

***MEETING OF THE
PUBLIC UTILITY COMMISSION OF TEXAS***

**Thursday, March 23, 2023, 9:30 A.M.
Commissioners' Hearing Room
7th Floor, William B. Travis Building**

Project No. 54446 - Open Meeting Agenda items without an associated control number.
Project No. 54447 - Work Session Agenda items without an associated control number.

FINAL AGENDA

Items to be taken up without discussion: 2, 4, 5, 6, 7, 8, 10, 14, 15, 17, 27, and 30.
Items that will not be taken up: N/A

1. Public comment for matters not specifically posted on this agenda.

WATER

2. Docket No. 52442 – Petition of Meritage Homes of Texas, LLC to Amend North Collin Special Utility District’s Certificate of Convenience and Necessity in Collin County by Expedited Release. (Final Order) Cheri Hasz
3. Docket No. 53109; SOAH Docket No. 473-22-05848.WS – Application of Undine Development, LLC for System Improvement Charges. (Order on Certified Issues) David Hrcir
4. Docket No. 53594 – Petition of Montgomery County Land Investments, Inc. to Amend T&W Water Service Company’s Certificate of Convenience and Necessity in Montgomery County by Streamlined Expedited Release. (Final Order) Cheri Hasz
5. Docket No. 53657 – Petition of TCCI Land Development, Inc. to Amend Town of Ponder’s Certificate of Convenience and Necessity in Denton County by Expedited Release. (Final Order) Lori Patrick
6. Docket No. 53759 – Application of Nerro Supply, LLC for Authority to Change Rates. (Preliminary Order) Grace Lager
7. Docket No. 53816 – Petition of Cooper Empire, LLC to Amend Liberty Utilities (Tall Timbers Sewer) Corp’s Certificate of Convenience and Necessity in Smith County by Streamlined Expedited Release. (Final Order) Cheri Hasz
8. Docket No. 53836 – Complaint of Chad Dannheim Against the City of Justin. (Preliminary Order) Austin Spratz

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9. Docket No. 53926 – Petition of Morgan Acres, LLC to Amend Johnson County Special Utility District’s Certificate of Convenience and Necessity in Johnson County by Streamlined Expedited Release. (Final Order) Lori Patrick
10. Docket No. 53933 – McIlrath Properties LLC’s Appeal of the Cost of Obtaining Service from Miller Grove Water Supply Corporation. (Preliminary Order) Johann Rupp
11. Docket No. 54017 – Application of Park Water Company to Extend the Time to File a Rate Application in Accordance with Notice of Approval in Docket No. 49311. (Final Order) John Kelly
12. Discussion and possible action regarding implementation of state legislation affecting water and sewer companies, current and projected rulemakings and other projects, comments to other state agencies, and Commission priorities.

COMMUNICATIONS

13. Discussion and possible action regarding implementation of state and federal legislation affecting telecommunications markets, current and projected rulemakings and other projects, comments to other state and federal agencies, and Commission priorities.

ELECTRIC

14. Docket No. 51883 – Complaint and Request for Emergency Relief by Luminant Energy Company LLC Against the Electric Reliability Council of Texas, Inc. (Final Order) Alex Scheifler
15. Docket No. 52154 – Complaint of MKRR Investments LLC Against Constellation NewEnergy, Inc. (Final Order) Grace Lager
16. Docket No. 54042 – Petition of John Hancock Life Insurance Company (U.S.A.), John Hancock Infrastructure Master Fund 2, LP, and Infrastructure Investments TNT (US) LLC for a Declaratory Order. (Final Order) Johann Rupp
17. Docket No. 54196 – Application of AEP Texas Inc. to Continue Providing Distribution Voltage Facilities Rental Service. (Final Order) Austin Spraez
18. Docket No. 54348 – Application of Wind Energy Transmission Texas, LLC for Good Cause Waiver of Rate Filing Requirement Under 16 TAC § 25.247 and Adoption of Rate Settlement. (Final Order) Abbey Jones
19. Docket No. 54349 – Application of Wind Energy Transmission Texas, LLC for a Wholesale Transmission Service Credit Rider. (Final Order) Abbey Jones
20. Docket No. 54739 – Request for Approval of an Amended Voluntary Mitigation Plan for Luminant Energy Company, LLC Pursuant to PURA § 15.023(f) and 16 TAC § 25.504(e). (Final Order) Van Moreland

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21. Docket No. 54740 – Request for Ratification of Commission Staff’s Termination in Part of the Amended Voluntary Mitigation Plan for NRG Companies. (Final Order) Barksdale English
22. Docket No. 54741 - Request for Approval of an Amended Voluntary Mitigation Plan for Calpine Corporation Pursuant to PURA § 15.023(f) and 16 TAC § 25.504(e). (Final Order) Jenna Keller
23. Project No. 51879 – Information Related to the Western Energy Imbalance Market. (Discussion and possible action)
24. Project No. 52373 – Review of Wholesale Electric Market Design. (Discussion and possible action)
25. Project No. 52796 – Review of Market Participant Qualifications and Reporting Requirements. (Proposal for Adoption) David Smeltzer and Mariah Benson
26. Project No. 53298 – Wholesale Electric Market Design Implementation. (Discussion and possible action)
27. Project No. 54212 – Terms and Conditions of Access by a Competitive Retailer to the Delivery System of Certain MOUs and Electric Cooperatives. (Proposal for Adoption) David Smeltzer, Shawnee Claiborn-Pinto, Floyd Walker, and Iliana DeLaFuente
28. Project No. 54224 – Cost Recovery for Service to Distributed Energy Resources (DERS). (Discussion and possible action) David Smeltzer, Mariah Benson, and Bill Abbott
29. Project No. 54444 – CY 2023 Reports of the Electric Reliability Council of Texas. (Discussion and possible action)
30. Project No. 54445 – CY 2023 Review of Rules Adopted by the Independent Organization. (Discussion and possible action) Harika Basaran and Marian Benson
31. Project No. 54584 – Reliability Standard for the ERCOT Market. (Discussion and possible action) Werner Roth
32. Project No. 37344 - Information Related to the Entergy Regional State Committee. (Discussion and possible action)
33. Project No. 41211 - Information Related to the Organization of MISO States. (Discussion and possible action)
34. Project No. 41210 - Information Related to the Southwest Power Pool Regional State Committee. (Discussion and possible action)

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35. Discussion and possible action on electric reliability; electric market development; power-to-choose website; ERCOT oversight; transmission planning, construction, and cost recovery in areas outside of ERCOT; and electric reliability standards and organizations arising under federal law.
36. Discussion and possible action regarding implementation of state and federal legislation affecting electricity markets including current and projected rulemakings and other projects, comments to other state and federal agencies and Commission priorities.

GENERAL

37. Project No. 51812 – Issues Related to the State of Disaster for the February 2021 Winter Weather Event. (Discussion and possible action)
38. Project No. 54455 – CY 2023 Rulemaking Calendar. (Discussion and possible action). David Smeltzer
39. Discussion and possible action regarding agency review by Sunset Advisory Commission, operating budget, strategic plan, appropriations request, project assignments, correspondence, staff reports, agency administrative issues, agency organization, fiscal matters and personnel policy.
40. Discussion and possible action regarding customer service issues, including but not limited to correspondence and complaint issues.
41. Discussion and possible action on infrastructure reliability, emergency management, and homeland security.

CLOSED SESSION

42. Adjournment for closed session to consider one or more of the following items:
 - a. Discussions with its attorneys regarding contemplated litigation, settlement offers, pending litigation, and other matters as allowed under section 551.071 of the Texas Government Code;
 - b. Personnel matters, including the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director, the Deputy Executive Director, the Division Directors or any other public officer or employee of the Commission as allowed under section 551.074 of the Texas Government Code; and
 - c. Security matters, including deployment and implementation of security personnel or devices or security audits; including matters under Project No. 24729, as allowed under sections 551.076 and 551.089 of the Texas Government Code;

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and reconvening in open session for discussion and decisions on matters considered in closed session.

Persons planning to attend this meeting who have disabilities requiring auxiliary aids or services should notify the Commission as far in advance as possible so that appropriate arrangements can be made. Requests can be made by mail, telephone or in person to the Commission's Office of Customer Protection, 1701 N. Congress Ave., Austin, Texas 78701, phone number (512) 936-7150 or (512) 936-7136 for the teletypewriter for the deaf.