

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,)	
regarding the regulatory reviews, revisions,)	
determinations, and/or approvals necessary for)	Case No. U-16600
BAY CITY ELECTRIC LIGHT & POWER to fully)	
comply with Public Act 295 of 2008.)	
_____)	

At the December 19, 2013 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John D. Quackenbush, Chairman
Hon. Greg R. White, Commissioner
Hon. Sally A. Talberg, Commissioner

ORDER

Public Act 295 of 2008, MCL 460.1001 *et seq.* (Act 295), requires all providers of electric service in this state to establish renewable energy programs by filing renewable energy plans (REPs) with the Commission. On July 1, 2009, the Commission determined Bay City Electric Light & Power's (Bay City) initial REP in Case No. U-15849 was in compliance with Act 295.

Section 25(4) of Act 295 provides that every two years after the Commission determined the initial REP was in compliance with Act 295, the Commission shall review the plan. This review occurs after an opportunity for public comment. On December 6, 2012, the Commission issued an order directing Bay City to file its application for biennial REP review by July 1, 2013, in this docket. On June 27, 2013, Bay City filed an application seeking review of its REP.

The Commission Staff (Staff) reviewed the application and filed a letter in this docket indicating that the 2013 REP did not amend the 2011 REP. The Staff also found that Bay City still expects to meet the renewable energy standard through contracts with Michigan Public Power Agency projects and that the expected incremental cost of compliance to its customers will not exceed the retail rate impacts described in Section 45(2) of Act 295. To calculate the renewable energy credit requirement, Bay City will use the average of the previous three years of electricity sold to its retail customers. Further, Bay City provided an opportunity for public comments; no comments were received. On the basis of this review, the Staff recommends the Commission find Bay City in compliance with the requirements of Section 25 of Act 295.

THEREFORE, IT IS ORDERED that:

A. The renewable energy plan filed by Bay City Electric Light & Power is in compliance with the requirements of Public Act 295 of 2008.

B. Bay City Electric Light & Power shall file an annual report with the Commission describing the status of compliance with the requirements of Public Act 295 of 2008 by June 30, 2014, and annually thereafter until further order of the Commission.

C. Absent an earlier application filed by Bay City Electric Light & Power for authority to amend its plan, the Commission shall review the plan again during the next biennial review period described in MCL 460.1025(4).

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, under MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

John D. Quackenbush, Chairman

Greg R. White, Commissioner

Sally A. Talberg, Commissioner

By its action of December 19, 2013.

Mary Jo Kunkle, Executive Secretary