



Control Number: 53671



Item Number: 41

**PUC DOCKET NO. 53671
SOAH DOCKET NO. 473-22-00992**

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**APPLICATION OF ONCOR ELECTRIC § PUBLIC UTILITY COMMISSION
DELIVERY COMPANY LLC TO §
ADJUST ITS ENERGY EFFICIENCY § OF TEXAS
COST RECOVERY FACTOR §**

ORDER

This Order addresses the application of Oncor Electric Delivery Company LLC to adjust its energy-efficiency cost recovery factor (EECRF). Oncor filed an unopposed agreement between the parties in this proceeding. The Commission approves Oncor's EECRF, as modified by the agreement, to the extent provided in this Order.

I. Findings of Fact

The Commission makes the following findings of fact.

Applicant

1. Oncor is a Delaware limited liability company registered with the Texas secretary of state under filing number 800880712.
2. Oncor owns and operates for compensation in Texas facilities and equipment to transmit and distribute electricity in the Electric Reliability Council of Texas region.
3. Oncor is required under certificate of convenience and necessity number 30043 to provide service to the public and retail electric utility service within its certificated service area.

Application

4. On May 31, 2022, Oncor filed an application to adjust its EECRF, effective March 1, 2023.
5. No party objected to the sufficiency of the application.
6. In the application, Oncor sought Commission approval to adjust its EECRF to recover \$83,058,209 during program year 2023, which included the following:
 - (a) Oncor's forecasted energy-efficiency costs of \$51,665,637 in program year 2023;

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- (b) projected evaluation, measurement, and verification expenses in the amount of \$740,492 for the evaluation of program year 2022;
- (c) an adjustment of \$2,603,394 for Oncor's net under-recovery, including interest, of program year 2021 energy-efficiency costs;
- (d) a performance bonus of \$28,029,733; and
- (e) rate-case expenses in the amount of \$18,953 incurred by the Steering Committee of Cities Served by Oncor (Cities) in Oncor's prior EECRF proceeding, Docket No. 52178.¹

Notice of the Application

- 7. On June 1, 2022, Oncor provided notice of the application by email to the following: all parties of record in Oncor's most recently completed EECRF proceeding, Docket No. 52178; all parties of record in Oncor's most recently completed base-rate case, Docket No. 46957;² all retail electric providers authorized by the registration agent to provide service in Oncor's service area at the time Oncor's application was filed; and the Texas Department of Housing and Community Affairs, the state agency that administers the federal weatherization program.
- 8. In an affidavit filed by Oncor on June 6, 2022, Joni Price, Oncor's senior regulatory manager of regulatory support and compliance, testified to the provision of notice of the application.
- 9. No party objected to the adequacy of notice of the application.

Intervenors

- 10. Commission Staff participated in this proceeding.

¹ *Application of Oncor Electric Delivery Company LLC to Adjust Its Energy Efficiency Cost Recovery Factor*, Docket No. 52178. Order (Nov. 19, 2021).

² *Application of Oncor Electric Delivery Company LLC for Authority to Change Rates*, Docket No. 46957, Order (Oct. 13, 2017).

11. In SOAH Order No. 2 filed on June 20, 2022, the SOAH administrative law judge (ALJ) granted the motions to intervene filed by Cities and Texas Energy Association for Marketers (TEAM).
12. On June 24, 2022, the Alliance for Retail Markets (ARM) filed a motion to intervene.

Statements of Position and Testimony

13. As part of the application filed on May 31, 2022, Oncor filed the direct testimonies, exhibits, and workpapers of Garry D. Jones, Oncor's director of energy efficiency, and Matthew A. Troxle, Oncor's director of rates and load research.
14. On August 12, 2022, Commission Staff filed the testimony and exhibit of Chase Lipscomb in support of the agreement.

Referral to SOAH

15. On June 3, 2022, the Commission referred this proceeding to SOAH and filed a preliminary order, which included a list of issues to be addressed in this proceeding.
16. In SOAH Order No. 3 filed on July 15, 2022, the SOAH ALJ provided notice of a hearing on the merits set to begin at 9:00 AM on August 11, 2022, via videoconference.
17. In SOAH Order No. 6 filed on August 8, 2022, the SOAH ALJ canceled the hearing on the merits.
18. In SOAH Order No. 7 filed on August 24, 2022, the SOAH ALJ dismissed the case from SOAH's docket and remanded it to the Commission.

Evidentiary Record

19. In SOAH Order No. 7 filed on August 24, 2022, the SOAH ALJ admitted the following into the evidentiary record:
 - (a) Oncor Exhibit 1: Oncor's application with attachments A through C, filed on May 31, 2022;
 - (b) Oncor Exhibit 2: the direct testimony of Garry D. Jones with exhibits GDJ-1 through GDJ-7 and workpapers WP/GDJ/1 through WP/GDJ/8, filed on May 31, 2022;

- (c) Oncor Exhibit 3: the direct testimony of Matthew A. Troxle with exhibits MAT-1 through MAT-6 and workpapers WP/MAT/1 through WP/MAT/4, filed on May 31, 2022;
- (d) Oncor Exhibit 4: Oncor's affidavit attesting to the provision of notice, filed on June 6, 2022;
- (e) Cities Exhibit 1: Oncor's response to the first request for information propounded by Cities to Oncor, filed on June 24, 2022;
- (f) TEAM Exhibit 1: Oncor's response to the first request for information propounded by TEAM to Oncor, filed on July 8, 2022;
- (g) Staff Exhibit 1: Oncor's response to the first request for information propounded by Commission Staff to Oncor, filed on July 1, 2022;
- (h) Staff Exhibit 2: Cities' response to the first request for information propounded by Commission Staff to Cities, filed on July 1, 2022;
- (i) Staff Exhibit 3: the direct testimony of Chase Lipscomb with exhibit CL-1, filed on August 12, 2022; and
- (j) the agreement in this proceeding with all attachments, filed on August 12, 2022.

Energy-Efficiency Goals

- 20. Oncor's summer weather-adjusted five-year average peak demand for residential and commercial customers for the previous five years is 25,646.2 megawatts (MW) after adjustments under 16 Texas Administrative Code (TAC) § 25.181(u) for industrial-customer exclusion.
- 21. Oncor's calculated demand-reduction goal for program year 2023—four-tenths of 1% of Oncor's summer weather-adjusted peak demand for residential and commercial customers—is 97 MW.
- 22. In Oncor's last EECRF proceeding, Docket No. 52178, the Commission approved a demand-reduction goal of 95.1 MW.

23. Because the calculated demand-reduction goal of 97 MW exceeds Oncor's program year 2022 demand-reduction goal of 95.1 MW, Oncor's demand-reduction goal for program year 2023 will use the new calculation of 97 MW.
24. Oncor projects that it will achieve 215.9 MW in demand reductions in program year 2023, which exceeds the minimum of 97 MW.
25. The estimated savings to be achieved through Oncor's 2023 programs for hard-to-reach customers is 14,406 kW, which is 14.9% of the proposed goal of 97 MW. The amount exceeds the 5% minimum required by 16 TAC § 25.181(e)(3)(F).
26. Because of the mix of energy and demand savings achievable through the programs, Oncor forecasts that it will achieve energy savings of 291,195,436 kilowatt-hours (kWh) in program year 2023, which exceeds the minimum of 169,944,000 kWh.

Agreement

27. Under the agreement, Oncor's EECRF will recover \$82,858,209 during program year 2023. The amount includes the following:
 - (a) Oncor's forecasted energy-efficiency costs of \$51,465,637 in program year 2023;
 - (b) projected evaluation, measurement, and verification expenses in the amount of \$740,492 for the evaluation of program year 2022;
 - (c) a charge of \$2,603,394 for Oncor's net under-recovery, including interest, of program year 2021 energy-efficiency costs;
 - (d) a performance bonus of \$28,029,733; and
 - (e) Cities' rate-case expenses in the amount of \$18,953 incurred in Oncor's most recently completed EECRF proceeding.
28. The agreed \$200,000 reduction in Oncor's forecasted program year 2023 energy-efficiency costs is a black-box reduction.
29. Under the agreement, Oncor agrees to collaborate with TEAM, ARM, and other interested retail electric providers to develop ways to expand the involvement of retail electric providers in demand-response programs. Consistent with 16 TAC § 25.181(r), these collaborative efforts may identify and develop options, which are reasonable and do not

impair Oncor's compliance with 16 TAC § 25.181 or 16 TAC § 25.182, including Oncor's ability to provide a portfolio of cost-effective energy-efficiency programs. The collaboration may include potential new programs that effectively encourage the involvement of retail electric providers and ways to ensure that retail electric provider participation requires the retail electric providers to disclose only the customer-specific information necessary for Oncor to verify customer eligibility and support program evaluation efforts conducted by the Commission's evaluation, measurement, and verification contractor. Unless otherwise required by law, rule, or Commission order, any such confidential information will not be shared with third parties or competitive affiliates, if any. Oncor, along with TEAM, ARM, and other participating retail electric providers, may present the results of these efforts for discussion during the spring energy efficiency implementation project meeting in 2023.

30. The agreement provides an effective date of March 1, 2023, for Oncor's program year 2023 EECRF tariff rider.
31. Under the agreement, Oncor's filing of its approved EECRF tariff rider will be made at least 45 days in advance of the effective date of March 1, 2023. Oncor's filing of the tariff will be within ten days of the Commission's issuance of a final order in this proceeding. Oncor will serve notice of the approved rates and effective date of the approved rates to the retail electric providers that are authorized to provide service in Oncor's service area by the working day after Oncor files the approved tariff with the Commission.
32. Under the tariff attached to the parties' agreement as exhibit 1, Oncor's EECRF charges per kWh by rate class are as follows:

Rate Class	EECRF Charge
Residential	\$0.001028
Secondary less than or equal to 10 kW	\$0.000601
Secondary greater than 10 kW	\$0.000642
Primary less than or equal to 10 kW	(\$0.000062)
Primary greater than 10 kW - distribution line	\$0.000182
Primary greater than 10 kW - substation	\$0.000012
Transmission - non-profit	\$0.000210
Transmission - for profit	\$0.000000
Lighting service	\$0.000000

Elements of Recovery and Coordination with Base-Rate Recovery

33. Oncor’s EECRF is calculated to recover the preceding year’s total under-recovery with the required interest payment, Oncor’s forecasted annual energy-efficiency expenditures, a performance bonus, Cities’ EECRF proceeding expenses from Oncor’s immediately preceding EECRF docket, and evaluation, measurement, and verification costs allocated to Oncor by the Commission.
34. Oncor does not recover any energy-efficiency costs in its base rates.
35. Oncor’s EECRF is designed to provide only for energy charges for residential and commercial rate classes.

EECRF Cost Caps

36. Before applying the consumer-price-index adjustment, Oncor used a base cap of \$0.001364 per kWh for the residential class and \$0.000853 per kWh for the commercial classes. Oncor calculated its EECRF cost caps for the 2023 program year to be \$0.001433 per kWh for the residential class and \$0.000896 per kWh for commercial customers.
37. For the purpose of the cost caps, Oncor’s rate for the residential class is \$0.001020 per kWh and Oncor’s group rate for the commercial classes is \$0.000500 per kWh.

Over- or Under-Recovery

38. Oncor requests to refund to or collect from each rate class the difference between Oncor’s actual EECRF revenues and its actual costs for that class, which results in a net under-recovery.

39. Oncor accurately calculated its under-recovery of 2021 program costs in the amount of \$2,579,123 plus \$24,271 in interest.

Proceeding Expenses

40. Oncor did not incur any outside legal or consulting fees, expenses for lodging and traveling, or any other rate-case expenses in connection with its participation in Docket No. 52178.
41. Cities' rate-case expenses incurred in Docket No. 52178 in the amount of \$18,953 were reasonable and necessary.

Performance Bonus Calculations

42. In 2021, Oncor's program costs were \$65,009,199 and the total avoided costs were \$345,306,525 on energy-efficiency programs.
43. Under 16 TAC § 25.182(e)(3), Oncor sought the maximum allowable performance bonus, which is 10% of the net benefits of \$280,297,326 achieved through its energy-efficiency incentive program costs, for exceeding its goal for calendar year 2021. The resulting performance bonus from this calculation is \$28,029,733 and is allocated in proportion to the program costs for eligible customers on a rate-class basis.
44. Oncor accurately calculated its performance bonus.

Evaluation, Measurement, and Verification Costs

45. Oncor's share of the estimated total evaluation, measurement, and verification costs for the evaluation of program year 2022 is \$740,492, and to the maximum extent reasonably possible, it is directly assigned to each rate class that receives services under its programs.

Administrative and Research and Development Cost Caps

46. Oncor incurred \$5,205,747 in necessary administrative costs and \$188,039 in research and development costs for the 2021 energy-efficiency programs to meet Oncor's goals. These amounts were 10.26% and 0.37%, respectively, of the total program costs for the previous year. Therefore, Oncor's cumulative cost of administration and research and development was 10.63% of the total program costs.
47. Oncor's cost of administration did not exceed 15% of its total program costs. Oncor's cost of research and development did not exceed 10% of its total program costs. Oncor's

cumulative cost of administration and research and development did not exceed 20% of its total program costs for the 2021 program year.

Cost Effectiveness

48. Oncor used an avoided cost of capacity of \$80 per kW for 2021. Oncor used Commission Staff's posted avoided cost of energy of \$0.10161 per kWh for 2021.
49. Oncor's 2021 portfolio of energy-efficiency programs produced a benefit-cost ratio of 5.31, which exceeds the benefit-cost ratio of 1.0 or greater required by 16 TAC § 25.181(d).
50. Oncor's agreed forecasted 2023 energy-efficiency program costs of \$51,465,637 are a reasonable estimate of the costs necessary to provide energy-efficiency programs and meet Oncor's goals for 2023.

Cost Recovery

51. Oncor's net cost recovery of \$31,392,572—which consists of Oncor's projected evaluation, measurement, and verification expenses for the evaluation of program year 2022; Oncor's net under-recovery, including interest, of program year 2021 energy-efficiency costs; Oncor's performance bonus earned in 2021; and Cities' rate-case expenses incurred in Docket No. 52178—is a reasonable amount.

Rate Classes and Direct Assignment of Costs

52. Oncor directly assigned costs to the maximum extent reasonably possible to each rate class that receives services under the programs.

Fostering of Competition Among Energy-Efficiency Service Providers

53. Oncor has adopted measures to foster competition between energy-efficiency service providers.

Requirements for Standard Offer, Market Transformation, and Self-Delivered Programs

54. Oncor's energy-efficiency programs include standard offer and market transformation programs.

Incentive Payments

55. Oncor's incentive payments do not exceed 100% of the avoided costs for any customer class.

Affiliate Costs

56. Oncor did not incur any affiliate costs for energy efficiency in 2021.

Energy Efficiency Plan and Report

57. On April 1, 2022, Oncor filed its 2022 energy-efficiency plan and report in a separate project required by 16 TAC §§ 25.181(l) and 25.183(d).

58. On May 24, 2022, Oncor filed its amended 2022 energy-efficiency plan and report in a separate project. The application includes the amended energy-efficiency plan and report.

Low-Income Energy Efficiency

59. Oncor's targeted low-income energy-efficiency programs will provide funds for weatherization services through the Texas Association of Community Action Agencies and replace heating, ventilation, and air conditioning units in multi-apartment complexes with high-efficiency heat pumps through EnerChoice.

60. Oncor's total budgeted incentive amount for its low-income programs in program year 2023 is \$5,352,340, which exceeds 10% of the total portfolio budget amount of \$51,465,637 (excluding evaluation, measurement, and verification).

Outreach to Retail Electric Providers

61. Oncor serves in an area in which customer choice is offered.

62. Oncor commits to conduct retail electric provider outreach programs including inviting retail electric providers to program-outreach meetings with energy-efficiency service providers; identifying key retail electric provider contacts; arranging for on-site visits to conduct energy-efficiency discussions with retail electric providers; and making contact with individual retail electric providers at local, regional, and national conferences, trade shows, and events as the opportunity is available.

Industrial Customer Exclusions

63. Oncor's industrial customers taking service at distribution voltage who elected to exclude themselves from Oncor's energy-efficiency programs and provided notices under 16 TAC § 25.181(u) constituted an exclusion of 2.4 MW from the calculations of the demand-reduction goal for program year 2023 when applying reasonable line-loss factors

as required by 16 TAC § 25.181(e)(3)(B). Those excluded customers have been reflected in the EECRF calculations.

Line Losses

64. Oncor's calculated line-loss factor is a five-year average of the annual loss factors weighted by delivery voltage. The resulting average line-loss factor used in calculating Oncor's demand-reduction goal is 5.444%.
65. The average line-loss factor used in calculating Oncor's 2023 EECRF demand-reduction goal is reasonable.

Billing Determinants

66. The estimate of billing determinants in calculating Oncor's 2023 EECRF and the calculation of the proposed 2023 EECRF tariff rider are reasonable.

Good-Cause Exception

67. Oncor did not seek a good-cause exception to be eligible for a lower demand-reduction goal, a higher administrative spending cap, or a higher EECRF cost cap under 16 TAC § 25.181(e)(2). Oncor also did not seek a good-cause exception to combine rate classes under 16 TAC § 25.182(d)(2).
68. It is appropriate to consider this Order at the earliest open meeting available; therefore, good cause exists to waive the requirement in 16 TAC § 22.35(b)(2) that a proposed order be served on parties 20 days before the Commission is scheduled to consider the proposed order in an open meeting.

Informal Disposition

69. More than 15 days have passed since the completion of notice provided in this docket.
70. Oncor, Commission Staff, Cities and TEAM are the only parties to this proceeding.
71. All the parties in the proceeding signed the agreement.
72. No hearing is needed.
73. This decision is not adverse to any party.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. Oncor is a public utility as that term is defined in PURA³ § 11.004(1) and an electric utility as that term is defined in PURA § 31.002(6).
2. The Commission has authority over this matter under PURA §§ 14.001, 32.001, 36.001, 36.204, and 39.905.
3. Under PURA § 39.905 and 16 TAC § 25.182(d)(8), an electric utility is required to file for an EECRF.
4. Oncor complied with the requirement under 16 TAC § 25.182(d)(8) to apply by June 1 to adjust its EECRF, effective March 1 of the following year.
5. The Commission processed the application in accordance with the requirements of PURA, the Administrative Procedure Act,⁴ and Commission rules.
6. SOAH exercised jurisdiction over this proceeding in accordance with PURA § 14.053 and Texas Government Code § 2003.049.
7. Oncor provided notice of the application in accordance with 16 TAC § 25.182(d)(13) and 16 TAC § 22.55 and filed an affidavit attesting to the completion of notice as required by 16 TAC § 25.182(d)(14).
8. Oncor's application is sufficient under 16 TAC § 25.182(d)(10) and (11).
9. The hearing on the merits was set, and notice of the hearing was given, in compliance with Texas Government Code §§ 2001.051 and 2001.052.
10. Oncor calculated its weather-adjusted average peak demand in compliance with 16 TAC § 25.181(e)(3).
11. Oncor has acquired a reduction of four-tenths of 1% of its summer weather-adjusted peak demand of residential and commercial customers in compliance with 16 TAC § 25.181(e)(1)(B), (e)(1)(C), and (e)(3)(B).

³ Public Utility Regulatory Act, Tex. Util. Code §§ 11.001–66.016.

⁴ Administrative Procedure Act, Tex. Gov't Code §§ 2001.001–903.

12. Oncor's 2023 demand-reduction goal complies with the requirement in 16 TAC § 25.181(e)(1)(D) that a utility's demand-reduction goal may not be lower than the prior year's goal except as adjusted under 16 TAC § 25.181(u) for industrial customer exclusions.
13. Oncor calculated its minimum energy-savings goal in compliance with 16 TAC § 25.181(e)(4).
14. Oncor's programs for hard-to-reach customers achieve savings of at least 5% of the demand-reduction goal as required by 16 TAC § 25.181(e)(3)(F).
15. Oncor's portfolio of energy-efficiency programs effectively and efficiently achieves the goals set out in PURA § 39.905(a) and 16 TAC § 25.181 as required by 16 TAC § 25.181(e)(5).
16. Oncor's EECRF uses only energy charges for recovery of energy-efficiency costs for residential and commercial rate classes included in the EECRF in compliance with 16 TAC § 25.182(d)(6).
17. Oncor's agreed EECRF rates comply with the requirements for cost caps under 16 TAC § 25.182(d)(7).
18. Oncor's request to recover \$2,603,394 for the net under-recovery, including interest, of its program year 2021 energy-efficiency costs complies with PURA § 39.905(b-1) and 16 TAC § 25.182(d)(1)(A) and (d)(2).
19. EECRF proceeding expenses are rate-case expenses.
20. The requirements of 16 TAC §§ 25.182(d)(3) and 25.245 apply to the recovery of EECRF proceeding expenses.
21. Cities' 2021 rate-case expenses of \$18,953 comply with PURA § 33.023 and 16 TAC §§ 25.182(d)(3)(B) and 25.245.
22. Under PURA § 33.023(b), Oncor is required to reimburse Cities for its reasonable rate-case expenses incurred in its 2021 EECRF proceeding.

23. Oncor qualified for and accurately calculated its energy-efficiency performance bonus of \$28,029,733 for its energy-efficiency achievements in program year 2021 in compliance with the requirements of PURA § 39.905(b)(2) and 16 TAC § 25.182(e).
24. The amounts and allocation of Oncor's administrative and research and development costs comply with 16 TAC § 25.181(g).
25. Oncor's portfolio of energy-efficiency programs adhere to the cost-effectiveness standards contained in 16 TAC § 25.181(d).
26. Oncor's agreed 2023 energy-efficiency program costs of \$51,465,637 to be recovered through the EECRF are reasonable estimates of the costs necessary to provide energy-efficiency programs in 2023 in compliance with PURA § 39.905 and 16 TAC § 25.182(d)(1).
27. Oncor's net cost recovery of \$31,392,572—which consists of the evaluation, measurement, and verification expenses allocated to Oncor for the evaluation of program year 2022; an adjustment for the net under-recovery of program year 2021 energy-efficiency costs with interest; Oncor's performance bonus earned in 2021; and Cities' rate-case expenses incurred in Docket No. 52178—complies with PURA § 39.905 and 16 TAC § 25.182(d).
28. The assignments and allocations of Oncor's agreed 2023 EECRF rates to each rate class are reasonable and comply with PURA § 39.905(b)(4) and 16 TAC § 25.182(d)(2).
29. Oncor has adopted measures to foster competition among energy-efficiency service providers in compliance with 16 TAC § 25.181(g)(2).
30. Oncor's standard offer and market transformation programs comply with PURA § 39.905(a)(3) and 16 TAC § 25.181(h) through (k).
31. Oncor's incentive payments, which do not exceed 100% of avoided cost, comply with 16 TAC § 25.181(f).
32. The annual expenditures for Oncor's targeted low-income energy-efficiency program exceed the minimum requirement of being 10% of the energy-efficiency budget for the program year in compliance with PURA § 39.905(f) and 16 TAC § 25.181(p).

33. Oncor's outreach and information programs meet the requirement of PURA § 39.905(a)(4) and 16 TAC § 25.181(r) to encourage and facilitate the involvement of retail electric providers in delivering efficiency and demand-response programs.
34. Oncor's load associated with industrial customers who provided qualifying identification notices were excluded from Oncor's calculated demand-reduction goal in accordance with 16 TAC § 25.181(u).
35. Oncor's agreed 2023 EECRF rates are just and reasonable under PURA § 36.003(a).
36. In accordance with PURA § 36.003(b), Oncor's agreed 2023 EECRF rates are not unreasonably preferential, prejudicial, or discriminatory and are sufficient, equitable, and consistent in application to each consumer class.
37. In accordance with 16 TAC § 25.182(d)(9)(B), Oncor is required to serve notice of the approved rates and the effective date of the approved rates on the retail electric providers that are authorized to provide service in its service area by the working day after Oncor files its approved EECRF tariff with Central Records. The notice may be served by email.
38. Under 16 TAC § 22.5(b), there is good cause to waive the 20-day notice requirement in 16 TAC § 22.35(b)(2).
39. This proceeding meets the requirements for informal disposition in 16 TAC § 22.35.

III. Ordering Paragraphs

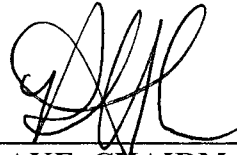
In accordance with these findings of fact and conclusions of law, the Commission issues the following orders:

1. The Commission approves the adjustment to Oncor's EECRF to the extent provided in this Order.
2. The Commission approves Oncor's 2023 EECRF in the amount of \$82,858,209, which is composed of the following:
 - (a) Oncor's forecasted energy-efficiency costs of \$51,465,637 in program year 2023;
 - (b) evaluation, measurement, and verification expenses of \$740,492 for the evaluation of program year 2022;

- (c) a charge of \$2,603,394 for the total under-recovery of program year 2021 energy-efficiency costs, including interest;
 - (d) a performance bonus of \$28,029,733; and
 - (e) Cities' rate-case expenses incurred in Docket No. 52178 in the amount of \$18,953.
3. The Commission approves Oncor's EECRF tariff rider schedule attached as exhibit 1 to the parties' agreement filed on August 12, 2022.
 4. The Commission authorizes Oncor to apply the EECRF tariff rider approved in this Order beginning on and after March 1, 2023.
 5. The Commission grants a good-cause exception under 16 TAC § 22.5(b) to the requirement in 16 TAC § 22.35(b)(2) that a proposed order be served on all parties no less than 20 days before the Commission is scheduled to consider the application in open meeting.
 6. Within 10 days of the date of this Order, Oncor must provide the Commission with a clean copy of the EECRF tariff approved in this Order to be stamped *Approved* and retained by Central Records.
 7. Oncor must serve notice of the approved rates and the effective date of the approved rates on the retail electric providers that are authorized to provide service in its service area by the first working day after Oncor files its approved EECRF tariff with Central Records. The notice may be served by email.
 8. Within 30 days of the date of this Order, Oncor must reimburse Cities for its reasonable 2021 EECRF rate-case expenses incurred in Docket No. 52178 in the amount of \$18,953.
 9. Entry of this Order does not indicate the Commission's endorsement or approval of any principle or methodology that may underlie the agreement and must not be regarded as precedential as to the appropriateness of any principle or methodology underlying the agreement.
 10. The Commission denies all other motions and any other requests for general or specific relief that have not been expressly granted.

Signed at Austin, Texas the 15th day of September 2022.

PUBLIC UTILITY COMMISSION OF TEXAS



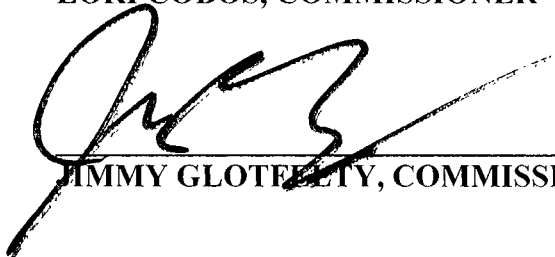
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