

Illinois Power Agency Spring 2024 Procurement Events

Invitation to Comment on Proposed Changes to the Standard Contract Forms Procurement of Energy Blocks for the AIC Portfolio, the ComEd Portfolio, and the MEC Portfolio Procurement of Capacity for the AIC Portfolio

Invitation to Comment

On September 25, 2023, the IPA submitted its Procurement Plan (“Plan”) to the Illinois Commerce Commission (“ICC”) in compliance with Public Act 095-0481 (the “Act”), which includes the Illinois Power Agency Act (“IPA Act”). The ICC issued its Order with regards to the Plan on December 14, 2023. The Plan provides for the purchase of electric supply to serve certain customers of Ameren Illinois Company (“AIC”), Commonwealth Edison Company (“ComEd”), and MidAmerican Energy Company (“MEC”) for the five-year period from June 2024 through May 2029 via on-peak and off-peak blocks of monthly and/or multi-month durations. The Plan also provides for the procurement of capacity for AIC to satisfy a portion of its forecast requirement for the 2025-2026 and 2026-2027 Planning Years.

The Procurement Administrator invites interested parties to submit their comments on the proposed changes incorporated into the draft energy contracts for AIC, ComEd, and MEC and the draft capacity contract for AIC.

For the procurement of energy blocks, the Procurement Administrator is proposing to use the 2023 energy contracts for the AIC Energy Contract and the MEC Energy Contract with changes. Comments are solicited on proposed changes that have been made relative to the previously used 2023 energy contracts and not on the entire contract. The Procurement Administrator is proposing to use the 2023 ComEd Energy Contract with minor administrative changes. For the procurement of capacity for AIC, the Procurement Administrator is proposing to use the 2023 AIC Capacity Contract with minor administrative changes. Thus, no comments are solicited on the ComEd Energy Contract and the AIC Capacity Contract.

Timeline and Process

The Draft (AIC) Confirmation Agreement and the Draft (MEC) Confirmation Agreement have been issued as Microsoft Word documents for interested parties to submit their comments.

The timeline and process for interested parties to provide comments on all proposed changes are as follows:

- Please submit your comments with tracked changes in Microsoft Word on the draft AIC Energy Contract and the draft MEC Energy Contract.
- You may submit additional comments or explanatory notes in a separate document or via email.
- Please submit your comments to the Procurement Administrator by e-mail at Illinois-RFP@nera.com

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- Please provide telephone and email contact information in the event the Procurement Administrator seeks clarification regarding your comments.

The deadline to provide comments is March 6, 2024.

Please direct any questions regarding this comment process to the Procurement Administrator at Illinois-RFP@nera.com.

Proposed Changes

All proposed changes as numbered below are provided for the convenience of interested parties in an attachment to this document.

Ameren Illinois Company (“AIC”)

The standard contract form for AIC is the EEI Master Power Purchase & Sale Agreement with certain specific terms (the “(AIC) Confirmation Agreement”). A summary of the proposed changes from the previously used 2023 energy contract is provided below.

AIC Energy Proposed Changes		
Proposed Change	Document	Nature of Change
AIC-E1	Confirmation Agreement	Clarify administrative process of Transmission and Scheduling
AIC-E2	Confirmation Agreement	Update dates

Change AIC-E2 is administrative in nature and does not modify the terms of the (AIC) Confirmation Agreement. As such, the Procurement Administrator does not expect comments from interested parties in regard to this proposed change.

Commonwealth Edison Company (“ComEd”)

The standard contract form for ComEd is the EEI Master Power Purchase & Sale Agreement with certain specific terms (the “(ComEd) Master Agreement”). A summary of the proposed changes from the previously used 2023 energy contract is provided below.

ComEd Proposed Change		
Proposed Change	Document	Nature of Change
ComEd-1	Confirmation Sheet – Sample	Update dates

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Change ComEd-1 is administrative in nature and does not modify the terms of the (ComEd) Master Agreement. As such, the Procurement Administrator does not expect comments from interested parties in regard to this proposed change. The ComEd Master Agreement is not provided in Microsoft Word format.

MidAmerican Energy Company (“MEC”)

The standard contract form for MEC is the EEI Master Power Purchase & Sale Agreement with certain specific terms (the “(MEC) Confirmation Agreement”). A summary of the proposed changes from the previously used 2023 energy contract is provided below.

MEC Proposed Change		
Proposed Change	Document	Nature of Change
MEC-1	Confirmation Agreement	Clarify administrative process of Transmission and Scheduling

Ameren Illinois Company (“AIC”) Capacity Agreement

The standard contract form for AIC is the (AIC) Capacity Agreement. A summary of the proposed changes from the previously used 2023 (AIC) Capacity Agreement is provided below.

AIC Capacity Proposed Change		
Proposed Change	Document	Nature of Change
AIC-C1	Capacity Agreement	Update dates

Change AIC-C1 is administrative in nature and does not modify the terms of the (AIC) Capacity Agreement. As such, the Procurement Administrator does not expect comments from interested parties in regard to this proposed change. The (AIC) Capacity Agreement is not provided in Microsoft Word format.

Attachment to Invitation to Comment

All proposed changes are provided below for the convenience of interested parties.

(AIC Energy) Confirmation Agreement

AIC-E1:

18. Section 3.2 – Transmission and Scheduling. The following is added immediately to the end of Section 3.2:

Without limiting the generality of the preceding paragraph, Buyer’s MISO Network Integrated Transmission Service (“NITS”) will be utilized for delivery of the Product to the Delivery Point. Seller is responsible for any other transmission service required to deliver the Product to Delivery Point. For each Delivery Period, Seller and Buyer shall utilize the DART/Financial Schedules tool within the MISO Market Portal to manage contracts and schedules for the Hourly Quantity. All such contracts and schedules shall specify (i) Buyer Name as AMCP3; (ii) Sink Location as AMIL.BGS6 (or any successor thereto); (iii) Delivery Point Location as AMIL.BGS6 (or any successor thereto); (iv) Schedule Approval as Counterparty Approval; (v) Settlement Market as DayAhead; and (vi) Congestion Losses as SellerPays. For each Delivery Period, Seller shall enter and Buyer and Seller agree to work together to ~~enter and~~ approve all DART/Financial Scheduling entries within the MISO Portal no later than ten (10) Business Days prior to the start of the Delivery Period. Neither the Buyer nor the Seller shall be obligated to modify a schedule for any given Delivery Period once entered and approved by the Parties unless such modification is to correct errors associated with such approved schedule. For the avoidance of doubt, all scheduling shall be in Eastern Standard Time and no adjustment shall be made for Daylight Saving Time. Any capitalized terms not defined in this Confirmation Agreement shall have the meaning given to them in the MISO Documents.

AIC-E2:

[SIGNATURE PAGE TO AIC/[_____]] ~~2023 FALL~~2024 SPRING ENERGY CONFIRMATION AGREEMENT]

(ComEd) Confirmation Sheet – Sample

ComEd-1:

Special Conditions:

Scheduling: Seller shall submit Contract Quantity through PJM InSchedules ~~by the later of September 21, 2023 or~~ four weeks prior to the beginning of the Delivery Period. Buyer shall confirm the Contract Quantity submitted by Seller through PJM InSchedules ~~by the later of September 28, 2023 or~~ three weeks prior to the beginning of the Delivery Period.

Market: Seller must schedule and deliver in the PJM Day-Ahead Market.

(MEC) Confirmation Agreement

MEC-1:

16. Section 3.2 – Transmission and Scheduling. The following is added immediately to the end of Section 3.2:

Without limiting the generality of the preceding paragraph, Buyer’s MISO Network Integrated Transmission Service (“NITS”) will be utilized for delivery of the Product to the Delivery Point. Seller is responsible for any other transmission service required to deliver the Product to Delivery Point. For each Delivery Period, Seller and Buyer shall utilize the DART/Financial Schedules tool within the MISO Market Portal to manage contracts and schedules for the Hourly Quantity. All such contracts and schedules shall specify (i) Buyer Name as MECB_G; (ii) Sink Location as MEC.MECB (or any successor thereto); (iii) Delivery Point Location as MEC.MECB (or any successor thereto); (iv) Schedule Approval as Counterparty Approval; (v) Settlement Market as DayAhead; and (vi) Congestion Losses as SellerPays. For each Delivery Period, Seller shall enter and Buyer and Seller agree to work together to ~~enter and~~ approve all DART/Financial Scheduling entries within the MISO Portal no later than ten (10) Business Days prior to the start of the Delivery Period. Neither the Buyer nor the Seller shall be obligated to modify a schedule for any given Delivery Period once entered and approved by the Parties unless such modification is to correct errors associated with such approved schedule. For the avoidance of doubt, all scheduling shall be in Eastern Standard Time and no adjustment shall be made for Daylight Saving Time. Any capitalized terms not defined in this Confirmation Agreement shall have the meaning given to them in the MISO Documents.

(AIC Capacity) Capacity Agreement

AIC-C1:

[SIGNATURE PAGE TO AIC/[_____]] ~~2023 FALL~~2024 SPRING CAPACITY CONFIRMATION AGREEMENT]