



## ARIZONA CORPORATION COMMISSION

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EXECUTIVE DIRECTOR  
Matthew J. Neubert

SECRETARY  
Carolyn D. Buck  
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COMMISSIONERS  
Chairwoman Lea Márquez Peterson  
Sandra D. Kennedy  
Justin Olson  
Anna Tovar  
Jim O'Connor

# NOTICE

## STAFF OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION

### OPEN MEETING

Wednesday, August 18, 2021

9:00 A.M. (OR UPON ADJOURNMENT  
OF THE AUGUST 17, 2021 REGULAR OPEN MEETING,  
WHICHEVER IS LATER)

Hearing Room One  
1200 W. Washington St.  
Phoenix, AZ 85007

This shall serve as notice of an open meeting at the above location for consideration, discussion, and possible vote of the items on the agenda and other matters related thereto. Commissioners may attend the proceedings in person, or by telephone, video, or internet conferencing, and may use this open meeting to ask questions about the matters on the agenda. The Commissioners may move to executive session, which will not be open to the public, for the purpose of legal advice pursuant to A.R.S. § 38-431.03 (A) (3) on the matters noticed herein.

Because of the guidance issued by state and federal officials regarding the Covid-19 pandemic, meetings of 10 or more should be by teleconference only. Only essential Commission staff will attend in person. The public is strongly discouraged from attending in person. The public will be able to participate by either watching and listening to the meeting online or listening to the meeting via telephone. Participants will be invited to and may attend by video or internet conferencing.

Persons with a disability may request reasonable accommodations by contacting the Commission Secretary listed above at least 48 hours before the scheduled commencement of the Open Meeting.

*Agendas are also available online at: <http://www.azcc.gov/live>*

***Dial-in Phone Number:*** 1-866-705-2554 *Passcode to Listen Only:* 2414978

**NOTE:** The Commission may choose to take testimony under oath.



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### AGENDA

1. **Approval of past meeting minutes.** (Matt Neubert)
2. **Division Updates** – Updates by Division Directors that have Anything New or Significant Since Update at Previous Commission Staff Meeting. (Matt Neubert)
  - a. IT - Letty Butner
  - b. Securities - Mark Dinell
  - c. Safety - Chris Watson
  - d. Admin - Kim Battista
  - e. Corporations - Tanya Gibson
  - f. Hearing - Jane Rodda
  - g. Utilities - Elijah Abinah
  - h. Legal - Robin Mitchell
  - i. Executive Director - Matt Neubert
3. **Update regarding Staff’s evaluation of Sulphur Springs Valley Electric Cooperative, Inc.’s proposed Advanced Water Pump Efficiency Program** ([E-01575A-17-0164](#))
4. **Update from Staff regarding pending Federal Energy Regulatory Commission matters:**
  - California Independent System Operator Corporation; Docket No. ER21-1790-000;
  - Tucson Electric Power (Formula Rate Application); Docket No. ER19-2019-000; ER19-2023-000 (Consolidated);
  - Southwest Gas Corporation v. El Paso Natural Gas Company, L.L.C.; Docket No. RP21-887-000; Tucson Electric Power Company and Unisource Gas, Inc. v. El Paso Natural Gas Company, L.L.C., RP21-889-000 (Not consolidated)
5. **Federal Energy Regulatory Commission Advanced Notice of Proposed Rulemaking** – Commission discussion, consideration, and possible vote to direct Staff to prepare for the Commission’s review and approval comments in response to the [Advanced Notice of Proposed Rulemaking; Docket No. RM21-17-000](#), the Federal Energy Regulatory Commission issued on July 15, 2021, related to the issues of electrical regional transmission planning and cost allocation and generator interconnection.
6. **State Legislative Session 2022** – Commission discussion, consideration, and follow-up regarding whether and how to utilize the Commission’s designated legislative liaison to work proactively and collaboratively with the Arizona Legislature in anticipation and preparation for the next legislative session in 2022 regarding the items discussed and identified in [Item No. 2 of the Commission’s 3rd Revised Notice and Agenda for the January 28, 2021, Staff Open Meeting](#), including the following:



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- a. Just & Equitable Transition for Coal-Impacted Communities;
  - b. Securitization of Conventional Fossil Fuel Generation Resources;
  - c. Forest Restoration, Wildfire Emissions, & Forest Biomass;
  - d. Transportation Electrification and Statewide Electric Vehicle Roadmap;
  - e. Code of Ethics, Campaign Contributions, and Influences on Electricity Regulation in Arizona; and
  - f. Any other topic or issue jurisdictional to the Commission.
7. **Arizona Corporation Commission – Personnel** - Commission discussion, consideration, and possible vote regarding personnel changes and issues including but not limited to employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining, or resignation of an officer, appointee, or employee of the Commission, and issues related to Commission employee retention and attrition. The Commission may vote to go into Executive Session for discussion and consultation with its attorneys in this matter pursuant to A.R.S. § 38-431.03A (1), (3), and (5), which will not be open to the public.
8. **Arizona Corporation Commission – Commission Budget** – Commission discussion, consideration, and possible vote regarding Fiscal Year 2023 Commission Budget.
9. **Arizona Corporation Commission** – Commission discussion regarding the statutes the Legislature established in A.R.S. § 40-202(B), (C), (D), and (E) and §§ 40-207–208 and the status of A.A.C. § R14-2-1601 *et seq.* in light of Arizona Constitution, article XV, §§ 3, 6, 12, & 14, [Phelps Dodge Corp. v. Arizona Elec. Power Co-op., Inc.](#), 207 Ariz. 95 (Ct. App. 2004), and [Johnson Utilities, L.L.C. v. Arizona Corp. Comm'n](#), 249 Ariz. 215 (2020). The Commission may vote to go into Executive Session for discussion and consultation with its attorneys in this matter pursuant to A.R.S. § 38-431.03A (3) and (4), which will not be open to the public.
10. **Arizona Corporation Commission – Resource Planning** ([E-00000V-19-0034](#)) – Commission discussion, consideration, and possible vote or direction to the Commission’s Utilities Division (“Staff”) to schedule and host a special open meeting or workshop to give Ascend Analytics an opportunity to present its report ([filed on August 11, 2021](#)) and respond to questions from the public and interested stakeholders.
11. **Arizona Corporation Commission – Resource Planning** ([E-00000V-19-0034](#)) – Commission discussion, consideration, and possible vote or direction to the Commission’s Utilities Division (“Staff”) to schedule and host a series of virtual or in-person town halls and/or public comment sessions to receive feedback and opinions from customers related to the cost impacts estimated in Ascend Analytics’ report ([filed on August 11, 2021](#)).
12. **Arizona Corporation Commission – Resource Planning** ([E-00000V-19-0034](#)) – Commission discussion, consideration, and possible vote to direct Arizona Public Service Company, Tucson Electric Power Company, and UniSource Energy Services to conduct a system-wide survey of their respective customers to gather feedback regarding the estimated cost impacts indicated in Ascend Analytics’ report ([filed on August 11, 2021](#)).



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- 13. Arizona Corporation Commission - PFOS/PFAS ([WS-00000A-21-0034](#))** – Update from Valley Utilities Water Company, Inc. on the Status of Perfluorooctane Sulfonate (PFOS) and Perfluorooctanoic Acid (PFOA) Remediation and Bottled Water Notice near Luke Air Force Base.
  
- 14. Arizona Corporation Commission** – Commission Discussion, Consideration, and Recap of items or Requests for items to be Included on the Next Staff Meeting Agenda; Opportunity for Commissioners to Request Specific items be Included on the Next Staff Meeting Agenda.