

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of)	
CONSUMERS POWER COMPANY for approval)	
of a power supply cost recovery plan and for)	Case No. U-9172
authorization of monthly power supply cost)	
recovery factors for calendar year 1989.)	
_____)	

At the January 28, 1997 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John G. Strand, Chairman
 Hon. John C. Shea, Commissioner
 Hon. David A. Svanda, Commissioner

ORDER

In the March 29, 1990 order in Case No. U-9172, the Commission directed Consumers Power Company (Consumers) to file biennially the company's latest integrated resource plan. The Commission also indicated that the company's power supply cost recovery (PSCR) plans and five-year forecasts, filed under 1982 PA 304, MCL 460.6h et seq.; MSA 22.13(6h) et seq., must derive from and be consistent with the most recently filed integrated resource plan. The Commission said that, although it would not approve or disapprove the integrated resource plan, the filed plan would give the Commission essential information for determining the reasonableness and prudence of the decisions underlying the company's PSCR plans and forecasts. Order, pp. 23-26.

In recognition of its goal of increased competition in Michigan's electric industry, the Commission concludes that Consumers should no longer be required to file integrated resource

plans. Public review of and comment on integrated resource plans are not consistent with the competitive electric industry environment envisioned for Michigan. Such plans might provide information that could be useful to potential competitors and thus create a competitive disadvantage for Consumers. In relieving Consumers of the obligation to file integrated resource plans, the Commission does not indicate that Consumers is also relieved of its obligation to engage in reasonable and prudent planning activities.

Rescission of the requirement that Consumers file its integrated resource plans does not increase any customer's rates. Therefore, the Commission may act without providing notice or an opportunity for a hearing, pursuant to MCL 460.6a(1); MSA 22.13(6a)(1).

The Commission FINDS that:

a. Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 et seq.; MSA 22.151 et seq.; 1919 PA 419, as amended, MCL 460.51 et seq.; MSA 22.1 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; MSA 22.13(1) et seq.; 1982 PA 304, as amended, MCL 460.6h et seq.; MSA 22.13(6h) et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; MSA 3.560(101) et seq.; and the Commission's Rules of Practice and Procedure, 1992 AACCS, R 460.17101 et seq.

b. Consumers should be relieved of the obligation to file biennially its integrated resource plan.

THEREFORE, IT IS ORDERED that Consumers Power Company is relieved of the obligation to file biennially its integrated resource plan.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26; MSA 22.45.

MICHIGAN PUBLIC SERVICE COMMISSION

John G. Strand

Chairman

(SEAL)

I concur, as discussed in my separate
opinion.

John C. Shea

Commissioner

David A. Svanda

Commissioner

By its action of January 28, 1997.

Dorothy Wideman

Executive Secretary

THEREFORE, IT IS ORDERED that Consumers Power Company is relieved of the obligation to file biennially its integrated resource plan.

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MICHIGAN PUBLIC SERVICE COMMISSION

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I concur, as discussed in my separate opinion.

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Case No. U-9172

Suggested Minute:

“Adopt and issue order dated January 28, 1997 relieving Consumers Power Company of the obligation to file biennially its integrated resource plan, as set forth in the order.”