How Deregulation is Impacting Low Income Households

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Outline

- What is deregulation?
 - Basic concept
 - Ways it is implemented
- Where is deregulation currently?
 - States with full residential choice
 - States with some choice
 - States with no choice yet
- Case studies
 - -PA
 - IL
- Discussion
 - Does competition strengthen the safety net?

DEREGULATION Basics

- Delivery by traditional public utility infrastructure
- Suppliers sell energy to utility on customer's behalf
- Gas & electric may work differently
 - Market differences
- Bill usually comes from traditional utility, but not necessarily
- Community aggregation
- Purchase of receivables

Traditional ComEd Service



Alternative Electric Supplier





Delivery through the electric grid





Electricity supply Alternative Electric Supplier



Electricity generation



National Picture

- 29 states have choice of some kind
- Sometimes starts with commercial/industrial first
 - ??? was first
 - Tennessee is newest
- Gas choice is more widespread than electric
- Regional flavors
 - Enrollment limited by time or number
 - CA special name

competitiveenergy.org/consumer-tools/state-by-state-links/ **State-by-State Information** Key: WA Has energy choice MT ND MN OR Does not have ID WI SD energy choice WY IA NE NV Electric Choice OH UT CO CA KS MO DE MD Gas Choice DC TN ΑZ OK NM AR SC MS AL GA TX





Marithus.

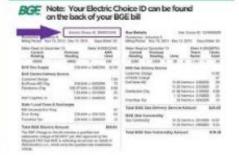




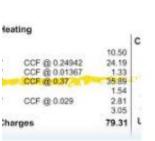
Charges	598.34
of are reprised to the content ASC Dec Supe	dy or 1-800-000-0000
Supply Charges	\$56.72
	3.50
MCF @ SIXXX	553.33
able Hate (MVR)	
for important message)	
ly Charges	
of Denotes Entrithin storyer, sell us of	3 400 842 7847
im East Ohio Charges	\$41.62
1. Tax (4.604/N)	1.10
7 @ 5.7333	12.56
Charges	
Trange	527.25
t Ohio Birtribution Charges	
Charges	

















Important Information: Alternative Gas Supplier Charge

Michigan Natural Gas, LLC Supplier Charges Gas Choice Residi For Information On Michigan Natural Gas, LLC Supplier www.michigannaturalgaslic.com

Current Charges

Gas Charge	443	CCF @ 0.699	309
Detroit Utility Tax Residential Michigan Sales Ta	oc.		15.
Total Michigan Natural Ga	s, LLC Supp	plier Charges	337.
Total Gas Choice Residen	tial Heating	Charges	528.

National News

- New York banned suppliers
- Ohio, PA bad press

Estimate the impact for customers above PTC



What is the estimated impact on the **full (actual)** bill of OnTrack members? Time Period Used: January 2012 – October 2015 (46 months or 3.8 years)

- 1. Average number of customers each month where the price paid was above the PTC = 9,626.
- 2. For those customers above the PTC, average price paid = \$0.11048.
- 3. Average usage per month for customers above PTC was 1,197 KWH.
- 4. The average PTC across this timeline was \$0.08475. If I did not shop I would have paid this.
- 5. Average monthly energy charge, if on PTC (actual bill) = \$101 (1,197 x \$0.08475)
- 6. Average monthly energy charge at the price above (actual) = \$132 (1,197 x \$0.11048)
- 7. Difference (each month) = \$31
- 8. The (monthly) difference for all customers above the PTC = \$298,406 (9,626 x \$31)
- 9. The impact over 12 months = \$3,580,872 (\$298,406 x 12)
- 10. The impact over 18 months = \$5,371,308 (\$298,406 x 18)

Estimate the impact for customers at/below the PTC



What is the estimated impact on the **full (actual)** bill of OnTrack members? Time Period Used: January 2012 – October 2015 (46 months or 3.8 years)

- 1. Average number of customers each month where the price paid was at/below the PTC = 7,750.
- 2. For those customers at/below the PTC, average price paid = \$0.07772.
- 3. Average usage per month for customers at/below PTC was 1,294 KWH.
- 4. The average PTC across this timeline was \$0.08475. If I did not shop I would have paid this.
- 5. Average monthly energy charge, if on PTC (actual bill) = \$110 (1,294 x \$0.08475)
- 6. Average monthly energy charge at the price at/below (actual) = \$101 (1,294 x \$0.07772)
- 7. Difference (each month) = \$9
- 8. The (monthly) difference for all customers at/below the PTC = $$69,750 \times 9
- 9. The impact over 12 months = \$837,000 (\$69,750 x 12)
- 10. The impact over 18 months = \$1,255,500 (\$69,750 x 18)

Estimate the net impact



Look at shopper non-savers versus savers, as compared to the PTC Time Period Used: January 2012 – October 2015 (46 months or 3.8 years)

Those Paying Above PTC

- 7. Difference (each month) = \$31
- 8. The difference, above = **\$298,406**
- 9. The impact, 12 mos. = **\$3,580,872**
- 10. The impact, 18 mos. = \$5,371,308

Those Paying At/Below PTC

- 7. Difference (each month) = \$9
- 8. The difference, below = **\$69,750**
- 9. The impact, 12 mos. = **\$837,000**
- 10. The impact, 18 mos. = \$1,255,500

- 1. Net (each month) = \$22
- 2. Net effect, monthly = \$228,656
- 3. The impact, over 12 months = \$2,743,872
- 4. The impact, over 18 months = \$4,115,808

PA Retail Choice: PECO PA OCA shopping principles

- Shopping ensure LI remain on LI program, meet payment obligations of LI program, and receive the benefits of LI program.
- Shopping should not increase the costs of the LI program to nonparticipating whether by increasing LI discounts or by increasing admin costs.
- Shopping should not increase program costs of LI program to nonparticipants by adversely affecting ability to pay.

PA Retail Choice: PECO Affordability concerns

- No adverse impact of shopping on affordability.
- Affordability measurement:
 - Incidence of unaffordability
 - Depth of unaffordability
- Ambiguities (total rate less than LI rate)
 - Signing bonus not part of rate
 - Initial discount not part of rate
- Impacts of higher EGS prices beyond invidual:
 - Higher uncollectibles
 - Higher credit and collection
 - Higher working capital

PA Retail Choice: PECO Implementation issues

- EGS rate lower than price-to-compare.
- Maintain customers on LI rate until end of EGS contract.
- EGS customer enrolling in LI rate gets transferred without fees.
- EGS does/does not keep LI when customer ends LI participation.
- Issues relating to allocation of implementation costs of LI shopping.

PA Retail Choice: PECO Education Issues

- Risk of excessive "education".
- Balance need for ongoing education vs overburden.
- Impacts of LI rate churn.
 - Leave LI program but remain on system: implications.
 - Remain on LI program but EGS contract ends.

PA Retail Choice: PECO Consumer Protections

- Non-discriminatory offer of shopping services: not to "some but not all."
- The control of termination / cancellation fees.
- Affirmative customer consent prior to switching from EGS contract with LI protections to one without protections.
- EGS may not indirectly exclude LI through creditworthiness tests or credit assurances.

PA Retail Choice: PECO Aggregation Limits

- Compliance with state statutory limits; no change in electricity supplier without "direct oral confirmation" or "written evidence."
- Impacts of fluidity of LI population (LI churn). Who is in and who is out.
- What happens to LI population at end of aggregation term.
- Opt-out favors large suppliers providing homogenous product.
- Need to avoid increased risk to default service providers.
 - Risk of winning an aggregation / risk of ceding back to DSP.

For more information: roger@fsconline.com



PA Retail Choice: PA Commnwlth Ct (July 2015) PUC can bar or limit retail shopping (1 of 3)

"What is particularly noteworthy about the legal arguments of the PUC and Direct Energy is their focus on the PUC's lack of authority to regulate rates EGSs charge customers. We are persuaded, however, by Petitioners' contention that the absence of authority to regulate EGS rates alone does not compel the conclusion that the PUC lacks authority to adopt rules attendant to universal service programs that may have the effect of limiting competition and choice with respect to low-income customers."

PA Retail Choice: PA Commnwlth Ct (July 2015) PUC can bar or limit retail shopping (2 of 3)

"[W]e conclude that the PUC has the authority under Section 2804(9) of the Choice Act, in the interest of ensuring that universal service plans are adequately funded and cost effective, to impose, or in this case approve, CAP rules that would limit the terms of any offer from an EGS that a customer can accept and remain eligible for CAP benefits. The obligation to provide low-income programs falls on the public utility under the Choice Act, not the EGSs. Moreover, the Choice Act expressly requires the PUC to administer these programs in a manner that is cost effective for the CAP participants and the non-CAP participants, who share the financial consequences of the CAP participant's EGS choice."

PA Retail Choice: PA Commnwlth Ct (July 2015) PUC can bar or limit retail shopping (1 of 3)

"Our conclusion finds support in the Choice Act's legislative declaration of policy, which both encourages deregulation to allow consumers the opportunity to purchase directly their supply from EGSs and emphasizes the need to continue to maintain programs that assist low-income customers to afford electric service. 66Pa.C.S. § 2892 (7), (9), (10), (14), (17). So long as it "provides substantial reasons why there is no reasonable alternative so competition needs to bend" to ensure adequately-funded, cost-effective, and affordable programs to assist customers who are low-income to afford electric service . . . the PUC may impose CAP rules that would limit the terms of any offer from an EGS that a customer could accept and remain eligible for CAP benefits – e.g. EGS rate ceiling, prohibition against early termination/cancellation fees, etc."

DEREGULATION in Illinois

Natural Gas 2002

33 ARGS certified by ICC

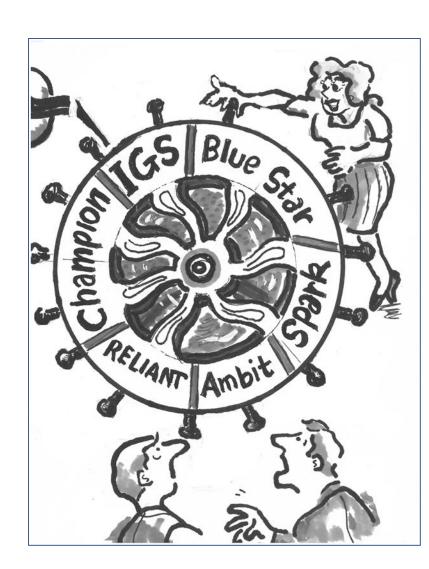
Electricity 2009

84 ARES certified by ICC

2,758,827 residential customers in Illinois have switched as of April 15, 2015 (ICC)

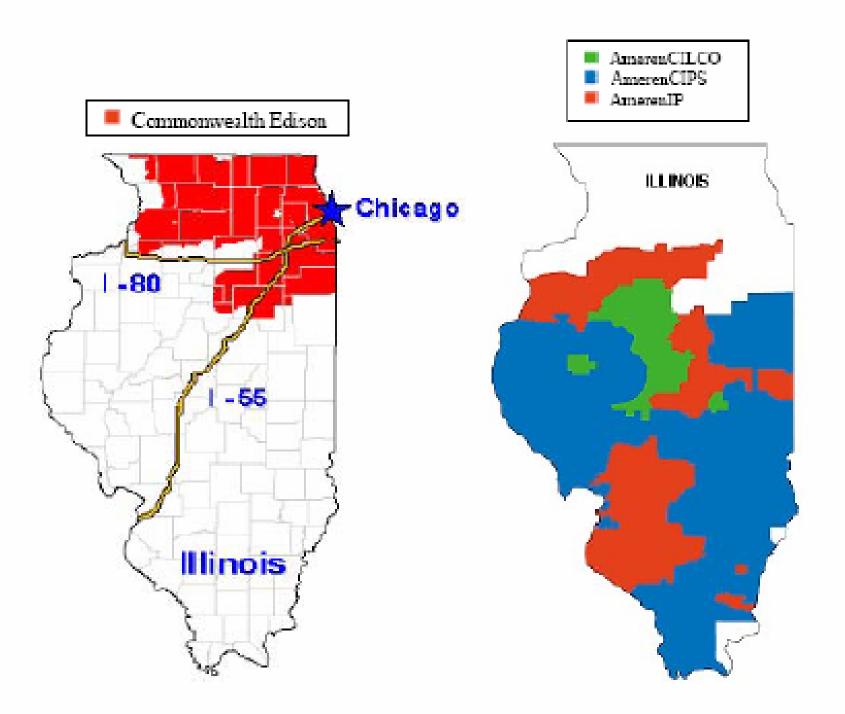
Purchase of Receivables Community Aggregation

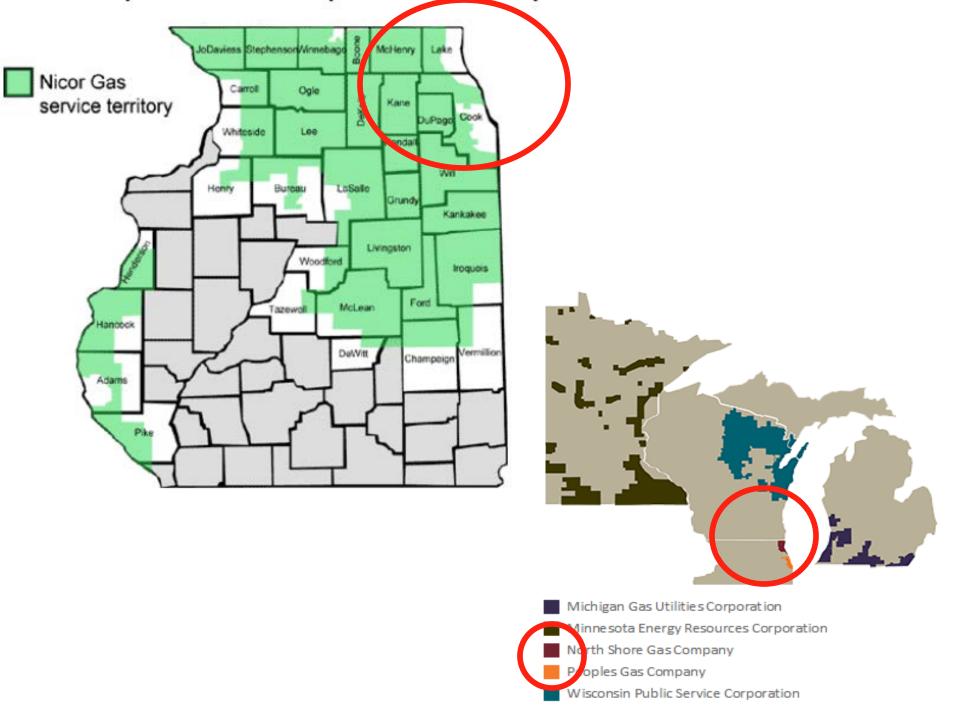
No choice for Muni/Co-op customers



Com	Com E d.				Bill Summary		
Page 1 of 2	Page 1 of 2				•	\$98.21	
Account Nu Name	Account Number 12345-67890 Name IOHN O SMITH			Total Payments		\$98.21	
	Service Location 22 N MAIN ST CHICAGO, IL			Amount Due		\$68.23	
Meter In	formation						
Read Date	Meter Number	LoadType	Reading Type	Meter i Previous	Reading Present	Usage	
11/6	123456789	General Service	Total kWh	70982 Estimate	71492.Actual	510	
Service from	n 6/7/13 to	7/6/13 - 30 Da	ys		Residential	- Single	
Electricity Su	pply Service	5				\$30.65	
Transmissio	Electricity Supply Charge 510 kWh × .04597 23.44 Transmission Services Charge 510 kWh × .00914 4.66 Purchased Electricity Adjustment 2.55					4.66	
Delivery Serv	Delivery Services - IL Electric \$27.04					\$27.04	
Customer Charge Standard Metering Charge Distribution Facilities Charge Taxes and Other Customer Charge Standard Metering Charge Manual Charge Standard Metering Charge Standard Metering Charge Manual Charge Standard Metering Charge Manual Charge Standard Metering Charge Standard Metering Charge Standard Metering Charge Manual Charge Standard Metering Charge Standard Metering Charge Standard Metering Charge Manual Charge Standard Metering Cha					y		
Environmental Cost Recovery Adj 510 kWh Energy Efficiency Programs 510 kWh Franchise Cost 2.55 State Tax 1.70 Municipal Tax section of your power bill.							
Total Curre	Total Current Charges \$68.23						

^{*}This is a sample bill. Prices and charges may differ.





Natural Gas Choice

Northern Illinois

Consumer Alerts

Gas Market Monitor

Ameren program still pending

No POR

ARGS charges can be removed from utility bill

No ARGS shutoffs

2009 marketing reforms

30 day cancellation window \$50 cap

CUB CONSUMER ALERT:

BEWARE OF NEW GAS COMPANIES

Almost all consumers lose money

New, unregulated gas companies are trying to convince customers to switch their gas service. Aggressive sales people pitch these offers door to door, by mail and over the phone. But according to a CUB analysis: 9 out of 10 of the plans offered so far by these companies are money losers, costing the average consumer hundreds of dollars a year. Beware! The best bet may be to stick with your regulated gas company—Nicor.

HERE'S HOW TO PROTECT YOURSELF:

- Don't give out your account number or other personal information to any salesperson at your door or over the phone.
- Don't sign up for any new gas offer on the spot. These are legally binding contracts. You may be charged a hefty termination fee if you want out.
- Call Nicor at I-888-642-6748 to get on a Do Not Market list for your gas service if you don't want the new gas companies to bother you with sales pitches.
- Call CUB at 1-800-669-5556. CUB is keeping tabs on these companies and trying to identify marketing abuses. If they're in your neighborhood, call us immediately.

Who are these companies?

- Nicor Advanced Energy
 Lock 12. Price Guard. Flex
- · U.S. Energy Savings Corp.
- Peoples Energy Services
- · Integrys
- · Nordic Energy Services
- Santanna Energy Services
- MXenergy
- · Dominion Retail
- · Direct Energy Services

Nine out of 10 plans are money losers, costing the average consumer hundreds of dollars a year more.

This alert comes to you from the Citizens Utility Board (CUB), a non-profit utility watchdog created by the state legislature to fight for lower utility rates. The results are based on CUB's Gas Market Monitor. For more information, call 1-800-669-5556 or visit www.citizens.utilityboard.org.

Summary of plans Saved Lost 91% 9% Average \$1375.40 Loss As of March 23, 2015 Read below for more detailed information.

September 2007

Electricity choice

Purchase of receivables

- Full utility collection & disconnection process
- Seamless/"invisible" to LIHEAP system(s)

Community Aggregation

- "Opt out" model
- As of 6/9/15
 - 738 communities involved
 - 123 discontinued/nonrenewed
- Chicago "Power Deal"



Company	Total	Contracts/Billing Customer Service Sales/Marketing Formal Complaints
EP Energy	0	
mbit Northeast	27	allinois Commerce Commission
hampion Energy, LLC	3	527 East Capitol Avenue, Springfield, Illinois 62701
earview Energy	13	m
nEdison Solutions	1	Consumers Pu
nstellation Energy	24	TOO A THURSDAY AND PROVIDENCE OF A CONTRACT
onstellation Energy Power Choice, Inc.	19	ICC ▶ Utilities and Providers ▶ Certified Utilities in Illinois
onstellation Energy Services	92	HODD
rect Energy	159	UCDB
go Energy IL, LLC	22	
nergy Plus	24	Public Utility Certified Utilities Household Good Movers Motor C
ergy Rewards	0	Tubile dulity Certified dulities Tiduseriola Good Movers Motor C
ergy.ME	0	
ntrust Energy	16	Certified Utilit
hical Electric, Inc.	9	
ghting Illini Energy	1	Service Type: Alternative Retains
stEnergy Solutions	14	
een Mountain Energy Company	13	
ko Energy	0	46-60 of 85 results
mefield Energy	10	40 00 01 03 Teatrica
Γ Energy, Inc.	14	Iron Energy LLC
Energy	26	d/b/a Kona Energyd/b/a Zone Energyd/b/a Fighting Illini Energy
ois Gas & Electric	9	Activated: October 3, 2012
ependence Energy	58	
erty Power Holdings LLC	58	d/b/a Kona Energy
jor Energy Squared Energy Services, LLC	2	Activated: November 2, 2012
or Electric	0	d/b/a Zone Energy
rdic Energy Services	2	Activated: November 2, 2012
orth American Power	29	d/b/a Fighting Illini Energy
RG Home	20	Activated: February 7, 2014
ALMoo	11	4
ymouth Rock Energy, LLC	0	0 //
ublic Power, LLC	2	"Illinois Gas and Electric"
ealgy, LLC	24	IIIIIIOIS Gas and Electric
esCom Energy, LLC	1	10
Intanna Energy Services	55	- G
park Energy, L.P.	66	— IN, OH, KY, MI, PA, NY,
perian Energy	46	
arion Energy	91	26
ra Energy	7	DC, MD, NJ, GT, MA
rde Energy USA	21	
idian Energy PA LLC	7	6 0 1 0
OOM Energy Illinois, LLC	8	3 1 4 0

POWER SAVINGS?

As Commonwealth Edison Co.'s power price has dropped, it's getting tougher for municipalities to find supplier deals for their constituents that are cheaper. Some recent deals have resulted in prices higher than ComEd's 5.51 cents per kilowatt-hour.*

Northwest suburban consortium** 5.58 cents (Expires May 2014)

Chicago

5.59 cents per kilowatt-hour after recent 0.17-cent price increase by supplier Integrys (Expires May 2014)

Oak Park

5.79 cents

Dolton 5.75 cents

(Expires January 2014)

(Expires May 2014)



Are electric suppliers complying with the law

"...the alternative retail electric supplier shall give the customer written information that adequately discloses, in plain language, the prices, terms and conditions of the products and services being offered ..." - Illinois Public Utilities Act

Your projected supply charges for the months

Hanover Park Franklin Park 5.56 cents 5.85 cents (Expires May 2014) (Expires March 2014)

*ComEd imposes a variable monthly assessment of up to 0.5 cents per kilowatt-hour that can either be a charge or a credit on customers' bills. That can raise ComEd's price up to 6 cents or lower it by as little as 5 cents in any given month.

""Arlington Heights, Buffalo Grove, Lincolnshire, Long Grove, Wheeling, Palatine, Vernon Hills

***Was extended five months

Integrys **\$312.20**

ComEd

\$222,60

You would pay

\$96.29 more with Integral ys.

October 2014 to May 2015:

Sources: Illinois Commerce Commission, Integrys Energy Services, individual municipalities

Consumer battles

- Price gouging
 - Just Energy settlement
 - Seniors and Non-English speakers, many lowincome
 - Santana "force majeure" & bankruptcy
 - Current issue in Texas
 - Major Energy Settlement
 - 35c=6x utility!

- Marketing tactics
 - Utility branding
 - Door-to-door sales
 - Multi-Level-Marketing
 - "Green" options
 - Teaser rates
 - Slamming
 - TPV
 - Current rulemaking: video...

LIHEAP Context

- Marketing as "discounts" or "assistance program"
- Trespassing inside subsidized senior buildings
- Skulking around LIHEAP intake locations
 - Tabling alongside LIHEAP agencies
 - Tabling INSIDE LIHEAP agencies
 - Direct marketing to LIHEAP agencies!
- Intake workers frustrated, confused
 - "Funny Bills" from other companies
 - Normal-looking bills that won't go into the system (PIPP)
 - Not sure what to tell clients
- Recruitment of sales agents in low-income neighborhoods...

POWERING YOUR ORGANIZATION THROUGH BRIGHTER ENERGY CHOICES



HOW DOES IT ALL WORK?

A SMALL CHOICE THAT MAKES A BIG DIFFERENCE

Tranks to deregulation, you have the power of choice. By choosing North American Power as your energy provider, not only are you making a better energy choice, but you can help your organization raise much needed funds. it's simple. Every month when you pay your electric bill, your organization can benefit. You will be turning every kilowatt into kindness!

Change your energy provider to North American Power.

You can enjoy our competitive rates. Plus you can do even more by choosing NAP Green. You can help

Support your Organization

By making the switch, you will generate an up-front payment of \$5° and your organi-

Change powered by many can do a world of good.

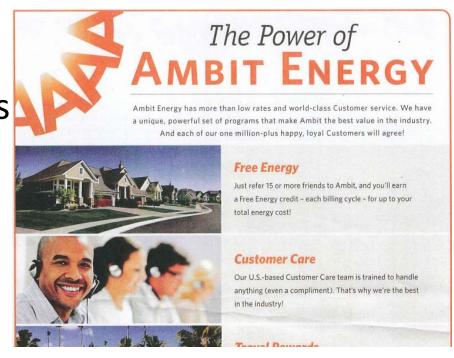
Now that you know the power of change, imagine if you shared it with all your friends and family. Use one of the many tools available at the end of your sign up process to refer others.

- Nonprofit "incentives"
- Churches,
 community groups

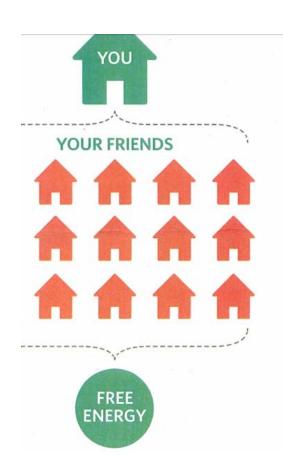
- Groups recruit their members, receive \$\$
- Teaser rates expire

Ambit at LIHEAP Energy Fair

- Taking down contact info for LIHEAP applicants
- Enrolling or recruiting?
 - Upcoming "meeting"
 - "Free Energy"?
 - Fees to become a seller



Ambit at LIHEAP Energy Fair



SIGN UP

Anyone who signs up with Ambit Energy instantly has the ability to start earning Free Energy.

REFER FRIENDS

Just help 15 (or more) friends become Ambit Customers. There's no time limit for gathering your referrals.

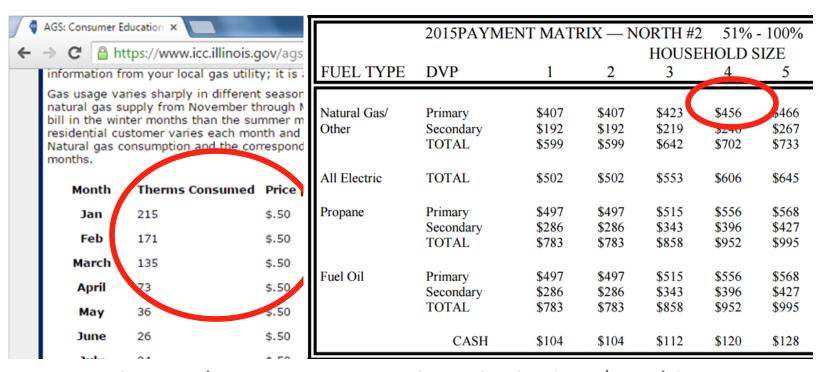
To calculate your Free Energy credit, Ambit takes the average daily energy cost for your referred Customers and multiplies it by the number of days in your billing cycle – then gives it to you. You can earn Free Energy every month, up to your total energy cost (not including taxes, transmission charges and other fees).

GET CREDIT

Ambit will apply the credit directly to your energy bill or will mail you a check as long as you maintain a minimum of 15 qualified Customers.

- Electric offer: "guaranteed" 3% discount
 - Dubious
- Gas offers:
 - 43.1 c/therm
 - 91.41 c/therm
 - Utility: 35.85
 - Exorbitant gas rates far outpace any electric savings or "credits"

Natural Gas Client IMPACT



- 1,088 therms/year
- 75% Nov-Mar
- \$456 DVP = 912 therms
- 84% of annual supply

- Client locked at \$.79/therm
- \$456 DVP = 577 therms
- 53% of annual supply
- RA cycle starts earlier

Electricity Client IMPACT

TOTAL

ctric



	2015PAYMI	ENT MATI	RIX — N	ORTH#	2 51%	- 100%
				HOUS	EHOLD S	IZE
FUEL TYPE	DVP	1	2	3	4	5
Natural Gas/	Primary	\$407	\$407	\$423	\$ TOO	\$466
04	Secondary	\$192	\$192	\$219	\$246	\$267 \$733

\$502

Site Consumption

ki.	ЮW	at	th	ou	rs



cuic	TOTAL	\$302	\$302	\$333	\$000	\$043	
e	Primary	\$497	\$497	\$515	\$556	\$568	
	Secondary	\$286	\$286	\$343	\$396	\$427	
	TOTAL	\$783	\$783	\$858	\$952	\$995	
—il	Primary	\$497	\$497	\$515	\$556	\$568	
	Secondary	\$286	\$286	\$343	\$396	\$427	
	TOTAL	\$783	\$783	\$858	\$952	\$995	
	CASH	\$104	\$104	\$112	\$120	\$128	

\$502

\$553

\$606

\$645

- 10,100 kWh/year (IL)
- Utilities \$.075/kWh
- \$246 DVP = 3,280 kWh
- 32% of annual supply

- Client locked at \$.095/kWh
- \$246 DVP = 2,589 kWh
- 26% of annual supply
- +Electric shutoffs deplete RA

PIPP Context

PY 2014:

- 80,719 active PIPP accounts
- 35,033 (43%) have an alternative electric supplier
- Of the 35,033, 25,302 (72%) had switched within the most recent program year
- Average annual budget bill increase ("true-up") for utilitysupplied electricity: \$6.03
 - For ARES accounts: \$17.48 (near3x higher)
 - As high as \$76.58

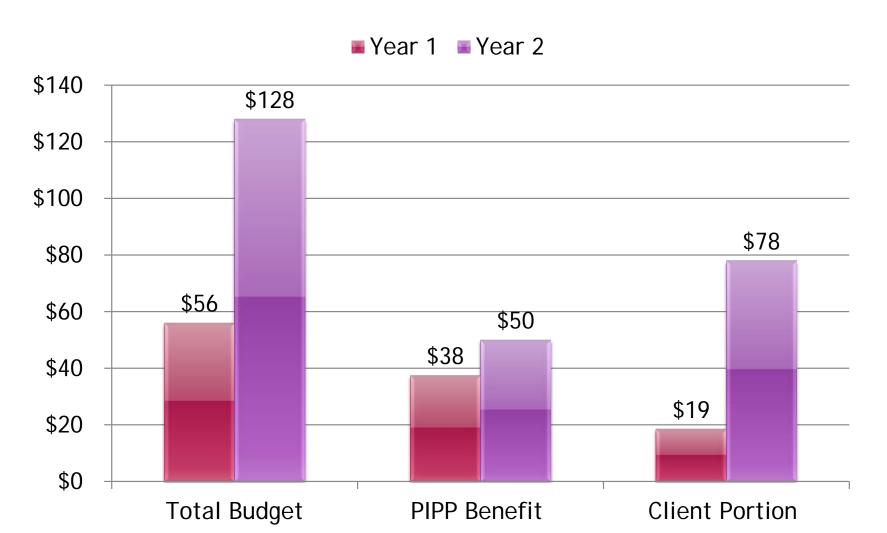
Source: IL Department of Commerce and Economic Opportunity, report to the LIHEAP Policy Advisory Council

CHICAGO PIECE

- Chicago aggregation contract with Integrys
- 10,127 (12%) were with Integrys
- Integrys average true-up: \$6.97
- Translation: \$114,232.56
 in added program costs to state because of one city contract

PIPP Environment

- Supplier price spikes cost more for clients AND state
- Price spikes are imperceptible and unpredictable



PIPP Impact

 Even small changes in state benefit amounts add up quickly

Price Difference	Monthly bill impact	Cost per 100 PIPP clients per year
(\$0.02)	(\$13.47)	(\$16,164)
\$0.01	\$8.42	\$10,104
\$0.04	\$31.14	\$37,368