

**Indexed
Renewable
Energy Credit
Agreement**

Persons, or a nonprofit or cooperative that is majority-governed by Equity Eligible Persons or is a natural person that is an Equity Eligible Person offering personal services as an independent contractor as defined in Section 1-10 of the IPA Act as further clarified in the IPA's long term renewable resources procurement plan as approved by the Illinois Commerce Commission in ICC Docket No. 23-0714.

1.39 "Equity Eligible Persons" means persons who would most benefit from equitable investments by Illinois State designed to combat discrimination, specifically: (a) persons who graduate from or are current or former participants in the Clean Jobs Workforce Network Program, the Clean Energy Contractor Incubator Program, the Illinois Climate Works Pre-apprenticeship Program, Returning Residents Clean Jobs Training Program, or the Clean Energy Primes Contractor Accelerator Program, and the solar training pipeline and multi-cultural jobs program created in paragraphs (a)(1) and (a)(3) of Section 16-108.12 of the Public Utilities Act; (b) persons who are graduates of or currently enrolled in the foster care system; (c) persons who were formerly incarcerated; (d) persons whose primary residence is in an Equity Investment Eligible Community as defined in Section 1-10 of the IPA Act as further clarified in the IPA's long term renewable resources procurement plan as approved by the Illinois Commerce Commission in ICC Docket No. 23-0714.³

1.40 "Equity Investment Eligible Community" means the geographic areas throughout Illinois which would most benefit from equitable investments by the State designed to combat discrimination. Specifically, Equity Investment Eligible Community shall be defined as the following areas: (a) R3 Areas as established pursuant to Section 10-40 of the Cannabis Regulation and Tax Act, where residents have historically been excluded from economic opportunities, including opportunities in the energy sector; and (b) Environmental Justice Communities.

1.41 "Event of Default" is defined in Section 9.1 and Section 9.2.

1.42 "Excess RECs" is defined in Section 4.1(i).

1.43 "External Event" is defined in Section 10.1.

1.44 "Fitch" means Fitch Ratings Ltd.

1.45 "Force Majeure" is defined in Section 10.1.

1.46 "Forward Price Curve" means a schedule containing forecasted market prices of electricity developed pursuant to Section 1-75(c)(1)(G)(v)(3) of the IPA Act and published by the IPA. For purposes of this Agreement, the average value of the Forward Price Curve shall be calculated based on the most recent published Forward Price Curve available as of the Commission Bid Approval Date and as indicated in the Product Order. For avoidance of doubt, the average value of the Forward Price Curve for purposes of this Agreement is ~~\$52.8548.91~~.

1.47 "General Contractor" means the entity or organization with main responsibility for the building of a construction project and who is the party signing the prime construction contract for the Project.

1.48 "Government Action" means action by a Governmental Authority to change the eligibility of a Product for an Applicable Program or substantially change the requirements for compliance by persons obligated to comply with the Applicable Program which in either case has a material adverse

³ For avoidance of doubt, "persons who were formerly incarcerated" means any individual who (i) was sentenced to a term of imprisonment, not including juvenile detention, after the disposition of one or more misdemeanor or felony charges; and (ii) has completed their sentence. For avoidance of doubt, "persons who are graduates of or currently enrolled in the foster care system" means any individual who is currently or was formerly a youth in care of the Illinois Department of Children and Family Services, or the equivalent agency in another state.

Date of First Operation (or the Hydropower Refurbishment Completion Date if the Project is a Hydropower Project that is newly Modernized or Retooled)	
Hydropower Refurbishment Start Date if the Project is a Hydropower Project that is newly Modernized or Retooled	
Maximum Contract Quantity	_____ RECs (i.e. Annual Quantity x 20 years)
Strike Price (\$ per MWh)	
Certified by Tracking System	PJM-EIS GATS or M-RETS
Index Price applicable Illinois trading hub	<input type="checkbox"/> PJM-NIHUB <input type="checkbox"/> MISO-IL
Minimum Equity Standard	<input type="checkbox"/> Yes, requirements apply to Project 10% of Project Workforce must consist of Equity Eligible Persons during delivery years when Construction Activities are carried out <input type="checkbox"/> No, Project is exempt from requirements
Additional Commitments pursuant to Section 2.5(b)	<input type="checkbox"/> Yes, additional commitments apply ___% of Project Workforce must consist of Equity Eligible Persons across delivery years when Construction Activities are carried out <input type="checkbox"/> No, Project is exempt from requirements
Additional Commitments pursuant to Section 2.5(c)	<input type="checkbox"/> Yes, additional commitments apply At least 50% of the Project shall be located in the Energy Transition Community Grant Area(s) identified in the site description above. <input type="checkbox"/> No, Project is exempt from requirements
Additional Commitments pursuant to Section 2.5(d)	<input type="checkbox"/> Yes, additional commitments apply The Project shall be located in or adjacent to the Hydropower Preference Community identified in the site description above. <input type="checkbox"/> No, Project is exempt from requirements
Project Labor Agreements Act	<input type="checkbox"/> Yes, requirements apply to Project <input type="checkbox"/> No, Project is exempt from requirements
Average value of Forward Price Curve	\$52.85 <u>48.91</u>
REC Contract Value	