

Summary of Second Supplemental PSC Order in Docket No. 5-UI-120 (served, June 26, 2020)

Prepared by Anita Gallucci, Boardman & Clark LLP

July 2, 2020

TARIFF PROVISION	DATE PROVISION LIFTED	COMMENTS
<p>Disconnection of Service</p>	<ul style="list-style-type: none"> Disconnection notices may be issued on July 15, 2020, with a minimum 10-day window. First date of disconnection would occur on or after July 25, 2020. 	<ul style="list-style-type: none"> Utility may begin issuing disconnection notices on July 15, 2020. <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> Utility may use a phased approach based on thresholds as required by operational conditions and constraints, as long as the approach is nondiscriminatory.
<p>Additional Comments on Disconnection and 21-Day Medical Extension of Service</p> <p>[Applicable PSC rules: PSC 113.0301(13)(a), PSC 134.062(11)(a), and PSC 185.37(10)(b)]</p>		<ul style="list-style-type: none"> Utility must allow a 21-day medical extension of service when a customer or a household member has tested positive for COVID-19. A positive test shall automatically be considered a medical emergency for the purpose of a 21-day medical extension of service (<i>even if the customer has had an extension for another medical reason</i>). The extension must be granted if the customer or household member is still under quarantine at the end of the original 21-day period, as documented by a medical provider.
<p>Refusal of Service for Failure to Provide Documentation of Residency or Identity</p>	<ul style="list-style-type: none"> <i>Existing Customer:</i> May send disconnection notice July 15, 2020 and disconnect on/after July 25, 2020 <i>New Customer:</i> May refuse service beginning on July 25, 2020 	
<p>Deposits (prohibited as a condition of new service)</p>	<p>Prohibition lifted July 31, 2020</p>	

Late Payment Fees	<ul style="list-style-type: none"> • Prohibition lifted July 15, 2020. • Late fees imposed after July 15 may only be assessed on arrearages incurred on or after July 15, 2020. 	<ul style="list-style-type: none"> • Starting July 15, 2020, utilities may elect to continue to waive late fees in a non-discriminatory manner until December 31, 2020, notwithstanding any tariff provision to the contrary. • Utilities that elect to continue to waive late fees shall notify the Commission of their plans for waiving fees.
Landlord Requested Termination of Municipal Electric Services	Prohibition lifted July 25	The termination of this provision ends the PSC's tracking of this requested activity.
Credit Card Convenience Fees	<ul style="list-style-type: none"> • If utility was authorized to waive credit card fees pursuant to PSC's March 24, 2020 order, it shall resume charging the fees effective December 31, 2020. • However, those utilities may choose to resume charging fees at an earlier date upon submission of a request to the PSC. 	
Issuance of Securities	PSC takes no action.	
Expedited Process for Considering Individual Utility Waiver Requests of Certain Tariff Provisions	Provision to be suspended effective December 31, 2020	

Deferred Payment Agreements	Provision lifted August 15, 2020	<ul style="list-style-type: none"> • Utility must offer a DPA to any customer unable to pay their bill in full until August 15, 2020. • After August 15: <ul style="list-style-type: none"> ○ Utilities may decline to offer a subsequent DPA or initiate a process to disconnect service if applicable without offering a subsequent DPA, unless the <i>residential customer</i> has had a significant change in ability to pay since the previous, defaulted DPA was established. ○ Pursuant to the PSC’s rules, if the residential customer has not defaulted on a DPA, the utility shall offer a DPA. ○ Utilities may, but will no longer be required, to offer DPAs to <i>commercial customers</i>.
Deferred Payment Agreements – Municipal Residential Tenant DPA Tariffs	<ul style="list-style-type: none"> • Provision lifted August 15, 2020 • On August 15, each municipal utility must offer or deny DPAs to residential tenants pursuant its service rules. 	PSC decided to lift the provision related to municipal DPA tariffs for residential tenants consistent with the date established for general DPAs.
Extension of Regulatory Filing Deadlines	Provision ends effective as of December 31, 2020	
Required Reporting	Utilities must file a disconnection plan with PSC’s Consumer Affairs Staff at least 5 business days prior to implementing their plans	<ul style="list-style-type: none"> • Disconnection plan must include: <ul style="list-style-type: none"> ○ Amount past due that will trigger a disconnection notice ○ DPA requirements ○ Amount required to be paid to avoid disconnection ○ Number of customers who would be subject to disconnection under these thresholds