

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

Illinois Power Agency	)	
	)	ICC Docket No. 25-_____
Petition for Approval of the 2026 IPA	)	
Electricity Procurement Plan Pursuant to	)	
Section 16-111.5(d)(4) of the	)	
Public Utilities Act.	)	

**VERIFIED PETITION FOR APPROVAL OF THE ILLINOIS POWER AGENCY’S 2026  
ELECTRICITY PROCUREMENT PLAN PURSUANT TO 220 ILCS 5/16-111.5(d)(4)**

Pursuant to the authority granted by the Illinois Power Agency Act, 20 ILCS 3855/1-5, *et seq.*, and the Illinois Public Utilities Act, 220 ILCS 5/1-101, *et seq.*, the Illinois Power Agency (“IPA” or “Agency”) hereby submits to the Illinois Commerce Commission (“Commission” or “ICC”) for consideration and approval its proposed plan for the procurement of electricity for certain customers of Ameren Illinois Company (“Ameren Illinois”), Commonwealth Edison Company (“ComEd”), and MidAmerican Energy Company (“MidAmerican”) (collectively referred to as the “Utilities”) through the Electricity Procurement Plan for the period of June 2026 through May 2031 (the “2026 Plan” or “Plan”) accompanying this Verified Petition.

The 2026 Plan sets forth recommendations related to the procurement of electricity, capacity, and associated transmission services to meet the load requirements and supply needs of eligible retail customers<sup>1</sup> served by the Utilities. The Plan is designed to meet the statutory mandate “to ensure adequate, reliable, affordable, efficient, and environmentally sustainable

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<sup>1</sup> “Eligible retail customers” are defined in Section 16-111.5(a) of the Public Utilities Act as “those retail customers that purchase power and energy from the electric utility under fixed-price bundled service tariffs, other than those retail customers whose service is declared or deemed competitive under Section 16-113 and those other customer groups specified in this Section, including self-generating customers, customers electing hourly pricing, or those customers who are otherwise ineligible for fixed-price bundled tariff service.” 220 ILCS 5/16-111.5(a).

electric service at the lowest total cost over time, taking into account any benefits of price stability.”<sup>2</sup>

In accordance with Section 16-111.5(d)(3) of the Illinois Public Utilities Act (“PUA” or the “Act”), the Commission is required to enter its Order confirming or modifying the Plan within 90 days after filing, on or before December 29, 2025.<sup>3</sup> The IPA respectfully requests that the Commission confirm and approve the 2026 Plan submitted with this Petition.

## **PROCEDURAL BACKGROUND**

In accordance with Section 16-111.5(d)(2) of the PUA, and after timely receipt of the Utilities’ load forecasts on or before July 15, 2025, the IPA posted its draft of the 2026 Electricity Procurement Plan to its website on August 15, 2025 (hereinafter the “Draft Plan”).<sup>4</sup> Utilities and other interested parties were given 30 days following the date of the posting to provide comments to the IPA on the Draft Plan; the Act requires such comments to be “specific, supported by data or other detailed analyses, and if objecting to all or a portion of the procurement plan, accompanied by specific alternative wording or proposals.”<sup>5</sup> The PUA requires the Agency to hold at least one public hearing within each utility’s service area to receive public comment on the Draft Plan.<sup>6</sup> Consistent with the Agency’s practice since 2020 and in accordance with the Act, the IPA held these three public hearings virtually over the Zoom platform on September 11, 2025, with the participation links for those hearings published within the notice of the Draft Plan’s release. No parties provided public comments at the three public hearings held by the IPA. As explained further below, written comments were received from three external stakeholders.

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<sup>2</sup> 220 ILCS 5/16-111.5(d)(4).

<sup>3</sup> Pursuant to Section 16-111.5(d)(3) of the PUA, the Commission must enter its order confirming or modifying the Electricity Plan within 90 days of this filing. The December 29, 2025 deadline has been computed in accordance with the provisions of Section 1.11 of the Illinois Statute on Statutes (5 ILCS 70/1.11).

<sup>4</sup> See 220 ILCS 5/16-111.5(d)(2).

<sup>5</sup> Id.

<sup>6</sup> 220 ILCS 5/16-111.5(d)(2).

Under the Act, the IPA had 14 days following the end of the 30-day review period to revise the Draft Plan as necessary based on the comments and to file the Plan with the Commission. The accompanying Plan fulfills that filing.

Following submission of the 2026 Plan, within five days, any person objecting to the Plan may file its objection with the Commission.<sup>7</sup> Objections to the 2026 Plan are thus required to be filed with the Commission in the resulting docketed proceeding by Monday, October 6, 2025, and any party seeking to appear or intervene should do so prior to submitting objections.<sup>8</sup>

## **CHANGES IN THE 2026 PLAN**

The 2026 Electricity Procurement Plan is the first plan developed with the Agency's new Planning Consultant, Energy and Environmental Economics, Inc. ("E3"). Pursuant to the Illinois Power Agency Act, for the Agency is authorized to retain "experts or expert consulting firms to develop the procurement plans in accordance with Section 16-111.5 of the Public Utilities Act."<sup>9</sup> The IPA selected E3 as its new Planning Consultant in late 2024. For the 2026 Plan, E3 reviewed the Agency's procurement approach, particularly the approach in hedging MISO capacity for Ameren customers, and conducted a thorough review of the Agency's historical risk management approaches in light of recent price volatility in the PJM market. E3 also evaluated the impacts of several legislative proposals that have been introduced over the past two years that would impact the Agency's procurements for eligible retail customers. While many legislative proposals are still pending, the IPA and its Planning Consultant will continue monitoring how changes in policy will impact the electricity market and the IPA's procurement strategies.

In the draft 2026 Plan, the IPA sought stakeholder feedback on potential enhancements to

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<sup>7</sup> 220 ILCS 5/16-111.5(d)(3).

<sup>8</sup> As the 5-day statutory period ends on Saturday, October 4, 2025, the October 6, 2025 deadline has been computed in accordance with the provisions of Section 1.11 of the Illinois Statute on Statutes (5 ILCS 70/1.11).

<sup>9</sup> 20 ILCS 3855/1-75(a)(1).

capacity procurement strategies for Ameren Illinois and sought feedback on whether it should similarly procure capacity for ComEd. Specifically, the IPA asked for stakeholder feedback on whether a multi-year, all-season capacity contract should be added to the existing seasonal and annual contracts Ameren Illinois capacity procurements. Additionally, the IPA asked for stakeholder feedback on whether to begin procuring capacity for ComEd eligible retail customers. The Agency's consideration of written comments and revisions to the Draft 2026 Plan are detailed below.

## **COMMENTS ON THE DRAFT PLAN**

The Agency received written comments on the Draft 2026 Plan from three stakeholders, Ameren Illinois, Constellation Energy Generation, LLC ("Constellation"), and from one concerned individual, on their own behalf. The individual commentor offered primarily typographic corrections which were largely adopted in the filed version of the 2026 Plan.

Both Ameren Illinois and Constellation recommend in written comments that the Agency adopt an approach to procure a multi-year, all-season capacity contract in its capacity procurements for eligible retail customers of Ameren Illinois. Both stakeholders argue that this procurement approach would provide price stability for eligible retail customers benefitting from longer-term contracts used in Ameren Illinois capacity procurement events held by the Agency. The approaches advocated by Ameren and Constellation vary, as detailed in the Plan and outlined below.

Constellation's written comments support the IPA pursuing long-term capacity procurements for eligible retail customers of both Ameren and ComEd in order to provide a financial hedge against volatility in the capacity market and result in near-term customer savings. In addition to recommending contract terms of 5-10 years, Constellation's proposal also focuses on incenting new generation resources and broader market initiatives.

Ameren Illinois, meanwhile, support a more narrow approach to a longer-term capacity

hedging through the procurement of multi-year, all-season capacity contracts that would be selected secondary to lower-priced seasonal offers within the MISO territory.

As outlined in the 2026 Plan, the Agency agrees that while there is value in considering long-term capacity contracts, the purchase of long-term contracts akin to the approach raised by Constellation is likely best considered as a part of broader resource adequacy and integrated resource planning processes. As a result, the Agency does not propose to address the procurement of capacity for eligible retail customers of ComEd in the 2026 Plan, as discussed more fully in Section 5.2.1 of the Filed Plan. Meanwhile, the Agency has determined that it is appropriate to adjust the approach to capacity procurement for eligible retail customers of Ameren Illinois. The Agency will solicit bids to procure a three-year, multi-season capacity product that may be either physical or financial in nature, as described in Section 5.2.3 of the Filed Plan.

## **PROCEDURAL STEPS**

As discussed above, any person objecting to the Plan must file an objection with the Commission within five days of the filing of the Plan, on or by Monday, October 6, 2025.<sup>10</sup> As with past years, parties may file objections based on alternative policy recommendations or legal arguments, and the Commission may take those written objections into consideration in approving or modifying the Plan in accordance with its authority under Section 16-111.5 of the PUA. In addition, the Commission has ten days from the filing of objections to determine if a hearing is necessary.<sup>11</sup> At this time, the IPA does not believe a hearing is necessary for the Commission consider or approve the 2026 Plan.

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<sup>10</sup> 220 ILCS 5/16-111.5(d)(3).

<sup>11</sup> In the past, the Commission has interpreted Section 16-111.5(d)(3) as requiring a Commission determination within 10 days after Objections are due (see, e.g., Docket No. 12-0544, Notice of Administrative Law Judge Ruling dated October 10, 2012, wherein the determination came 12 days after the filing of the annual procurement plan and 7 days after objections were due); if the Commission determines that this is the appropriate deadline, it must rule on a hearing by Thursday, October 16, 2025.

## **PROPOSED BRIEFING SCHEDULE**

In prior years, the presiding Administrative Law Judge has instituted a briefing schedule by issuing a Notice to all parties approximately one week after the commencement of the docket.

For consideration of the 2026 Plan, the IPA proposes the following briefing schedule:

- Responses to Objections must be filed and served by Wednesday, October 22, 2025;
- Replies to Responses shall be filed and served by Thursday, October 30, 2025;
- The expected date for the ALJ's Proposed Order is Thursday, November 13, 2025;
- Briefs on Exceptions must be filed and served by Thursday, November 20, 2025; and
- Reply Briefs on Exception must be filed and served by Wednesday, November 26, 2025.

This proposed schedule largely mirrors the schedules utilized for prior annual IPA procurement plan approval proceedings, while adjusting for anticipated filings and briefings in the Agency's 2026 Long-Term Renewable Resources Procurement Plan. This proposed schedule allows the Commission sufficient time to review the matter prior to its December 18, 2025 Regular Open Meeting, which is the Commission's last scheduled meeting prior to the statutory deadline for approval of the 2026 Plan on December 29, 2025.

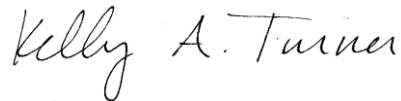
## CONCLUSION

The Illinois Power Agency's 2026 Annual Electricity Procurement Plan is consistent with the requirements of the Public Utilities Act and the Illinois Power Agency Act, meets the needs of the customers it serves and should be approved by the Commission. The IPA reserves the right to file responsive comments and any corresponding edits to its 2026 Plan, and respectfully requests the Plan's approval in this proceeding.

September 29, 2025

Respectfully submitted,

Illinois Power Agency




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STATE OF ILLINOIS  
COUNTY OF COOK

**VERIFICATION**

Pursuant to 83 Ill. Admin. Code 200.130 and 735 ILCS 5/1-109, under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this Verified Petition for Approval of the Illinois Power Agency's 2026 Electricity Procurement Plan are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

A handwritten signature in black ink, appearing to read "James M. Rouland". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the middle initial "M." and the last name "Rouland".

James Rouland  
Bureau Chief, Planning & Procurement,  
Illinois Power Agency

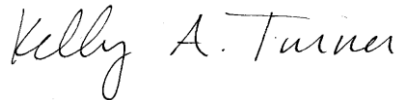


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**NOTICE OF FILING**

Please take notice that on September 29, 2025, the undersigned, an attorney, caused the Illinois Power Agency's Verified Petition for Approval of the IPA's 2026 Electricity Procurement Plan Pursuant to 220 ILCS 5/16-111.5(d)(4), the 2026 Plan itself, and the Appendices thereto to be filed via e-Docket with the Chief Clerk of the Illinois Commerce Commission in a new proceeding.



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Kelly A. Turner