

COMMENTS OF COMMONWEALTH EDISON COMPANY

Commonwealth Edison Company (“ComEd”) respectfully submits comments and recommendations regarding the questions posed during the Illinois Power Agency (“IPA”) Feedback Request on November 12, 2021 and subsequent workshops conducted by the IPA on November 18, 2021. ComEd appreciates the IPA’s commitment to solicit stakeholder feedback as part of the development of the 2022 Revised Long-Term Renewable Resources Procurement Plan.

Consumer Protection Questions

1) Under Section 1-75(c)(1)(M)(i), the Agency may revoke an Approved Vendor’s ability to receive program-administered incentive funding status upon a determination that the vendor “failed to comply with contract terms, the law, or other program requirements.”

- a. Do the current disciplinary processes under the Adjustable Block and Illinois Solar for All Programs¹ establish a sufficient process for revocation of the ability to receive state-administered incentives? If not, in what areas is the process outlined deficient, and how can the process be improved?*
- b. The Agency will include the names of entities whose status within the programs is revoked through inclusion in the disciplinary report. Should the Agency and/or Program Administrators also include the names of entities whose Approved Vendor applications are denied and are therefore unable to participate in the Program?*
- c. Many of the entities participating in the Agency’s programs that directly interact with customers are Designees; that is, subcontractors of Approved Vendors. Currently, the Designee registration process is a streamlined registration paired with approval by Approved Vendors to serve as their designees. The Agency is considering whether Designees shall also apply for program participation, using a similar application as Approved Vendors. The Agency seeks feedback on which items of the Approved Vendor application are inapplicable to the proposed Designee registration process.*

ComEd Response: As a consumer protection measure, programmatic requirements should consider the Approved Vendor’s contractual commitments and representations to the end use customer in addition to the Approved Vendor’s compliance with the contractual commitments with the applicable utility counterparty. ComEd urges the IPA to consider establishing a process for end use customers to submit information to the IPA regarding an Approved Vendors actions toward fulfilling contractual commitments or representations to the end use customer. The process could include a discretionary option for the IPA to require the utility to reduce or suspend payments or request an ICC finding that the suspension or reduction payment is appropriate.