

**Minutes of the
Oklahoma Corporation Commission
State of Oklahoma**

February 21, 2024 – 1:30 p.m.

These are the minutes for the Corporation Commission’s (“Commission”) regular meeting conducted in accordance with the Open Meeting Act on February 21, 2024, in the Concourse Theater, Suite C50, Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105. Archived Commission meeting recordings may be accessed on the Commission’s website.

The notice and agenda for the meeting were publicly posted at the principal office of the Commission at the Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105 at 2:00 p.m., February 16, 2024, by Commission employees acting under the direction of Chairman J. Todd Hiatt. The notice and agenda are also made available to the public on the Commission’s website, oklahoma.gov/occ. A copy of the notice and agenda is attached to these minutes as Appendix A.

Chairman Hiatt called the meeting to order at 1:30 p.m.

Members present were Chairman Todd Hiatt, Vice Chairman Kim David, and Commissioner Bob Anthony. A quorum of the Commission was present. Interested persons participated in the meeting in person or by teleconference/videoconference when and as authorized.

Approval of Minutes of Prior Meeting(s) Chairman Hiatt **CALLED FOR APPROVAL** of the following minutes of prior meetings ready for consideration: February 1, 2024, at 10:00 a.m.; February 6, 2024, at 1:30 p.m. The Commissioners unanimously approved the minutes.

Consideration of proposed or potential orders in cases on attached 24-hour signing agenda docket. The Commission may discuss and consider alterations, revisions, or amendments to the proposed or potential orders. (Votes may be taken on individual cases on the 24-hour signing agenda docket as a whole, or both by individual cases and the remaining docket.)

Commissioner Hiatt announced the agenda item. The Commissioners unanimously approved the proposed order.

Hearing and possible vote(s) on a proposed Order Establishing Proration Formula for the Period of April 1, 2024, through March 31, 2025, and/or any alterations, revisions, or amendments thereto proposed at the meeting in Case No. CD2024-000094, *Application of Robyn Strickland, Director of Oil and Gas Conservation Division Oklahoma Corporation Commission, for Statewide Proration Formula for Unallocated Gas Wells for the Period of April, 2024, through March, 2025* Commissioner Hiatt recognized Mark Willingham, chief legal counsel, to present the agenda item and provide a procedural history. Duncan Woodliff, oil and gas specialist, was sworn in and gave testimony related to this matter. Mr. Willingham opened the floor for public comments. Public comments were offered by numerous parties. Discussion was held. Commissioner Anthony **CALLED FOR A VOTE** on the proposed order with the

incorporation of proposed corrections which arose during discussion. Commissioner Hiatt announced that the Commission would pause on this agenda item to allow staff to proceed with other agenda items while corrections were being made to the proposed order for CD2024-000094.

Briefing and discussion of Senate Bills 1568 and/or 1569 introduced in the 2nd Session of the 59th Legislature (2024), and any related amendments

Discussion and possible vote(s) on a statement and/or letter or other direction to Commission staff concerning Senate Bills 1568 and/or 1569 Commissioner Hiatt announced the agenda item and recognized Commissioner David to initiate discussion. Discussion was held, but no statement, letter, or direction to staff was given.

Briefing and discussion of the Committee Amendment (2/7/2024 2:09:50 pm) for House Bill 2199 filed in the 2nd Session of the 59th Legislature (2024), and any related amendments

Discussion and possible vote(s) on a statement and/or letter or other direction to Commission staff concerning House Bill 2199 Commissioner Hiatt announce the agenda item and recognized Commissioner David to present this item. Discussion was held. Commissioner David **MADE A MOTION** to publicly oppose and continue to oppose any legislation which would move Oklahoma Corporation Commission Transportation Division staff away from this agency, and authorize Commission staff to inform members of the Oklahoma legislature of Oklahoma Corporation Commission opposition to any such move of personnel.

<u>VOTE:</u>	Commissioner Hiatt	Aye
	Commissioner David	Aye
	Commissioner Anthony	Aye

The motion passed.

Discussion, hearing, and possible vote(s) in Case No. RM2023-000014, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:14, Electric Vehicle Charging Stations Commissioner Hiatt announced the agenda item and recognized Justin Cullen, deputy general counsel for the Public Utility Division, to present the agenda item. Mr. Cullen provided a procedural history and updates to this proposed rulemaking since the last hearing of this item on February 15, 2024. Mr. Cullen opened the floor for public comments. No comments were offered. Mr. Cullen presented specific revisions to the proposed rules to be voted upon. Mr. Cullen recommended a motion be made to adopt the proposed permanent rules for Chapter 14. Commissioner Hiatt adopted the motion and **CALLED FOR A VOTE**.

<u>VOTE:</u>	Commissioner Hiatt	Aye
	Commissioner David	Aye
	Commissioner Anthony	Not Participating

The motion passed.

At 2:30 p.m., Commissioner Hiett announced that the Commission would now revisit agenda item IV to review the corrected proposed order for Case No. CD2024-000094. Hearing no questions, Commissioner Hiett **CALLED FOR A VOTE** on issuance of the proposed order.

<u>VOTE:</u>	Commissioner Hiett	Aye
	Commissioner David	Aye
	Commissioner Anthony	Aye

The order is approved.

Discussion, hearing, and possible vote(s) in Case No. RM2023-000021, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:59, Oklahoma Universal Service and Oklahoma Lifeline Commissioner Hiett recognized Justin Cullen, deputy general counsel for the Public Utility Division, to present this agenda item. Mr. Cullen provided a procedural history and presented changes to the proposed rules since the last technical conference. Discussion was held. Mr. Cullen opened the floor to accept public comments.

At 3:03 p.m., Commissioner Hiett announced that the meeting would be held in recess until 3:10 p.m.

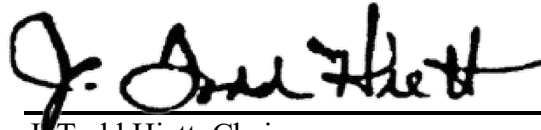
At 3:10 p.m., the meeting reconvened with all three Commissioners present. Commissioner Hiett recognized Jeff Kline, administrative aide and legal advisor to Commissioner Kim David, to present new changes to the language in the proposed rulemaking. Commissioner Hiett opened the floor to accept public comments. Public comments were offered by several parties. Mr. Cullen recommended that the Commission *move to adopt PUD's proposed rules filed on February 20, 2024, excluding those identified in the document presented to the Commission after the 3:10 p.m. recess today, and to instead substitute the sections and proposed changes identified in the updated document presented publicly as a final proposal, which will cause staff counsel to prepare the agency rule report to be filed in accordance with the Oklahoma Administrative Procedures Act.* Commissioner Hiett adopted the motion and **CALLED FOR A VOTE**.

<u>VOTE:</u>	Commissioner Hiett	Aye
	Commissioner David	Aye
	Commissioner Anthony	Not Participating

The motion passed.

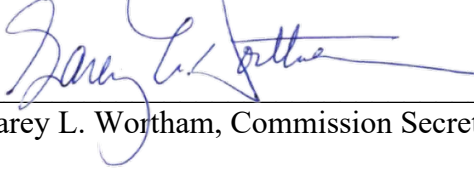
New Business There was no new business.

Adjournment The meeting adjourned at 3:39 p.m.



J. Todd Hiatt, Chairman

ATTESTED this 4th day of April 2024.



Garey L. Wortham, Commission Secretary



OKLAHOMA CORPORATION COMMISSION
Notice of Public Meeting
Regular Meeting

Notice is hereby given to all persons that the Oklahoma Corporation Commission (“Commission”) shall meet and conduct business, as follows:

Time, Day, and Date: 1:30 p.m. Wednesday, February 21, 2024

Place: **Concourse Theater, Suite C50, Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105**

The Concourse Theater is located in the tunnel between the Will Rogers Memorial Office Building and the Sequoyah Memorial Office Building in the Capitol Complex

Purpose: Conducting of daily business enumerated in the items below

Posting Division: Chairman J. Todd Hiatt

AGENDA

Item	Topic
I	A. Call to order B. Announcement concerning public notice C. Determination of quorum
II	Approval of minutes of prior meeting(s)
III	Consideration of proposed or potential orders in cases on attached 24-hour signing agenda docket. The Commission may discuss and consider alterations, revisions, or amendments to the proposed or potential orders. (Votes may be taken on individual cases on the 24-hour signing agenda docket as a whole, or both by individual cases and the remaining docket.)
IV	Hearing and possible vote(s) on a proposed Order Establishing Proration Formula for the Period of April 1, 2024, through March 31, 2025, and/or any alterations, revisions, or amendments thereto proposed at the meeting in Case No. CD2024-000094, <i>Application of Robyn Strickland, Director of Oil and Gas Conservation Division Oklahoma Corporation Commission, for Statewide Proration Formula for Unallocated Gas Wells for the Period of April, 2024, through March, 2025</i>

V	<p>A. Briefing and discussion of Senate Bills 1568 and/or 1569 introduced in the 2nd Session of the 59th Legislature (2024), and any related amendments</p> <p>B. Discussion and possible vote(s) on a statement and/or letter or other direction to Commission staff concerning Senate Bills 1568 and/or 1569</p>
VI	<p>A. Briefing and discussion of the Committee Amendment (2/7/2024 2:09:50 pm) for House Bill 2199 filed in the 2nd Session of the 59th Legislature (2024), and any related amendments</p> <p>B. Discussion and possible vote(s) on a statement and/or letter or other direction to Commission staff concerning House Bill 2199</p>
VII	Discussion, hearing, and possible vote(s) in Case No. RM2023-000014, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:14, Electric Vehicle Charging Stations</i>
VIII	Discussion, hearing, and possible vote(s) in Case No. RM2023-000021, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:59, Oklahoma Universal Service and Oklahoma Lifeline</i>
IX	<p>New business</p> <p>A. Any matter not known about and which could not have been reasonably foreseen 24 hours before the meeting</p> <p>B. Possible vote(s) on matters of new business</p>
X	Adjournment

The Commission may take up the above items of business in a different sequence than that listed.

The meeting is open to the public.

This notice was posted prominently and publicly at the principal offices of the Oklahoma Corporation Commission at the Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105 at 2:00 p.m., Friday, February 16, 2024.



BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA 24 HR SIGNING AGENDA (PROPOSED ORDERS)

Date: Wednesday, February 21, 2024

Time: 1:30 PM

Place: CONCOURSE THEATER - WILL ROGERS BUILDING

Case Number PUD2023-000085 **Order Type** Final **RSO** OKC

Parties SUMMIT UTILITIES OKLAHOMA INC (Applicant)

Order Title FINAL ORDER APPROVING ASSET MANAGEMENT AGREEMENT

Relief In Caption IN THE MATTER OF THE APPLICATION OF SUMMIT UTILITIES OKLAHOMA, INC. FOR APPROVAL OF AN ASSET MANAGEMENT AGREEMENT AND REVENUE-SHARING MECHANISM