

Customer Education and Participation

Session 3

Customer Engagement in Commission Related Activities: Opportunities and Barriers



August 4, 2021 1:00 – 4:00 PM (EST)













WELCOME AND HOUSEKEEPING



Kayla Gibbs

Resource Optimization and Certification Michigan Public Service Commission



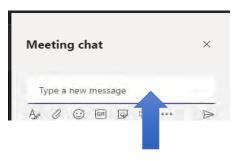


HOUSEKEEPING

- **01** Meeting will be recorded
- O2 Recording and slides will be posted to the workgroup website in about a week

- O3 All audience members will be muted
- O4 Please type questions into the chat box









HOUSEKEEPING

O5 Staff will ask chat box questions during Q&A

Needed clarification of your question To unmute:

Phone: Press *6

Teams: Click mic button

Please mute yourself again after your clarification.

O7 Chat box may note when audience member enter/exit. These notices are automatic

08 If Teams via web browser is not working, try a different web browser.

All work except Safari





AGENDA



1:00 Welcome & Opening Statements

Commissioner Tremaine Phillips

Kayla Gibbs, MPSC Staff

1:05 MPSC: Processes and Opportunities for Customer Education, Participation, and Outreach *Reka Holley*, MPSC Staff

1:55 The MPSC's Customer Shutoff Data Portal Jake Thelen, MPSC Staff

2:05 Barriers to Customer Participation in Commission-related Activities

Moderator: Keith Cooley, Principia, LLC Monica Martinez, Coalition to Keep Michigan Warm

Conan Smith, MI Environmental Council Briana DuBose, EcoWorks

2:55 BREAK

3:00 Successes in Customer Education, Outreach and Engagement

Stacey Steep, Office of Public Participation, FERC

Christina Chase-Pettis, Pennsylvania Public Utility Commission

Shari Williams, Pennsylvania Public Utility Commission

Don Tormey, Iowa Utilities Board

3:50 Closing Statements *Danielle Rogers*, MPSC Staff

4:00 Adjourn



















OPENING STATEMENTS



Commissioner Tremaine Phillips Michigan Public Service Commission







Commissioner Tremaine L. Phillips

Michigan Public Service Commission





Tremaine L. Phillips was appointed by Governor Gretchen Whitmer to the Michigan Public Service Commission on September 9, 2019. His term ends on July 2, 2025.

Prior to his appointment, Commissioner Phillips worked in the public and private sectors to accelerate the nation's transition to clean, renewable, and reliable energy resources. Most recently, he served as the Director of Cincinnati 2030 District, leading the organization to become one of the largest and most engaged 2030 Districts in the country. As Vice President of Strategic Initiatives for EmpowerSaves, a Columbus-based energy efficiency data analytics and marketing company, he was recognized in 2016 as an emerging clean energy leader through the Midwest Energy News's "40 Under 40" award. He previously worked for the Prima Civitas Foundation, the State of Michigan's Department of Energy, Labor, & Economic Growth, and the Michigan Environmental Council. He also spent a summer in Washington D.C. as an intern with the Obama Administration's White House Council on Environmental Quality, working to advance climate and clean energy policies, including the Clean Power Plan.













MPSC: PROCESSES AND OPPORTUNITIES FOR CUSTOMER EDUCATION, PARTICIPATION, AND OUTREACH



Reka Holley Voelker

Michigan Public Service Commission







Reka Holley Voelker

Michigan Public Service Commission





Reka Holley Voelker is the Manager of the Communications Section at the Michigan Public Service Commission where she also serves as the Commission's Liaison to the Legislature and Michigan's 12 Federally Recognized Tribes. In her role, she oversees the Commission's external communications and outreach efforts, advises on numerous policy issues, and serves as the main point of contact for members of the Legislature and the Tribes.

Reka joined the Commission staff in 2019 following more than two years at the Michigan Agency for Energy (MAE) where she served both the MAE and the MPSC as the Energy and Legislative Ombudsman. She previously served as the Legislative Director for a member of the Michigan House of Representatives and, prior to her service in the legislature, served as the Program Director for the Michigan Conservative Energy Forum.

Reka holds a Bachelor's Degree in History and Political Science from Cornerstone University, a Masters Degree in Government from Regent University's Robertson School of Government, and a Juris Doctor from Regent University Law School.

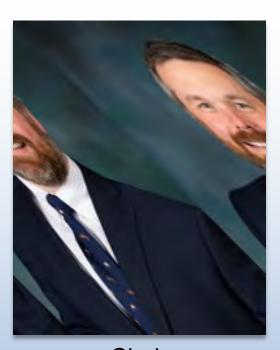




THE MPSC: WHO WE ARE



Commissioner Tremaine Phillips



Chair Dan Scripps



Commissioner Katherine Peretick



THE MPSC: WHO WE ARE



Approximately 180 full-time employees focused on serving the public, with expertise in the

Finance

following:

Engineering

Law

Economics

Auditing

Accounting



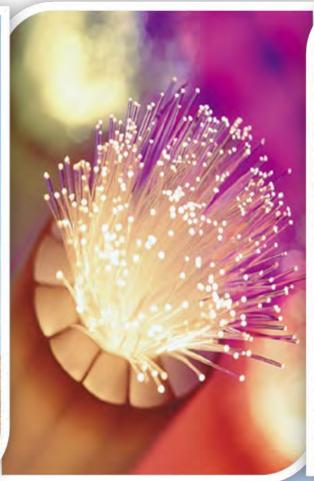
OUR MISSION

To serve the public by ensuring <u>safe</u>, <u>reliable</u>, and <u>accessible</u> energy and <u>telecommunications</u> services at <u>reasonable rates</u>



MPSC INDUSTRY JURISDICTION







Electricity

Telecommunications





MPSC UTILITY JURISDICTION

| Investor Owned Utilities | Cooperatives | Michigan Municipally- Owned Utilities |
|---|--|--|
| Complete Power & Jurisdiction to Regulate (460.6) *The Commission cannot make business decisions for utility companies | Intermediate Jurisdiction; Subject to certain Commission rules | Limited Jurisdiction |
| Rates, Fares, Fees, Charges, Services, Rules, Conditions of service, Other matters related to Formation, Operation, & Direction | Distribution performance standards, Quality of service, Customer billing practices, 4-Year Forward Capacity Demonstration, Low-income energy assistance program, Renewable Energy Plan (PA 342), Energy Waste Reduction (PA 342) | Heating season customer shutoff protections (460.9r), Energy Waste Reduction (PA 342), Renewable Energy Plan (PA 342), Demonstration of capacity resources (460.6w) |



MAJOR FUNCTIONS

Ensuring System Reliability

Setting Just and Reasonable Rates

Licensing & Fostering Competitive Markets

Energy Assurance and Planning

Facility Siting & Need Determination

Public Safety and Infrastructure Oversight

Customer Assistance & Protection



MPSC AUTHORITY



THE MPSC: A CREATURE OF STATUTE

- Commission only has authority provided by the legislature
- Possesses no common-law or equity powers
- Courts have clarified extent of MPSC authority, e.g.:
 - ✓ <u>Union Carbide Corporation v. Public Service Commission</u>, 431 Mich 135 (1988)
 - ✓ Attorney General v. Public Service Commission, 231 Mich. App. 76 (1998)
 - ✓ <u>Telephone Association of Michigan v. Public Service Commission</u>, 210 Mich App 662 (1995)
 - ✓ In re Complaint of Rovas, 482 Mich 90 (2008)



COMMISSION PROCESSES & PUBLIC PARTICIPATION AT THE MPSC



THE MPSC: A CREATURE OF STATUTE

- MPSC makes decisions through:
 - ✓ Contested cases
 - ✓ Rulemaking
 - ✓ Declaratory rulings and ex parte rulings
 - ✓ Mediation and arbitration
- MPSC also provides guidance
 - ✓ Stakeholder collaboratives
 - ✓ Guidelines
 - o E.g., rate case filing requirements



THE CONTESTED CASE

- Contested cases are "quasi-judicial" or trial like
- Contested cases are governed by the Michigan Administrative Procedures
 Act (APA) and the Michigan Office of Administrative Hearings and Rules
 (MOAHR) Rules of Practice and Procedure specific to the Commission
- A commission case that is referred to MOAHR is a contested case that may require an evidentiary hearing and is assigned an Administrative Law Judge (ALJ)



CONTESTED CASES: WHO CAN PARTICIPATE?

- Intervention by Right
 - ✓ The Company, its staff and its legal representation
 - ✓ MPSC Staff and staff attorneys
 - ✓ Attorney General
- Permissive Intervention
 - ✓ Intervenors who have a direct interest in the case may a file petition to intervene and must meet the following criteria:
 - I. the petitioner would likely suffer injury in fact (i.e., its interests are impacted or affected) and
 - 2. the petitioner's affected interests are within the zone of interest to be protected or regulated by the statutes involved (i.e. the ratemaking statutes applicable herein).
 - ✓ If approved by ALJ, must file an entry of appearance



Reka Holley Voelker

Michigan Public Service Commission holleyr@michigan.gov

CONTESTED CASE PROCESS

Application & Notice

Intervention & Prehearing

Testimony & Cross-Examination

Briefing

Proposal for Decision

Order & Appeals

- 1. Pre-filing announcement (in some cases)
- 2. Application filed or Commission initiates on own motion
- 3. Notice of prehearing conference issued
- 4. Petitions to intervene filed; audit & discovery commences
- 5. Prehearing conference
- 6. Staff & intervenor testimony filed
- 7. Rebuttal testimony filed
- 8. Evidentiary hearing/ cross-examinations
- 9. Briefs and reply briefs filed
- 10. Proposal for decision (PFD) issued
- 11. Exceptions to PFD and replies to exceptions
- 12. Commission issues final order
- 13. Rehearing and appeals



COMMISSION DECISIONS

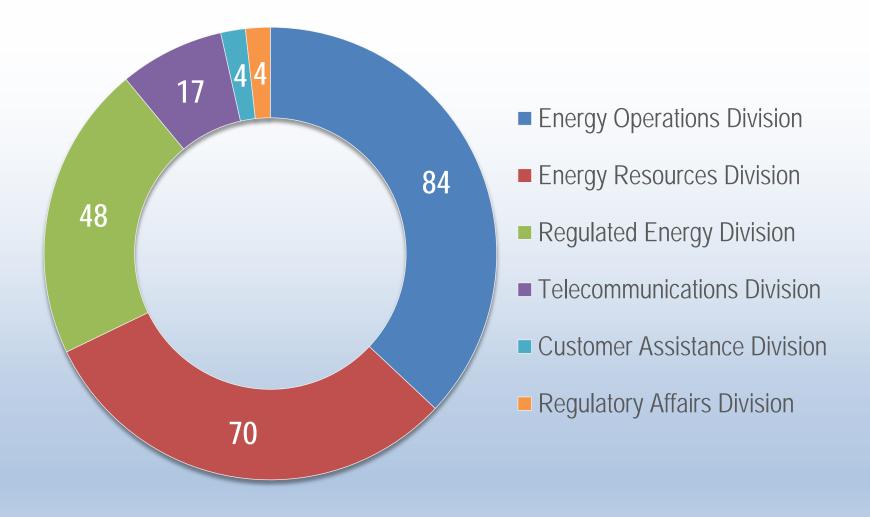
- Must be supported by law and the facts in the evidentiary record with appropriate justification. The moving party bears the burden of proof.
- Parties can seek rehearing or reconsideration
 - ✓ Due 30 days from final order and governed by Rule 437
 - ✓ Must be based on claims of (1) error, (2) newly discovered evidence, facts or circumstances arising after the hearing, or (3) unintended consequences resulting from compliance
- Final order subject to judicial review
 - ✓ Court of Appeals for most contested case orders (circuit courts for customer complaints)



Reka Holley Voelker

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OPEN COMMISSION CASES





RULEMAKING

"[The] commission shall have power and authority to make, adopt, and enforce rules and regulations for the conduct of its business and the proper discharge of its functions . . . [and to] make and prescribe regulations for the conducting of the business of public utilities, subject to the jurisdiction thereof . . . " Public Act 419 of 1919, MCL 460.55

What is a rule?

 Establishes requirements for those who are regulated by or deal with the Commission and sets forth enforcement procedures for rule violations

Rules apply generally, not individually

- Examples of Commission rules:
 - ✓ Consumer Standards and Billing Practices for Electric and Natural Gas Utilities
 - ✓ Gas safety standards
 - ✓ Telecommunications discontinuance of service.
- Rulemaking process set forth in APA



Reka Holley Voelker

Michigan Public Service Commission holleyr@michigan.gov

MPSC RULEMAKING PROCESS

Draft Rules

• Initial rules are drafted by the Regulatory Affairs Division or Staff

RFR Submitted & Approved by LSB

• The Request for Rulemaking (RFR) is drafted and submitted to the Michigan Office of Administrative Hearings and Rules (MOAHR)

Submit the RIS to

Submit draft rules to the MPSC's Regulatory Affairs Officer (RAO) at MOAHR
 Rules are informally approved by the Legislative Services Bureau (LSB) and ORR

A Regulatory Impact Statement (RIS) is drafted and submitted to the RAO
Recommended changes sent back

the RAO

Issue Order #1

- · Gives brief history of rule set
- · Sets dates for public hearing and for receipt of comments
- Exhibit A: NOH; Exhibit B: Rules in strike/bold
- MPSC STAFF CANNOT MAKE FURTHER CHANGES TO RULE SET

Publicize and hold Public Hearing

- Public hearing notices must be published in at least three public newspapers
- Must publish 10-60 days before a hearing date
- RIS must be posted to MPSC website at least 10 days before public hearing

Issue Order #2

- Review verbal/written comments
- MPSC responds to each, explaining reasoning for adoption or denial of the recommended change
- Amend rules if, after discussing with Staff, public comments suggest valid rule changes
- RIS must be posted to MPSC website at least 10 days before public hearing

Submit JCAR Report

- Sent along with the order and a final version of the rules to RAO, who submits them to the Joint Committee on Administrative Rules (JCAR).
- Wait for 15 joint session days.

Issue Order #3

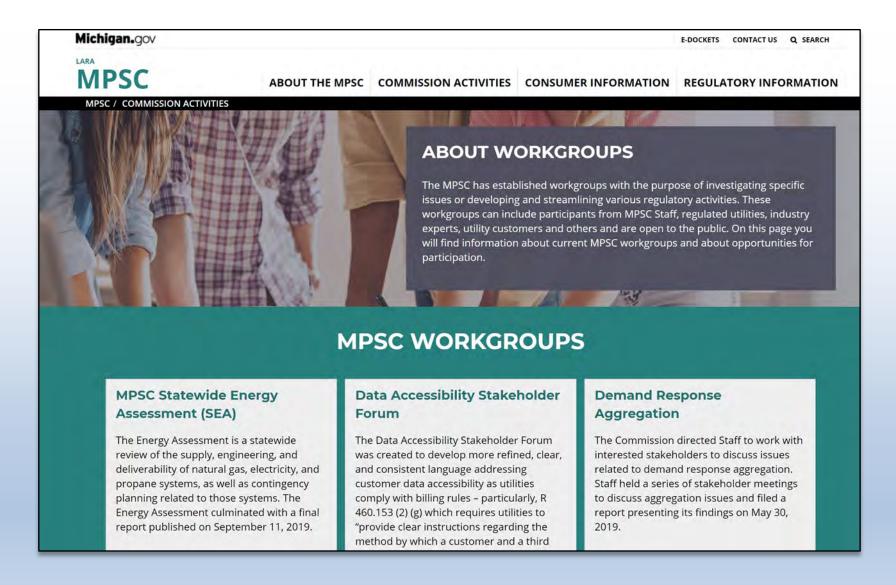
- Formally adopts the rules and transmits them to ORR for filing with the Secretary of State
- Prepare and submit Certificate of Adoption



Reka Holley Voelker

Michigan Public Service Commission holleyr@michigan.gov

STAKEHOLDER WORKGROUP





THE COMMISSION & THE LEGISLATURE





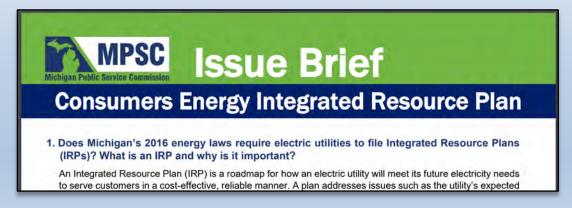
Constituent concerns
Energy education
Policy development



CURRENT COMMISSION OUTREACH











VISIONING AN EXPANDED OUTREACH

The MPSC's 2021 – 2025 Strategic Plan

Improving communications and access to information regarding utility offerings

- Developing and deploying an inventory of utility offered customer programs on the MPSC's website
- Improving promotion of new customer options from rate cases and other proceedings

Direct, local engagement within our local communities

- Reestablish the MPSC's outreach team to improve local outreach capacity
- Establish regular, regional engagement for hearings and informational sessions
- Reinitiate consumer forums or an alternative program to engage directly with customer throughout the state
- Explore options and opportunities for hosting (or co-hosting) webinars on topics of interest



MPSC CUSTOMER EDUCATION & PARTICIPATION THINKING CREATIVELY INSIDE THE BOX

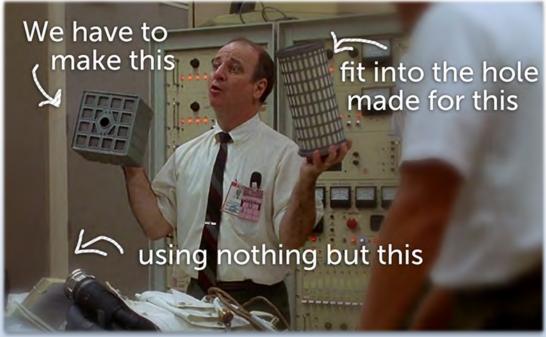


Image source: Apollo 13, Imagine Entertainment

Statutory Walls

- Required statutory processes
- Ex Parte Rules
- Procedural Rules
- Evidentiary Requirements

Operational Walls

- Staffing considerations and constraints
- Budgetary considerations



Reka Holley Voelker

Michigan Public Service Commission holleyr@michigan.gov

Questions?

Reka Holley Voelker Manager, Communications Section Legislative & Tribal Liaison 517.202.4672 HolleyR@Michigan.gov











THE MPSC's CUSTOMER SHUTOFF DATA PORTAL

Jake Thelen

Michigan Public Service Commission





Jake Thelen

Michigan Public Service Commission







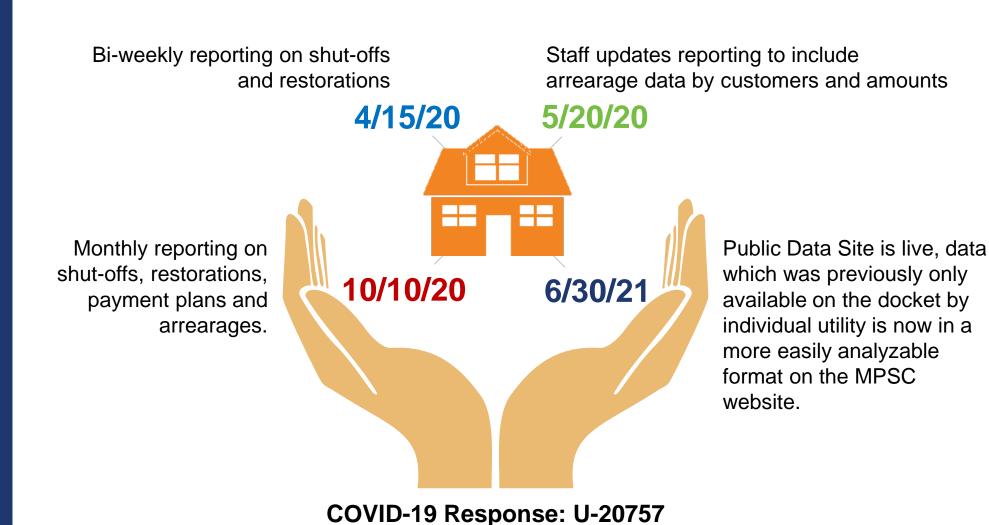
Works as Departmental Specialist in the Compliance and Investigation Section at the MPSC. I have worked for the MPSC for just over 16 years. I started as a student assistant, then became a regulation officer handing customer complaints. My current position as a Specialist allows me to work with our current group of regulation officers to address any complaint trends or large scale utility issues.





Jake Thelen MPSC Staff thelenj7@michigan.gov

THE MPSC's CUSTOMER SHUTOFF DATA PORTAL





Jake Thelen MPSC Staff thelenj7@michigan.gov

THE MPSC's CUSTOMER SHUTOFF DATA PORTAL

Michigan.gov

E-DOCKETS CONTACT US Q SEARCH



COMMISSION ACTIVITIES CONSUMER INFORMATION REGULATORY INFORMATION

Utility Customer Data

Per Michigan Public Service Commission order U-20757, investor-owned utilities are required to file monthly reports to the U-20757 docket using a Commission Staff template detailing the data on disconnected service to occupied and unoccupied residences and arrearages.

While this data is available in the U-20757 docket, the Michigan Public Service Commission is making it available here in a more easily analyzable form to help stakeholders better understand customer disconnections and arrearages (unpaid bill balances).

MPSC Staff have created a video explaining the database, walking through how to use the report and what data is available.

COVID-19 Utility Customer Data

Per Michigan Public Service Commission order U-20757, investor-owned utilities shall file monthly reports in this docket using the updated Commission Staff template detailing the data on disconnected service to occupied and unoccupied residences and arrearages.

Investor-owned utilities self-report data in accordance with U-20757 Data Template and Definitions.

Please note that not all regulated utility systems are capable of capturing the granular data asked for in the updated template.

Reporting History

| Utility | Last Period Reporter |
|----------------------------------|----------------------|
| Alpena Power Co. | June 2021 |
| Consumers Energy Co. | June 2021 |
| DTE Energy Co. | June 2021 |
| Indiana Michigan Power Co. | June 2021 |
| Michigan Gas Utilities | June 2021 |
| Northern States Power Co. (Xcel) | June 2021 |
| Semco Energy Gas Co. | June 2021 |
| Upper Michigan Energy Resources | June 2021 |
| Upper Peninsula Power Co. | June 2021 |
| | |











BARRIERS TO CUSTOMER PARTICIPATION IN COMMISSION-RELATED ACTIVITIES

Moderator: Keith Cooley Principia, LLC



Monica Martinez Coalition to Keep MI Environmental Council Michigan Warm



Conan Smith

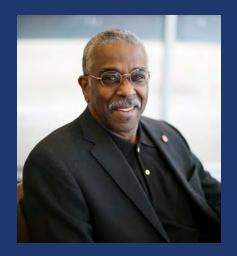


Briana DuBose **EcoWorks**









Keith Cooley Principia, LLC





Keith Cooley is a seasoned, results-oriented executive and a proven leader in highly competitive business, nonprofit, and public sector settings. For the past 20 years his work has focused primarily on clean energy, sustainability, workforce development, and social/environmental justice for underserved communities.

He holds degrees from the University of Michigan, a Bachelor of Science (Engineering Physics) and a Master of Science (Nuclear Engineering).

Equally comfortable working with clients on either side of the political divide, Keith served as a cabinet member to Michigan's Governor Jennifer Granholm and as a national public opinion leader chosen by the Bush Administration to visit U.S. troops deployed in the Middle East.







Monica Martinez Dubon Stratogy Croup

Ruben Strategy Group





Monica Martinez has extensive experience in the regulatory and legislative sectors, specializing in energy, workforce diversity, human services, and community engagement.

She is a Principal with Ruben Strategy Group, spokesperson for the Coalition to Keep Michigan Warm, and serves on various organizational boards focusing on energy efficiency and the advancement of greater inclusion.







Conan Smith

Michigan Environmental Council President & CEO





Conan Smith is an experienced nonprofit leader, policy innovator, and respected public official. Smith has been a long-time advocate for the environment, public health and equity in Michigan. Starting as a volunteer and working his way up to leadership positions as a program director, executive director and board member.

Smith previously served for 12 years as executive director of Metro Matters, 14 years as an elected county commissioner and on numerous public and private boards, including Michigan Saves.

Gov. Jennifer Granholm and Gov. Rick Snyder who each appointed him to serve on the Utility Consumer Participation Board, which funds citizen interventions in utility rate cases. Smith is also a lecturer in intergovernmental cooperation at the Gerald R. Ford School of Public Policy at the University of Michigan.





Briana DuBose EcoWorks







Briana DuBose has extensive experience in the energy sector working with county and city governments to improve local sustainability policies. She has managed various initiatives to bring energy efficiency statewide, supporting municipalities, universities, school districts, and hospital systems.

Briana is the Director of the Strategic Community Initiatives department at EcoWorks. She is the program administrator for community-scale energy usage benchmarks including residential and commercial sectors. Briana serves on the City of Detroit Green Task force as the co-chair of the Climate Action Subcommittee.







BREAK











SUCCESSES IN CUSTOMER EDUCATION, OUTREACH AND ENGAGEMENT

Stacey Steep Office of Public Participation, FERC



Christina Chase-Pettis
Pennsylvania Public Utility
Commission



Shari Williams
Pennsylvania Public
Utility Commission



Don TormeyIowa Utilities Board







Stacey Steep Interim Transition Lead Office of Public Participation, Federal Energy Regulatory Commission







Stacey Steep is an attorney advisor at Federal Energy Regulatory Commission (FERC) and is the Interim Transition Lead of the Office of Public Participation. In 2014, she joined the Office of General Counsel at FERC, where she focuses on rehearing requests under the Natural Gas Act and Federal Power Act. Before joining FERC, she worked in energy and environmental policy at a consulting firm and in the U.S. House of Representatives. She is a graduate of the George Washington University Law School and Kalamazoo College.

She and her husband have two children and live in Virginia.





Don TormeyIowa Utilities Board







Don Tormey joined the Iowa Utilities Board (IUB) as the Manager of Customer Service and Public Information in September 2011. He became Director of Communications for the IUB in 2015.

Before joining the IUB Tormey was the Public Information Officer for the lowa Office of Energy Independence and previously worked in the private sector as the Director of Multimedia for the Des Moines Register and as a Senior Editor for the Los Angeles Times.

He received his Bachelor of Arts degree in journalism for California State University, Long Beach.







Shari A. Williams Education Specialist, PUC







Shari A. Williams is the Senior Communications Specialist for the Southeastern region for the Pennsylvania Public Utility Commission. Over the last 24 years, Shari has provided advanced professional public relations work, consumer education and public outreach to Pennsylvania consumers. Additionally, Shari participates in the PUC's overall communications strategy, specifically related to consumer education and outreach. As one of the PUC's consumer education energy experts, Shari represents the PUC at educational roundtables, workshops, train the trainer events, conferences, forums and the PUC's signature Be Utility Wise statewide conferences and events. Shari has enhanced consumer education for Pennsylvania utility consumers related to low-income assistance programs, the advancement of energy efficiency programs and education about the shale gas industry and other energy economic resources. Shari serves as the Director of Community Initiatives, Public Policy Committee member, 3rd Vice President, Board member and Committee member for the Greater Philadelphia Women's Energy Network, (WEN), The American Association of Blacks in Energy (AABE), The Coalition of 100 Black Women, The National Energy Utility Affordability Coalition, (NEAUC) and The National Utilities Diversity Council. Shari was previously appointed to serve on Governor Wolf's Energy Action Transition Team and has also received the Ipraxis Stem Advocate of the year award.







Christina Chase-Pettis Education Specialist, PUC







Christina Chase-Pettis began her career at the PUC in 2000. Christina is a seasoned and highly respected consumer education leader with 20+ years of experience providing consumer education, outreach and training programs to thousands of consumers, human service agencies and other interested stakeholders throughout the Commonwealth of Pennsylvania. She independently develops and manages consumer education outreach programs in Central and Western Pennsylvania, with a strong ambition and emphasis on customer assistance programs, policies and initiatives that help low-income families.

Christina is an expert in planning and coordinating utility educational events, seminars, conferences and legislative community forums. She is favorably recognized among community leaders, legislators and peers for her passionate and dedicated commitment to utility education and creating awareness and understanding of the many utility industry Universal Services Programs. She serves as the Chairperson for the PUC's signature Be Utility Wise Conferences, held annually in the Commonwealth. Christina presents and exhibits at state and national conferences showcasing the PUC's leading consumer education program and outreach services.





Christina Chase-Pettis

Pennsylvania Public Utility Commission cchasepett@pa.gov

Shari Williams

Pennsylvania Public Utility Commission Shariwilli@pa.gov





Shari Williams
Pennsylvania Public Utility
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Shariwilli@pa.gov

SUCCESSES IN CUSTOMER EDUCATION, OUTREACH AND ENGAGEMENT

PUC Be Utility Wise

Be Utility Wise was organized in the 1980s and has continued annually since. Our goal is to educate those in the front line of Health and Human Services. Be Utility Wise expands knowledge and heightens awareness about utility issues such as affordability, convenience, comfort, and healthy living - it's a free professional development program promoting and connecting valuable community resources to help those in need.

Glance of Panel Topics:

- Universal Service Coaching
- LIHEAP
- Conservation Weatherization Tips
- Low-Income Budgeting
- SNAP/Food Bank
- Housing/HUD
- VA Services
- CareerLinks
- PUC Family Feud





Be Utility Wise is coordinated and hosted by the PUC, Utility Companies and other allied Community Base Organizations.

Shari Williams
Pennsylvania Public Utility
Commission
Shariwilli@pa.gov

SUCCESSES IN CUSTOMER EDUCATION, OUTREACH AND ENGAGEMENT

PUC Be Utility Wise Events

Erie BUW - September - Ambassador Conference Center

Pittsburgh BUW – September – Hilton Garden Inn Pittsburgh/Southpointe

Philadelphia BUW - October - PECO Energy Hall

Wilkes Barre/Scranton BUW - October - Mohegan Sun Conference Center

Reading - Berks Be Wise - October - Double Tree Hotel

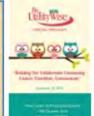
Johnstown BUW - November - Holiday Inn Johnstown

Downtown

Harrisburg BUW - November - Red Lion Inn

















Christina Chase-Pettis

Pennsylvania Public Utility Commission cchasepett@pa.gov

Shari Williams

Pennsylvania Public Utility Commission Shariwilli@pa.gov

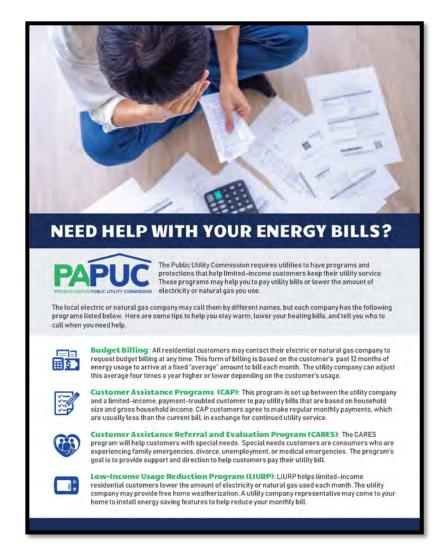
MPSC Michigan Public Service Commission





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SUCCESSES IN CUSTOMER EDUCATION, OUTREACH AND ENGAGEMENT



Resources

www.puc.pa.gov

www.PAPowerSwitch.com

www.PaGasSwitch.com

Consumer Services Hotline: 1-800-692-7380

ConsumerEd@pa.gov











CLOSING STATEMENTS

Danielle Rogers

Smart Grid Michigan Public Service Commission





THANK YOU

Please Stay Engaged

Sign up for the listserv

- Go to MI Power Grid Customer Education and Participation workgroup page
- Scroll to bottom to add email

Attend future meetings

Next Meeting

- Wednesday, August 25, 2021
- 1:00pm-4:00pm (EST)
- Topic: Creating More Equitable Outreach and Access to Utility Programs and Offerings

For questions or concerns, please email Kayla Gibbs (gibbsk2@michigan.gov) and/or Danielle Rogers (rogersd8@michigan.gov)



