

Doug Scott, Chair

Ann McCabe, Commissioner

Michael Carrigan, Commissioner

Conrad Reddick, Commissioner



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- 1 CHAIRMAN SCOTT: Good morning. Under the
- 2 Open Meetings Act, I call the June 29th, 2023, Regular
- 3 Open Meeting to order.
- 4 Commissioners Carrigan, McCabe, and Reddick
- 5 are with me in Springfield. We have a quorum.
- 6 (Whereupon, the Transportation Agenda was
- 7 held.)
- 8 CHAIRMAN SCOTT: Moving on to the public
- 9 utilities agenda. There are edits to the June 1st
- 10 Regular Opening Meeting minutes.
- 11 Are there any objections to approving the
- 12 minutes as edited?
- 13 (No verbal response)
- 14 CHAIRMAN SCOTT: Hearing none, the minutes
- 15 are approved as edited.
- Moving on to our electric items.
- 17 Item E-1 concerns the initiation of
- 18 investigations into the value of and compensation for
- 19 distributed energy resources as required by Section
- 20 16-107.6(e) of the Public Utilities Act.
- 21 The order initiates the investigation and
- 22 accepts recommendations proposed by Commission staff
- 23 to give staff the authority to select and engage



- 1 experts or consultants to assist the investigation.
- 2 The order also accepts staff's recommendation to
- 3 convene two series of workshops with stakeholders.
- Are there any objections to approving the
- 5 order?
- 6 (No verbal response)
- 7 CHAIRMAN SCOTT: Hearing none, the order is
- 8 approved.
- 9 Item E-2 concerns an application for
- 10 certification to install distributed generation
- 11 facilities in Illinois. The order denies the
- 12 certificate finding that the applicant did not
- 13 demonstrate compliance with the requirements of
- 14 Section 16-128A of the Public Utilities Act.
- 15 Are there any objections to approving the
- 16 order?
- 17 (No verbal response)
- 18 CHAIRMAN SCOTT: Hearing none, the order is
- 19 approved.
- 20 Items E-3 and E-4 concern applications for
- 21 certification to install distributed generation
- 22 facilities in Illinois. The orders grant those
- 23 certificates, finding that the applicants meet the



- 1 requirements.
- 2 Are there any objections to considering
- 3 these items together and approving the orders?
- 4 (No verbal response)
- 5 CHAIRMAN SCOTT: Hearing none, the orders
- 6 are approved.
- 7 Items E-5 through E-7 concern citations for
- 8 failure to comply with Part 454 of the Commission
- 9 rules. The orders suspend respondents' certificates
- 10 of service authority to operate as agents, brokers,
- 11 and consultants.
- 12 Are there any objections to considering
- 13 these items together and approving the orders?
- 14 (No verbal response)
- 15 CHAIRMAN SCOTT: Hearing none, the orders
- 16 are approved.
- 17 Item E-8 concerns an application for
- 18 certification to install, maintain, or repair electric
- 19 vehicle charging station facilities. The order grants
- 20 the certificate, finding that the applicant meets the
- 21 certification requirements.
- 22 Are there any objections to approving the
- 23 order?



- 1 (No verbal response)
- 2 CHAIRMAN SCOTT: Hearing none, the order is
- 3 approved.
- 4 Item E-9 concerns a joint petition for
- 5 approval of release of 14 nonresidential customers
- 6 from Ameren to Eastern Illini Electric Cooperative.
- 7 The order grants the petition.
- 8 Are there any objections to approving the
- 9 order?
- 10 (No verbal response)
- 11 CHAIRMAN SCOTT: Hearing none, the order is
- 12 approved.
- 13 Items E-10 through E-18 concern petitions to
- 14 cancel certificates of service authority to install
- 15 energy efficiency measures. The order cancels the
- 16 certificates.
- 17 Are there any objections to considering
- 18 these items together and approving the orders?
- 19 (No verbal response)
- 20 CHAIRMAN SCOTT: Hearing none, the orders
- 21 are approved.
- 22 Items E-19 through E-27 concern applications
- 23 for certifications to install energy efficiency



- 1 measures in Illinois. The orders grant the
- 2 certificates, finding that the applicants meet the
- 3 requirements.
- 4 Are there any objections to considering
- 5 these items together and approving the orders?
- 6 (No verbal response)
- 7 CHAIRMAN SCOTT: Hearing none, the orders
- 8 are approved.
- 9 Moving on to the gas items. Item G-1
- 10 concerns a complaint against Nicor in Cook County,
- 11 Illinois. The order denies the complaint for failure
- 12 to sustain burden of proof.
- 13 Are there any objections to approving the
- 14 order?
- 15 (No verbal response)
- 16 CHAIRMAN SCOTT: Hearing none, the order is
- 17 approved.
- 18 Item G-2 concerns a filing by Liberty
- 19 Utilities seeking special permission to place a
- 20 revised tariff into effect on less than 45 days'
- 21 notice and without suspension. The company is seeking
- 22 to correct a mathematical error relating to
- 23 calculation of credits under its Volume Balancing



- 1 Adjustment Rider (Rider VBA). Commission Staff
- 2 recommends granting special permission.
- 3 Are there any objections to granting special
- 4 permission?
- 5 (No verbal response)
- 6 CHAIRMAN SCOTT: Hearing none, special
- 7 permission is granted.
- 8 Moving on to our telecommunications items.
- 9 Item T-1 concerns an application for
- 10 designation as an eligible telecommunications carrier
- 11 for the sole purpose of qualifying for Lifeline
- 12 support. The order grants the request finding that
- 13 the applicant has sufficiently demonstrated that it
- 14 satisfied the federal and state requirements for
- 15 designation as an ETC for the limited purpose of
- 16 receiving federal universal Lifeline support.
- 17 Are there any objections to approving the
- 18 order?
- 19 (No verbal response)
- 20 CHAIRMAN SCOTT: Hearing none, the order is
- 21 approved.
- 22 Item T-2 concerns a proceeding initiated by
- 23 the Commission against the respondent for failure to



- 1 maintain the required managerial resources and
- 2 abilities. The respondent failed to show cause why
- 3 the Commission should not revoke its license or take
- 4 other action. The order revokes the certificate.
- 5 Are there any objections to approving the
- 6 order?
- 7 (No verbal response)
- 8 CHAIRMAN SCOTT: Hearing none, the order is
- 9 approved.
- 10 Item T-3 concerns an application for a
- 11 certificate of wireless authority to operate as a
- 12 reseller of telecommunications services throughout
- 13 Illinois. The order grants the certificate finding
- 14 that the applicant meets the requirements.
- 15 Are there any objections to approving the
- 16 order?
- 17 (No verbal response)
- 18 CHAIRMAN SCOTT: Hearing none, the order is
- 19 approved.
- Moving on to water and sewer items.
- 21 Item W-1 concerns a complaint against
- 22 Illinois American Water in East St. Louis, Illinois.
- 23 The company has indicated that the complainant and



- 1 Illinois American's insurer have entered into a
- 2 settlement indicating that there is no longer a
- 3 dispute. The order dismisses the complaint.
- 4 Are there any objections to approving the
- 5 order?
- 6 (No verbal response)
- 7 CHAIRMAN SCOTT: Hearing none, the order is
- 8 approved.
- 9 Item W-2 concerns a complaint against Aqua
- 10 Illinois in Bourbonnais, Illinois. The order
- 11 dismisses the complaint in part due to statute of
- 12 limitations and denies the complaint in part finding
- 13 that Aqua's billing in this matter is supported by the
- 14 record.
- 15 Are there any objections to approving the
- 16 order?
- 17 (No verbal response)
- 18 CHAIRMAN SCOTT: Hearing none, the order is
- 19 approved.
- 20 Item W-3 concerns a complaint against
- 21 Illinois American Water in Peoria, Illinois. The
- 22 complainant failed to appear at the hearings in the
- 23 proceeding and did not otherwise request any



- 1 continuance of the proceeding. The order dismisses
- 2 the complaint without prejudice.
- 3 Are there any objections to approving the
- 4 order?
- 5 (No verbal response)
- 6 CHAIRMAN SCOTT: Hearing none, the order is
- 7 approved.
- 8 Item W-4 concerns an application for
- 9 rehearing in Illinois American Water's 2022 rate case.
- 10 The order on rehearing reaffirms the final order's
- 11 conclusion to adopt staff's proposed rate design for
- 12 customer charges and finds that Illinois American's
- 13 compliance filing is consistent with the final order's
- 14 approval of cost-based rates.
- 15 Are there any objections to approving the
- 16 order?
- 17 (No verbal response)
- 18 CHAIRMAN SCOTT: Hearing none, the order is
- 19 approved.
- 20 Item PR-1 concerns an application for
- 21 rehearing in Docket 20-0665/20-0666 consolidated
- 22 regarding Peoples' and North Shore's petition for
- 23 reconciliation of the companies' 2018 uncollectible



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- 1 costs. The ALJ recommends denying the petition,
- 2 finding that the companies raise no new arguments in
- 3 their application.
- 4 Are there any objections to denying the
- 5 application for rehearing?
- 6 (No verbal response)
- 7 CHAIRMAN SCOTT: Hearing none, the
- 8 application is denied.
- 9 Item PR-2 concerns an application for
- 10 rehearing in Docket 22-0352, which is a complaint case
- 11 against ComEd in Chicago. ALJ recommends denying the
- 12 application, finding that the complainant does not
- 13 present any new issues or facts for the Commission to
- 14 consider.
- 15 Are there any objections to denying the
- 16 application for rehearing?
- 17 (No verbal response)
- 18 CHAIRMAN SCOTT: Hearing none, the
- 19 application is denied.
- 20 Moving on to other business.
- 21 Item O-1 concerns approval of batches,
- 22 contracts, and confirmations under the Illinois
- 23 Adjustable Block Program.



- 1 Are there any objections to approving the
- 2 program administrator's submissions?
- 3 (No verbal response)
- 4 CHAIRMAN SCOTT: Hearing none, the
- 5 submissions are approved.
- 6 Items 0-2 concerns June 2023 solicitations
- 7 of bids to sell Indexed Renewable Energy Credits from
- 8 New Utility-Scale Solar, New Utility-Scale Wind, and
- 9 New Brownfield Photovoltaic Projects to Ameren, ComEd,
- 10 and MidAmerican.
- 11 Are there any objections to approving the
- 12 procurement administrator's recommendations on
- 13 selection of winning bids?
- 14 (No verbal response)
- 15 CHAIRMAN SCOTT: Hearing none, the
- 16 recommendations are approved.
- 17 Item O-3 concerns approval of batches,
- 18 contracts, and confirmations under the Illinois Solar
- 19 For All Program.
- 20 Are there any objections to approving the
- 21 program administrator's submissions?
- 22 (No verbal response)
- 23 CHAIRMAN SCOTT: Hearing none, the



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- 1 submissions are approved.
- 2 Judge Teague Kingsley, do we have any other
- 3 matters to come before the Commission today?
- 4 (No verbal response)
- 5 CHAIRMAN SCOTT: I take that as a no? All
- 6 right.
- 7 Do any of the Commissioners have any other
- 8 business to discuss? Commissioner Reddick.
- 9 MR. REDDICK: Thank you, Chairman. I would
- 10 like to take a moment to welcome a new member of our
- 11 advisory staff, my new advisor, Nathan Carrier.
- 12 Nathan comes to the ICC from the Federal Energy
- 13 Regulatory Commission where he was a lawyer advisor
- 14 for the FERC administrative judges.
- 15 He joined FERC after earning his law degree
- 16 with high honors and a brief stint with a law firm.
- 17 He was attracted to us in Illinois, and the ICC in
- 18 particular, by the enormous task the Commission has
- 19 before it to implement CEJA, Climate and Equitable
- 20 Jobs Act, which defines Illinois's regulatory response
- 21 to our environmental challenges.
- 22 Environmental matters have been a focus of
- 23 Nathan's undergraduate studies, his clinical



- 1 experience, and his law school coursework.
- 2 Nathan has already joined the Commission's
- 3 outstanding band of advisors and has already begun the
- 4 work required to inform and support our decisions.
- 5 I'm very pleased to have his help after
- 6 several months without help, and appreciative that he
- 7 is so eager to dive in. Welcome, Nate.
- 8 CHAIRMAN SCOTT: Absolutely welcome Nathan
- 9 to the Commission. Other commissioners?
- 10 (No verbal response)
- 11 CHAIRMAN SCOTT: Just to beg your indulgence
- 12 for a couple of moments, I would like to say that I'm
- 13 delighted to be back at the ICC and very much look
- 14 forward to all of the work that is in front of us.
- 15 I want to thank Chair Zalewski for her
- 16 service, for her leadership, and her friendship as we
- 17 worked on a very smooth transition, and I wish her all
- 18 the best going forward.
- 19 I'm very fortunate to be able to work with
- 20 this talented, dedicated group of commissioners.
- 21 You've all been very welcoming, and I appreciate that
- 22 very much.
- 23 As I said often in my first go-round here at



- 1 the ICC, I'm very thankful for the terrific public
- 2 servants on the ICC staff. We have put a lot on them,
- 3 and I say we because of my role with CEJA working
- 4 through the Governor's office, and especially in the
- 5 last couple years we've put a lot of extra
- 6 responsibilities on the staff, and they continue to
- 7 produce terrific results.
- 8 I'm fully aware of all the challenges that
- 9 are part of the CEJA compliance, but I believe in the
- 10 goals of the legislation and see it as my
- 11 responsibility that I do my part to help bring about
- 12 the energy transition in Illinois.
- 13 Of course, I fully understand that our core
- 14 job hasn't changed in the eight and a half years since
- 15 I've been gone to make sure that Illinoisans now have
- 16 access to safe, affordable, reliable energy, but the
- 17 law also now mandates that this energy be clean as
- 18 well, and we need to make sure that that happens, as
- 19 the ICC and staff have been doing.
- 20 It's also incumbent on me that I look around
- 21 the corners to try to anticipate what's coming next
- 22 and how we can best position Illinois to do the best
- 23 by our citizens.



- 1 CEJA also requires us to consider how the
- 2 changing energy system impacts disadvantaged
- 3 communities and those who struggle to pay the bills.
- 4 I take this very seriously, as I know my colleagues
- 5 do. The energy transition needs to work for everyone
- 6 or it really doesn't work for anyone.
- 7 There's a lot of work in addition to
- 8 utilities as the ICC has many responsibilities as we
- 9 just went through in the meeting. I'm looking forward
- 10 to all the work that we have. In fact, the reality of
- 11 what a busy time this is for the ICC is a large part
- 12 of why I chose to come back. What better time and
- 13 what better place to work on all of these issues with
- 14 these wonderful people?
- 15 So thanks for indulging me. I promise I
- 16 won't do this every meeting, but it's great to be
- 17 back. Thank you.
- 18 Is there any other business to come before
- 19 the Commission today? Hearing none, without
- 20 objection, this meeting is adjourned. Thank you.
- 21 (Whereupon, the proceedings concluded at
- 22 11:45 a.m.)

23





**ALJ** arguments **brokers** A 11:2 4:10 11:1,11 A.D Brownfield Ameren assist 17:11 12:9 5:6 12:9 3:1 a.m American attracted burden 1:7 16:22 8:22 9:21 10:9 6:12 13:17 abilities American's authority **business** 8:2 2:23 4:10 5:14 8:11 9:1 10:12 11:20 13:8 16:18 able Ann Avenue busy 14:19 16:11 1:12 1:8 Absolutely anticipate aware 14:8 C 15:21 15:8 accepts  $\mathbf{C}$ appear 2:22 3:2 B 17:3 9:22 access back calculation applicant 15:16 14:13 16:12.17 6:23 3:12 4:20 7:13 8:14 Act **Balancing** call applicants 2:2,20 3:14 13:20 6:23 2:2 3:23 6:2 action band cancel application 8:4 14:3 5:14 3:9 4:17 7:9 8:10 addition batches cancels 10:8,20 11:3,5,8,9 16:7 11:21 12:17 5:15 11:12,16,19 adjourned **Capitol** beg applications 16:20 14:11 1:8 3:20 5:22 Adjustable carrier begun appreciate 11:23 14:3 7:10 13:11 14:21 Adjustment believe Carrigan appreciative 7:1 15:9 1:13 2:4 14:6 administrative best case approval 13:14 14:18 15:22,22 10:9 11:10 5:5 10:14 11:21 administrator's better cause 12:17 12:2,12,21 16:12,13 8:2 17:7,9 approved adopt bids **CEJA** 2:15 3:8,19 4:6,16 10:11 12:7,13 13:19 15:3,9 16:1 5:3,12,21 6:8,17 advisor billing certificate 7:21 8:9,19 9:8,19 13:11,13 9:13 3:12 4:20 8:4,11,13 10:7,19 12:5,16 advisors bills 17:1 13:1 14:3 16:3 certificates approving advisory **Block** 3:23 4:9 5:14,16 6:2 2:11 3:4,15 4:3,13,22 13:11 11:23 certification 5:8,18 6:5,13 7:17 affordable **Bourbonnais** 3:10,21 4:18,21 8:5,15 9:4,15 10:3 15:16 9:10 certifications 10:15 12:1,11,20 agenda brief 5:23 Aqua 2:6,9 13:16 Certified 9:9 agents bring 17:1,4,5 Aqua's 4:10 15:11 certify 9:13



Conrad **CRR** 17:7 **COMMERCE** 17:3 Chair 1:2 1:14 1:11 14:15 **Commission** consider **CSR** 1:2 2:22 4:8 7:1,23 11:14 16:1 17:3,15 Chairman 2:1,8,14 3:7,18 4:5 8:3 11:13 13:3,13 considering customer 13:18 14:9 16:19 4:2,12 5:17 6:4 4:15 5:2,11,20 6:7 10:12 6:16 7:6,20 8:8,18 Commission's consistent customers 9:7,18 10:6,18 11:7 14:2 10:13 5:5 11:18 12:4,15,23 Commissioner consolidated D 13:5,9 14:8,11 1:12,13,14 13:8 10:21 day challenges commissioners consultants 17:6,9,11 13:21 15:8 2:4 13:7 14:9,20 3:1 4:11 days' changed communities continuance 6:20 15:14 16:3 10:1 decisions changing companies continue 14:4 16:2 11:2 15:6 companies' dedicated charges contracts 14:20 10:12 10:23 11:22 12:18 defines charging company convene 13:20 6:21 8:23 4:19 3:3 degree Chicago compensation Cook 13:15 11:11 2:18 6:10 delighted chose complainant Cooperative 14:13 16:12 8:23 9:22 11:12 5:6 demonstrate Christie complaint core 3:13 17:3 6:10,11 8:21 9:3,9,11 15:13 demonstrated citations 9:12,20 10:2 11:10 corners 7:13 4:7 complete 15:21 denied citizens 17:8 correct 11:8,19 15:23 compliance 6:22 denies clean 3:13 10:13 15:9 cost-based 3:11 6:11 9:12 15:17 comply 10:14 denving Climate 4:8 costs 11:1,4,11,15 13:19 concern 11:1 design clinical 3:20 4:7 5:13,22 **County** 10:11 13:23 concerns 6:10 designation colleagues 2:17 3:9 4:17 5:4 couple 7:10,15 16:4 6:10,18 7:9,22 8:10 14:12 15:5 disadvantaged 8:21 9:9,20 10:8,20 come course 16:2 13:3 16:12,18 11:9,21 12:6,17 15:13 discuss ComEd concluded coursework 13:8 11:11 12:9 16:21 14:1 dismisses comes conclusion **CRC** 9:3.11 10:1 13:12 10:11 17:15 dispute coming confirmations credits 9:3 15:21 11:22 12:18 6:23 12:7



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