

**RATE GAP
GOVERNMENT AGGREGATION PROTOCOLS**

APPLICABILITY.

- * This tariff is applicable to the corporate authorities of municipalities, county boards of counties located in the Company's service territory, and township boards of townships located in the Company's service territory (individually, Government Authority).

PURPOSE.

The purpose of this tariff is to define the circumstances when and the terms and conditions under which the Company provides retail customer data to a Government Authority in order for such Government Authority to aggregate retail customer electric power and energy requirements in accordance with Section 1-92 of the Illinois Power Agency Act (IPA Act).

RELATIONSHIP OF RETAIL CUSTOMERS, RES, GOVERNMENT AUTHORITY, AND THE COMPANY.

The Company must provide to the Government Authority pertinent electric power and energy data pertaining to retail customers located within the boundaries over which such Government Authority has jurisdiction in accordance with the provisions of this tariff and Section 1-92 of the IPA Act. The Government Authority aggregates the electric power and energy requirements of retail customers located within the boundaries over which such Government Authority has jurisdiction in accordance with the provisions of Section 1-92 of the IPA Act. The Company is not a party to the aggregation performed by such Government Authority and is not bound by any term, condition, or provision of the program employed by such Government Authority to perform such aggregation. The Government Authority must enlist the services of a Retail Electric Supplier (RES) taking service from the Company under Rate RESS – Retail Electric Supplier Service (Rate RESS) to procure the aggregated electric power and energy supply service provided to applicable retail customers located within the boundaries over which such Government Authority has jurisdiction. The Government Authority and the RES arrange for the procurement of electric power and energy supply service provided to applicable retail customers located within the boundaries over which such Government Authority has jurisdiction pursuant to contractual arrangements that are not part of the Company's Schedule of Rates. The Company is not a party to such contractual arrangements between the Government Authority and the RES and is not bound by any term, condition, or provision of the agreement for such procurement arrangement.

Retail customers, as applicable, located within the boundaries over which such Government Authority has jurisdiction receive delivery service from the Company under Rate RDS – Retail Delivery Service (Rate RDS) and other applicable tariffs in the Company's Schedule of Rates. The RES sells electric power and energy supply service to such retail customers, as applicable, pursuant to contractual arrangements that are not part of the Company's Schedule of Rates. The Company is not a party to such sale of electric power and energy supply service by the RES to such retail customers taking service under Rate RDS and is not bound by any term, condition, or provision of the agreements for such sale.

- * Retail customers over which a corporate authority of a municipality has jurisdiction include Small Retail Customers, as defined in this tariff, and residential retail customers located within the boundaries over which such corporate authority of a municipality has jurisdiction. Retail customers over which a county board has jurisdiction include Small Retail Customers and residential retail customers located within the unincorporated boundaries over which such county board has jurisdiction. Retail customers over which a township board has jurisdiction include Small Retail Customers and residential retail customers located within the unincorporated boundaries over which such township board has jurisdiction, subject to the limitations in Section 1-92 of the IPA Act.

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**RELATIONSHIP OF RETAIL CUSTOMERS, RES, GOVERNMENT AUTHORITY, AND THE COMPANY
(CONTINUED).**

The RES is not an agent of the Company. The RES has no authority to enter into any agreement on behalf of the Company; to amend, modify, or alter any of the Company's tariffs, contracts, or procedures; or to bind the Company by making any promises, representations, or omissions. The Government Authority is not an agent of the Company. The Government Authority has no authority to enter into any agreement on behalf of the Company; to amend, modify, or alter any of the Company's tariffs, contracts, or procedures; or to bind the Company by making any promises, representations, or omissions.

DEFINITIONS.

Generally, definitions of terms used in this tariff are provided in the Definitions part of the General Terms and Conditions of the Company's Schedule of Rates.

The following definition is for use specifically in this tariff:

Small Retail Customer

Small Retail Customer means a nonresidential retail customer to which the Company delivers no more than fifteen thousand kilowatt-hours (15,000 kWhs) annually, as determined by the Company. A retail customer is determined to be a Small Retail Customer if (a) either the Watt-Hour Delivery Class or the Small Load Delivery Class is applicable to such retail customer, and (b)(i) for any such retail customer that had been taking service from the Company during the preceding January through December monthly billing periods, the Company delivered no more than 15,000 kWhs to such retail customer during such preceding monthly billing periods or (ii) in the Company's reasonable judgment there exists comparable usage information or a sufficient basis to determine that such retail customer has electric energy requirements of no more than 15,000 kWhs annually. For a retail customer for which the Company has been providing electric service, the Company determines the electric energy requirements of such retail customer on or before March 15 each year. For an applicant or a successor retail customer at a premises, such determination is made prior to the date that electric service begins to be provided to such applicant or successor retail customer.

* **COMPANY OBLIGATIONS.**

Within ten (10) business days after receiving a request from the Government Authority for generic electrical load profiles for any or all of the Residential Single Family Without Electric Space Heat Delivery Class, Residential Multi Family Without Electric Space Heat Delivery Class, Residential Single Family With Electric Space Heat Delivery Class, Residential Multi Family With Electric Space Heat Delivery Class, Watt-Hour Delivery Class, and Small Load Delivery Class the Company must make available to such Government Authority the generic electrical load profiles for each such delivery class, as applicable, with such generic load profiles consisting of average hourly electricity usage for a typical weekday, a typical weekend day, and a typical peak day for each of the most recent twelve (12) months for the particular delivery class.

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* **COMPANY OBLIGATIONS (CONTINUED).**

Within ten (10) business days after receiving a request from the Governmental Authority for a list of all retail customers located within the boundaries over which such Government Authority has jurisdiction for the purpose of validating name and address records of the Company with those of the Government Authority, the Company must provide to such Government Authority a list of names and addresses of such retail customers located within the boundaries over which such Government Authority has jurisdiction. Such list is identified herein as the Retail Customer Validation Information. In compiling the Retail Customer Validation Information, the most recent information available to the Company as of the date of the receipt of such request is utilized.

Within ten (10) business days after receiving a request from the Government Authority for the identification of retail customers located within the boundaries over which such Government Authority has jurisdiction pursuant to the provisions of Section 1-92 of the IPA Act, the Company must provide to such Government Authority the information in Item Number 1 through Item Number 17 or Item Number 1 through Item Number 27, as applicable, herein identified as the Retail Customer Electric Service Account List, provided that the Government Authority previously submitted an accepted customer list to the Company in accordance with the provisions of the Governmental Authority Obligations section of this tariff. In compiling the Retail Customer Electric Service Account List, the most recent information available to the Company as of the date of the receipt of such request is utilized. Such request from the Government Authority for the Retail Customer Electric Service Account List must include a warrant in accordance with the provisions of the Governmental Authority Obligations section of this tariff. Notwithstanding the previous provisions of this paragraph, if such request does not include such warrant, then the Company must exclude the electric service account numbers associated with the applicable retail customers from the Retail Customer Electric Service Account List provided to such Government Authority.

1. the names, addresses, and electric service account numbers of all retail customers to which the Residential Single Family Without Electric Space Heat Delivery Class is applicable taking service under Rate BES – Basic Electric Service (Rate BES) that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
2. the names, addresses, and electric service account numbers of all retail customers to which the Residential Single Family Without Electric Space Heat Delivery Class is applicable taking service under Rate BESH – Basic Electric Service Hourly Pricing (Rate BESH) that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
3. the names, addresses, and electric service account numbers of all retail customers to which the Residential Multi Family Without Electric Space Heat Delivery Class is applicable taking service under Rate BES that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
4. the names, addresses, and electric service account numbers of all retail customers to which the Residential Multi Family Without Electric Space Heat Delivery Class is applicable taking service under Rate BESH that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and

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* (Continued from Sheet No. 407.1)

* **COMPANY OBLIGATIONS (CONTINUED).**

5. the names, addresses, and electric service account numbers of all retail customers to which the Residential Single Family With Electric Space Heat Delivery Class is applicable taking service under Rate BES that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
6. the names, addresses, and electric service account numbers of all retail customers to which the Residential Single Family With Electric Space Heat Delivery Class is applicable taking service under Rate BESH that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
7. the names, addresses, and electric service account numbers of all retail customers to which the Residential Multi Family With Electric Space Heat Delivery Class is applicable taking service under Rate BES that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
8. the names, addresses, and electric service account numbers of all retail customers to which the Residential Multi Family With Electric Space Heat Delivery Class is applicable taking service under Rate BESH that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
9. the names, addresses, and electric service account numbers of all Small Retail Customers to which the Watt-Hour Delivery Class is applicable taking service under Rate BES that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
10. the names, addresses, and electric service account numbers of all Small Retail Customers to which the Watt-Hour Delivery Class is applicable taking service under Rate BESH that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
11. the names, addresses, and electric service account numbers of all Small Retail Customers to which the Small Load Delivery Class is applicable taking service under Rate BES that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
12. the names, addresses, and electric service account numbers of all Small Retail Customers to which the Small Load Delivery Class is applicable taking service under Rate BESH that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
13. the total annual kilowatt-hours (kWhs) delivered to the retail customers identified in the previously listed Item Number 1 through Item Number 12 in this Company Obligations section, segmented by item; and

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* **COMPANY OBLIGATIONS (CONTINUED).**

14. the sum of the peak load contributions (PLCs) attributable to the retail customers identified in the previously listed Item Number 9 through Item Number 12 in this Company Obligations section, segmented by item; and
15. the retail customers identified in the previously listed Item Number 1 through Item Number 12 taking service under Rate BES that are obligated to continue taking service under such tariff and the term of such obligation, as available; and
16. the retail customers identified in the previously listed Item Number 1 through Item Number 12 to which either the Residential Electric Space Heating Customer Subgroup or the Nonresidential Electric Space Heating Customer Subgroup is applicable; and
17. the retail customers identified in the previously listed Item Number 1 through Item Number 12 that are participating in the Percentage of Income Payment Plan (PIPP) through the Illinois Low Income Energy Assistance Program (LIHEAP).

In the event that such request from the Government Authority for the Retail Customer Electric Service Account List includes an explicit request for the identification of retail customers taking or pending service under Rate RDS located within the boundaries over which such Government Authority has jurisdiction pursuant to the provisions of Section 1-92 of the IPA Act, the Company must include the following information in the Retail Customer Electric Service Account List provided to such Government Authority, using the most recent information available to the Company as of the date of the receipt of the request:

18. the names, addresses, and electric service account numbers of all retail customers to which the Residential Single Family Without Electric Space Heat Delivery Class is applicable taking or pending service under Rate RDS that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
19. the names, addresses, and electric service account numbers of all retail customers to which the Residential Multi Family Without Electric Space Heat Delivery Class is applicable taking or pending service under Rate RDS that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
20. the names, addresses, and electric service account numbers of all retail customers to which the Residential Single Family With Electric Space Heat Delivery Class is applicable taking or pending service under Rate RDS that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
21. the names, addresses, and electric service account numbers of all retail customers to which the Residential Multi Family With Electric Space Heat Delivery Class is applicable taking or pending service under Rate RDS that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and

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Post Office Box 805379
Chicago, Illinois 60680-5379

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(Continued from Sheet No. 409)

* **COMPANY OBLIGATIONS (CONTINUED).**

22. the names, addresses, and electric service account numbers of all Small Retail Customers to which the Watt-Hour Delivery Class is applicable taking or pending service under Rate RDS that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
23. the names, addresses, and electric service account numbers of all Small Retail Customers to which the Small Load Delivery Class is applicable taking or pending service under Rate RDS that are located within the boundaries over which such Government Authority has jurisdiction as of the date of the receipt of such request; and
24. the total annual kWhs delivered to the retail customers identified in the previously listed Item Number 18 through Item Number 23 in this Company Obligations section, segmented by item; and
25. the sum of the PLCs attributable to the retail customers identified in the previously listed Item Number 22 and Item Number 23 in this Company Obligations section, segmented by item; and
26. the retail customers identified in the previously listed Item Number 18 through Item Number 23 to which either the Residential Electric Space Heating Customer Subgroup or the Nonresidential Electric Space Heating Customer Subgroup is applicable; and
27. the retail customers identified in the previously listed Item Number 18 through Item Number 23 that are participating in the PIPP through the Illinois LIHEAP.

Notwithstanding the previous provisions of this Company Obligations section, for a situation in which the Government Authority is a county board, the aforementioned information, as applicable, provided by the Company to such Government Authority is limited to information pertaining to retail customers located within the unincorporated boundaries over which such Government Authority has jurisdiction.

For the purposes of providing information described in this Company Obligations section and compiling electric power and energy requirements in a Government Authority's aggregation plan, the portion of the electric service provided to retail customers, as applicable, for private outdoor lighting to which the Fixture-Included Lighting Delivery Class is applicable, is included in such retail customers' electric power and energy requirements.

* **GOVERNMENT AUTHORITY OBLIGATIONS.**

The Governmental Authority is responsible for verifying that the retail customers contained in the Retail Customer Validation Information are located within the boundaries over which such Governmental Authority has jurisdiction. The Government Authority makes such verification by either (a) affirming to the Company that the Retail Customer Validation Information is correct as provided by the Company, or (b) electronically submitting revised Retail Customer Validation Information to the Company with edits, as necessary. Such verification must be made within ten (10) business days after receiving the Retail Customer Validation Information from the Company. Within ten (10) business days after receiving and accepting revised Retail Customer Validation Information the Company must update its records in its various systems using such revised information. In the event there is a dispute between the Government Authority and the Company with respect to such information, the Government Authority and the Company must conduct a review and resolve such dispute before the Company updates its records.

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**RATE GAP
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(Continued from Sheet No. 409.1)

* **GOVERNMENT AUTHORITY OBLIGATIONS (CONTINUED).**

Prior to making a request for the Retail Customer Electric Service Account List for applicable retail customers located within the boundaries over which it has jurisdiction, the Government Authority must complete and submit to the Company a Government Authority Aggregation Form which establishes contact and billing information for the provision of such Electric Service Account List. Such form is available on the Company's website at www.ComEd.com.

In making such a request for the Retail Customer Electric Service Account List the Government Authority must warrant that such Government Authority has adopted an ordinance and developed an opt-out plan for the aggregation of the electric power and energy requirements of applicable retail customers located within the boundaries over which such Government Authority has jurisdiction pursuant to the provisions of Section 1-92 of the IPA Act, and that such Government Authority has enlisted the services of a RES taking service from the Company under Rate RESS to procure the aggregated electric power and energy supply service provided to applicable retail customers located within the boundaries over which such Government Authority has jurisdiction. In addition, the Government Authority must warrant that any retail customer-specific information provided by the Company in accordance with the provisions of this tariff is treated as confidential information. Such Government Authority must also warrant that any such information is used only to effectuate the provisions of Section 1-92 of the IPA Act. Such Government Authority is responsible for ensuring the confidentiality of such information and the limitation of the use of such information to only effectuate the provisions of Section 1-92 of the IPA Act.

Any warrant from a Government Authority submitted in accordance with the provisions of this tariff must be submitted to the Company by a responsible official of such Government Authority in the form of a written sworn and notarized affidavit attesting to the truth of the statement contained in such warrant.

In the event that the Government Authority does not provide applicable notifications to retail customers located within the boundaries over which such Government Authority has jurisdiction in accordance with the provisions of Section 1-92 of the IPA Act within thirty (30) calendar days after the Company provides the Retail Customer Electric Service Account List to such Government Authority, such Government Authority must submit a new request for the Retail Customer Electric Service Account List.

In the event that a valid Direct Access Service Request (DASR) for election of service under Rate RDS with electric power and energy supply from a RES is not received by the Company for each retail customer for which an electric service account is included in the Retail Customer Electric Service Account List within thirty (30) calendar days after the Company provides such Retail Customer Electric Service Account List to the Government Authority, such Government Authority must submit a new request for the Retail Customer Electric Service Account List.

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* **GOVERNMENT AUTHORITY OBLIGATIONS (CONTINUED).**

To ensure compliance with applicable law, and particularly with respect to the protection of retail customer-specific information described in the previously listed Item Number 18 through Item Number 23, Item Number 26, and Item Number 27 in the Company Obligations section of this tariff, the Government Authority must require, as a material condition to (a) any contract or other written agreement with the RES enlisted by such Government Authority to procure the aggregated electric power and energy supply service provided to applicable retail customers located within the boundaries over which such Government Authority has jurisdiction and (b) any contract or other written agreement with any entity enlisted by such Government Authority, herein identified as a participating entity, to assist in any aspect of the process of aggregating the electric power and energy supply service provided to applicable retail customers located within the boundaries over which such Government Authority has jurisdiction, such RES and participating entity, as applicable, to establish and follow appropriate protocols to preserve the confidentiality of retail customer-specific information and limit the use of such retail customer-specific information to only effectuate the provisions of Section 1-92 of the IPA Act. Such Government Authority must ensure that such protocols, at a minimum, (1) reasonably limit the number of representatives of such RES and participating entity, as applicable, authorized to have access to such retail customer-specific information; (2) prohibit the disclosure, use, sale, or provision of such retail customer-specific information by such RES and participating entity, as applicable, to any other entity for any purpose other than to only effectuate the provisions of Section 1-92 of the IPA Act; (3) acknowledge that such retail customer-specific information is not the property of such RES or participating entity; and (4) establish certain, specified, and sufficient consequences for breaches of confidentiality or the protocols.

* **CHARGES.**

The following charges are applicable as follows for information the Company provides to the Government Authority:

Retail Customer Electric Service Account List (Initial Provision)	\$168
Retail Customer Electric Service Account List (Each Subsequent Provision)	
All Information	\$168
Names and Addresses Only	\$86

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