

MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC SERVICE COMMISSION HELD IN ITS OFFICES AND AVAILABLE VIA MICROSOFT TEAMS VIDEO CONFERENCING ON NOVEMBER 9, 2023.

Commission Chair Daniel C. Scripps called the meeting to order at 1:03 p.m.
Executive Secretary Lisa Felice called the roll and declared there was a quorum.

PRESENT

Commission: Daniel C. Scripps, Chair
Katherine Peretick, Commissioner
Alessandra Carreon, Commissioner

Staff: Blair Renfro
Matt Helms
Lisa Felice
Jill Rusnak
Andy Hannum
Kyle Daymon
Ben Johnson
Anna Schiller
Drew Simon
Aliyah Villegas
Nathan Burnand
Ryan Wilson
Mike Byrne
Reka Holley
Wendy Cadwell

Public: Karol Sandborn
Coreen Strzalka
Heidi Myers, Consumers Energy
Kelly Hall, Consumers Energy
Larry Strzalka
John Pung
Katie Pung
Judi Sikarskie
Jim Sikarskie
Michelle Klein

Additional Staff & Public Attending Telephonically/Video Conferencing: 110 Participants

I. Commissioner Peretick moved to approve today’s agenda, Commissioner Carreon seconded.

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The agenda was approved.

II. Commissioner Peretick moved to approve the minutes of the Regular Commission Meeting of October 24, 2023, Commissioner Carreon seconded.

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The minutes were approved.

III. CONSENTED ORDERS

A. COMMUNICATIONS

1. MINUTE ACTION PENINSULA FIBER NETWORK NEXT GENERATION SERVICES LLC
(9-1-1 wireless, U-14000, invoice no. INV-1226, dated October 17, 2023)
2. MINUTE ACTION PENINSULA FIBER NETWORK NEXT GENERATION SERVICES LLC
(9-1-1 wireless, U-14000, invoice no. INV-1227, dated October 17, 2023)
3. MINUTE ACTION PENINSULA FIBER NETWORK NEXT GENERATION SERVICES LLC
(9-1-1 wireless, U-14000, invoice no. INV-1228, dated October 17, 2023)
4. MINUTE ACTION PENINSULA FIBER NETWORK LLC
(9-1-1 wireless, U-14000, invoice no. INV-3331, dated November 1, 2023)
5. MINUTE ACTION PENINSULA FIBER NETWORK NEXT GENERATION SERVICES LLC
(9-1-1 wireless, U-14000, invoice no. INV-1229, dated November 1, 2023)

B. ELECTRIC

1. U-21312 IN THE MATTER, ON THE COMMISSION’S OWN MOTION, REGARDING THE REGULATORY REVIEWS, REVISIONS, DETERMINATIONS, AND/OR APPROVALS NECESSARY FOR CONSUMERS ENERGY COMPANY TO FULLY COMPLY WITH PUBLIC ACT 295 OF 2008, AS AMENDED BY PUBLIC ACT 342 OF 2016
(energy waste reduction reconciliation/proposed settlement agreement)

Commissioner Peretick moved that the Commission approve the order and minute actions on the consent agenda.
Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The 1 order and 5 minute actions were adopted.

IV. OTHER ORDERS

A. ELECTRIC

1. U-21322 IN THE MATTER, ON THE COMMISSION’S OWN MOTION, REGARDING THE REGULATORY REVIEWS, REVISIONS, DETERMINATIONS, AND/OR APPROVALS NECESSARY FOR DTE ELECTRIC COMPANY AND DTE GAS COMPANY TO FULLY COMPLY WITH PUBLIC ACT 295 OF 2008, AS AMENDED BY PUBLIC ACT 342 OF 2016
(energy waste reduction plan/proposed settlement agreement)

Case No. U-21322 involves an application filed jointly by DTE Electric Company and DTE Gas Company requesting approval of their energy waste reduction plan. The order before approves a revised stipulation and settlement agreement resolving all issues in the case. Commissioner Peretick moved that the Commission approve the order at its November 9, 2023 meeting. Commissioner Carreon seconded that motion.

Commissioner Carreon commented:

“I would like to thank our MPSC staff, the numerous intervening parties, and DTE, for their engagement and collaboration in developing an Energy Waste Reduction, or EWR, plan that will contribute to the ongoing success of our state’s energy efficiency programs. By listening to MPSC staff and stakeholders, DTE has committed to a plan that will provide significant savings for its customers,

which in turn can translate to other benefits such as local economic development opportunities and reduced emissions.

I wanted to highlight a few points the company made in its application for this two-year plan period:

- First, DTE’s plan is projected to save customers a netted amount of over \$600 million over the lifetime of the plan’s measures, which is expected to be about ten years.
- Over 25% of the combined electric and gas EWR programs are dedicated to low-income customers. In fact, the company plans to spend over 60% of its residential budgets on low-income programs, which are 100% covered for eligible customers, and
- Finally, the lifetime savings of the program will amount to over 18 million MWh and nearly 40 million mcf of gas for DTE electric and gas customers, respectively.

I would also like to commend DTE’s ongoing support for supplier diversity with the approved plan. And, as far as new developments go, the plan as approved outlines DTE’s engagement with Inflation Reduction Act Programs to ensure successful program implementation and enable customer access to Inflation Reduction Act resources as they become available.

Michigan is consistently recognized as a leader for its utilities’ energy efficiency programs. DTE’s EWR plan as approved today could not be achieved without active engagement from our utilities, the expertise and leadership of our MPSC staff, and the dedication of and diversity of voices from many stakeholders.”

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The order was adopted.

2. U-21493 IN THE MATTER OF THE *EX PARTE* APPLICATION OF CONSUMERS ENERGY COMPANY FOR ACCOUNTING APPROVAL TO UTILIZE A REGULATORY ASSET OR LIABILITY FOR CERTAIN PROJECTS RELATED TO FUNDING FROM THE INFRASTRUCTURE INVESTMENT AND JOBS ACT OF 2021 (interim order)

Case No. U-21493 involves an application filed by Consumers Energy Company for *ex parte* accounting approval to utilize a regulatory asset or liability for certain projects related to funding from the federal Infrastructure Investment and Jobs Act of 2021. The order before you approves the application. Commissioner Peretick moved that the Commission approve the order at its November 9, 2023 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The order was adopted.

3. U-21494 IN THE MATTER OF THE *EX PARTE* APPLICATION OF CONSUMERS ENERGY COMPANY FOR ACCOUNTING APPROVAL TO UTILIZE A REGULATORY ASSET OR LIABILITY FOR CERTAIN PROJECTS RELATED TO FUNDING FROM THE INFRASTRUCTURE INVESTMENT AND JOBS ACT OF 2021 (interim order)

Case No. U-21494 involves an application filed by Consumers Energy Company for *ex parte* accounting approval to utilize a regulatory asset or liability for certain projects related to funding from the federal Infrastructure Investment and Jobs Act of 2021. The order before you approves the application. Commissioner Peretick moved that the Commission approve the order at its November 9, 2023 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The order was adopted.

B. GAS

1. U-21369 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, TO PROMULGATE RULES GOVERNING GAS SAFETY (rulemaking/final order)

Case No. U-21369 involves proposed amendments to the rules governing gas safety. The order before you formally adopts the rules and approves them for transmittal to the Michigan Office of Administrative Hearings and Rules for filing with the Secretary of State. Commissioner Peretick moved that the Commission approve the order at its November 9, 2023 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The order was adopted.

V. PUBLIC COMMENTS

Karol Sandborn, Anthony Wohlscheid, Diane Wohlscheid, Val Wohlscheid, Coreen Strzalka, Dr. James Sikarskie, Dr. Judi Sikarskie, Michelle Klein, and Gordon Gamer addressed their concerns and presented documents regarding Case No. U-21471, ITC’s proposed transmission line route through their properties.

Chair Scripps announced:

“Earlier this week we released our Winter Energy Appraisal for 2023-2024. It is a really great document. We produce these twice a year, once going into winter and once going into summer. The summer one looks at things like gasoline prices and peak loads as we get into the warmer air conditioning season. Not surprisingly, the winter one (although there is information on gasoline) looks more at natural gas and propane that we use for heating and projected electricity consumption and demand through the winter months. It is available on our website and a press release on the website that sums up some of our findings. Broadly, we find that we have adequate supplies of both natural gas in storage (Michigan is blessed with underground storage) and in propane, in terms of propane available within the footprint. Prices for most commodities are expected to be lower – gas for propane and for gasoline, with a modest increase in electricity prices. I will leave the details for your review. I think it is a really fantastic report. I want to thank the Energy Security Section who does a great job putting this together.

Tomorrow is the day that we will be observing Veterans Day. Veterans Day is taking place on Saturday, November 11th this year (and every year). We are observing it tomorrow. The Commission offices will be closed. I do want to take a moment to recognize the folks that work at the Commission who have continued their service in civilian life with the MPSC after serving their country honorable in the military. We honor your courage, sacrifice, and dedication. It really is a great day to thank a veteran in your life or in your circle of friends. We certainly do that here at the Commission, as well.”

A recording of the proceedings of the November 9, 2023 meeting is archived at:
https://www.michigan.gov/mpsc/0,9535,7-395-93307_93316_93317_93875---Y,00.html .

Chair Scripps announced that the next regularly scheduled Commission Meeting will be held on December 1, 2023 at 1:00 p.m.

Commissioner Peretick moved that the Commission adjourn, Commissioner Carreon seconded.

Vote: Yeas – Scripps, Peretick, Carreon
Nays – None

The motion was approved.

The meeting adjourned at 1:52 p.m.

Lisa Felice
Executive Secretary