

IOWA UTILITIES COMMISSION

<p>IN RE:</p> <p>EXECUTIVE ORDER 10 – REVIEW OF RENEWABLE ENERGY PERCENTAGE VERIFICATION RULES [199 IOWA ADMINISTRATIVE CODE CHAPTER 30]</p>	<p>DOCKET NO. RMU-2023-0030</p>
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CONDITIONAL ORDER ADOPTING AMENDMENTS

On June 17, 2024, the Utilities Commission (Commission) issued an order commencing a rulemaking in which it proposed to rescind 199 Iowa Administrative Code chapter 30, Renewable Energy Percentage Verification. On July 24, 2024, the Notice of Intended Action (NOIA) was published in the Iowa Administrative Bulletin (IAB) as ARC 8136C.

On August 13, 2024, the Commission held the first of two public hearings in which the Office of Consumer Advocate (OCA), a division of the Iowa Department of Justice, and MidAmerican Energy Company (MidAmerican) were present and participated by presenting oral comments or responding to Commission questions regarding filed comments. During this public hearing, MidAmerican expressed a new position in that it would prefer the Commission retain some version of chapter 30; previously, MidAmerican expressed an interest in rescinding chapter 30.

On August 27, 2024, the Commission held the second public hearing in which OCA, MidAmerican, the Environmental Law and Policy Center and Iowa Environmental Council (collectively, Environmental Commenters), and Interstate Power and Light

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Company were present and participated by presenting oral comments or responding to Commission questions regarding filed comments. During this public hearing, the Commission introduced new rule language consistent with MidAmerican's request, and those in attendance discussed and provided feedback. Participants requested the opportunity to file written comments in the docket.

Pursuant to discussion at the second public hearing, the Commission issued an order on August 30, 2024, requesting interested persons to file initial comments regarding the proposed new rule language by September 13, 2024, and reply comments by September 27, 2024. On September 12, 2024, OCA filed its comments. On September 13, 2024, MidAmerican and Environmental Commenters filed initial comments. On September 27, 2024, reply comments were filed by MidAmerican and Environmental Commenters.

The Commission has reviewed the written comments filed by interested persons and the oral comments provided at the public hearings. Upon consideration of all the written and oral comments, the Commission has determined that, without some degree of consensus between the stakeholders, the requested changes fall outside the scope of Executive Order 10 and those changes would therefore be inappropriate to make at this time. The Commission will adopt the rulemaking action as published within the NOIA without change. The rescission is shown in the Adopted and Filed attachment included with this order as Attachment A and incorporated by reference. The Adopted and Filed attachment will be published in the IAB and will be the official version of the chapter 30 rulemaking action.

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IT IS THEREFORE ORDERED:

The Adopted and Filed attachment included with this order as Attachment A will be submitted to the Administrative Rules Code Editor for review and publication in the Iowa Administrative Bulletin and may contain minor editorial changes that are not shown in the Adopted and Filed attachment.

UTILITIES COMMISSION

Erik M. Helland Date: 2024.10.16
18:12:04 -05'00'

Joshua Byrnes Date: 2024.10.15
18:50:51 -05'00'

ATTEST:

Keetah A Horras Digitally signed by Keetah A Horras
Date: 2024.10.17 09:31:06 -05'00'

Sarah Martz Date: 2024.10.16
13:22:25 -05'00'

Dated at Des Moines, Iowa, this 17th day of October, 2024.

ATTACHMENT A

UTILITIES DIVISION [199]
Adopted and Filed

The following rulemaking action is adopted:

ITEM 1. Rescind and reserve **199—Chapter 30**.