

RESOLUTION NO. 2

EASTERN IOWA LIGHT AND POWER COOPERATIVE  
IIJA 2021

WHEREAS, the Infrastructure Investment and Jobs Act of 2021 (the "IIJA") requires non-regulated electric utilities that have total annual retail electric sales greater than 500 million kilowatt hours to consider adoption of two new rate-making standards that have been added to the Public Utilities Regulatory Policy Act (PURPA); and

WHEREAS, Eastern Iowa Light and Power Electric Cooperative ("Cooperative") is a non-regulated electric utility with total annual retail electric sales of greater than 500 million kilowatt hours and the Cooperative is therefore legally required by PURPA to consider the new rate-making standards; and

WHEREAS, Cooperative acknowledges that the purpose of PURPA is to provide greater encouragement for the conservation of energy, to make more efficient use of electric utility facilities, and to help ensure equitable rates for consumers; and

WHEREAS, Cooperative deems it to be appropriate for the Board of Directors to consider the two new PURPA rate-making standards to determine if any changes in Cooperative policy would be warranted; and

WHEREAS, PURPA permits the Cooperative, in considering the new rate-making standards, to take into account any prior determinations concerning the applicable standards; and

WHEREAS, Cooperative has reviewed its existing policies and the applicable standards and has determined that the Cooperative has already taken steps to promote the demand response and demand flexibility actions described in Section 111(d)(20)(A) and (B) and either lacks authority or has taken appropriate steps to promote efficient electric vehicle charging as described in Section 111(d)(21), specifically noting the following with respect to each Standard:

**Section 111(d)(20)(A) Each utility shall promote the use of demand-response and demand flexibility practices by commercial, residential and industrial consumers to reduce electricity consumption during periods of unusually high demand.**

**Section 111(d)(20)(B)(ii) Nonregulated Electric Utilities. A nonregulated electric utility may establish rate mechanisms for the timely recovery of the costs of promoting demand-response and demand flexibility.**

Eastern Iowa Light & Power Cooperative implemented a mandatory Time of Use rate December 1<sup>st</sup>, 2016, for all small, medium and large power Tariff rate classes. The rate design provides incentives for members to use electricity during evening hours, rather than during periods of high demand.

Eastern Iowa Light & Power Cooperative offers an Interruptible Service Rate that is available to all C&I consumers above 150 kW in monthly demand. This rate is administered in collaboration with Central Iowa Power Cooperative. Demand response capacity of +/- 3.9 MW.

**Section 111(d)(21) Electric Vehicle Charging Programs. Each State shall consider measures to promote greater electrification of the transportation sector, including the establishment of rates that: 1) promote affordable and equitable electric vehicle charging options for residential, commercial, and public electric vehicle infrastructure; 2) Improve the customer experience associated with electric vehicle charging, including by reducing charging times for light-, medium-, and heavy-duty vehicles; 3) accelerate third-party investment in electric vehicle charging for light-, medium-, and heavy-duty vehicles; and 3) appropriately recover the marginal costs of delivering electricity to electric vehicles and electric vehicle charging infrastructure.**

Eastern Iowa Light & Power Cooperative lacks authority to direct the State to consider such measures. Eastern Iowa Light & Power Cooperative offers an electric vehicle charger rebate that is available to all rate classes.

Eastern Iowa Light & Power Cooperative implemented a Super Off-Peak Time of Use rate April 1<sup>st</sup>, 2022. The rate is an optional rate and available for all small, medium and large power Tariff rate classes. The Super Off-Peak hours are from 12 AM – 6 AM. The rate incentivizes members to charge EV's and/or use electricity during hours of lowest demand.

Eastern Iowa Light & Power Cooperative has scheduled to install three level II chargers, within our service territory. The level II chargers are slated to be installed late 2022, early 2023. Eastern is also investigating options for participating with installing fast chargers in 2023.

NOW, THEREFORE, BE IT RESOLVED, that the Cooperative has commenced the process of reviewing and considering the following standards as more fully described in IIA: Demand Response Practices and Electric Vehicle Charging Programs; and,

BE IT FURTHER RESOLVED, that the Cooperative has determined that the Cooperative has already adopted policies and practices as appropriate under the specified standards, taking into consideration the purposes and goals of PURPA and the best interests of the Cooperative's members; and

BE IT FURTHER RESOLVED, that the Cooperative will continue to evaluate the Standards as part of its normal policy-making processes; but no additional processes under the IIA or PURPA are required at this time; and

BE IT FURTHER RESOLVED, that the Cooperative's actions as described in the foregoing resolutions will be made available to the Cooperative's members in the same manner as other Board actions, and the Cooperative will take into consideration any input received in response thereto.

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President

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Secretary

Dated this 25<sup>th</sup> day of October, 2022.