

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

September 14, 2023 – 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 September 14, 2023, 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 2:20 p.m. September 12, 2023, by Commission employees acting under the direction of Chairman 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.

Recognition of Employee Service The Commissioners gave recognition to employees for years of service in the employ of the State of Oklahoma.

Approval of Minutes of Prior Meeting(s) Chairman Hiatt **CALLED FOR APPROVAL** of the following minutes of prior meetings ready for consideration: August 31, 2023, at 1:30 p.m.

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

The minutes were approved.

Consideration of and Possible Vote(s) on Proposed or Potential Orders in Cases on 24-hour Signing Agenda Docket Commissioner Hiatt called for any questions or comments regarding items on the 24-hour signing agenda. The Commissioners unanimously approved the proposed orders on the 24-hr signing agenda.

Discussion of PUD audit pursuant to 74 O.S. § 9078 performed during Case No. PUD2023-000012, Application of Oklahoma Natural Gas Company, a Division of One Gas, Inc., for Approval of its Performance Based Rate Change Plan Calculations for the Twelve Months Ending December 31, 2022, Energy Efficiency True-up and Utility Incentive Adjustments for Program Year 2022, and Change or Modifications to its Tariffs Commissioner Hiatt announced

the agenda item. Discussion was held. Commissioners Hiett and David asked questions to Michael Velez, deputy general counsel for the Public Utility Division. All three commissioners agreed that the chairman is the most appropriate individual to submit the audit. Commissioner Hiett requested Teryl Williams, Chief Advisor and Legal Counsel, to present an exact motion to be voted upon. Commissioner Hiett **CALLED FOR A VOTE** on a *motion to direct staff to prepare a cover letter for the Chairman's Office by which to attach to the PUD report and submit to the Governor, President Pro Tempore of the Senate, Speaker of the House of Representatives, and the Oklahoma Development Finance Authority.*

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

The motion passed.

Discussion on summary of agency financial activity, including review of July 2023 financials and possible discussion of FY 2023 and/or FY 2024 budget - Chief Financial Officer Holly George or Comptroller Jason Harjo Holly George, chief financial officer, gave a report on financial activity, which included the financials for July 2023 as well as budgets for FY 2023 and FY 2024. Discussion was held.

Briefing on the Broadband Expansion Council activities – Director of Public Utility Division Mark Argenbright Mark Argenbright, Director of the Public Utility Division, provided an update. Discussion was held.

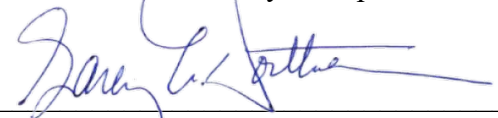
New Business There was no new business.

Adjournment The meeting adjourned at 2:11 p.m.



J. Todd Hiett, Chairman

ATTESTED this 26th day of September, 2023.



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. Thursday, September 14, 2023

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	Recognition of Employee Service
III	Approval of minutes of prior meeting(s)
IV	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.)
V	A. Discussion of PUD audit pursuant to 74 O.S. § 9078 performed during Case No. PUD2023-000012, <i>Application of Oklahoma Natural Gas Company, a Division of One Gas, Inc., for Approval of its Performance Based Rate Change Plan Calculations for the Twelve Months Ending December 31, 2022, Energy Efficiency True-up and Utility Incentive Adjustments for Program Year 2022, and Changes or Modifications to its Tariffs</i> B. Discussion and possible vote(s) regarding direction to Commission staff on V (A)

VI	A. Discussion on summary of agency financial activity, including review of July 2023 financials and possible discussion of FY 2023 and/or FY 2024 budget—Chief Financial Officer Holly George or Comptroller Jason Harjo B. Briefing on the Broadband Expansion Council activities—Director of Public Utility Division Mark Argenbright C. Discussion and possible vote(s) regarding direction to Commission staff on VI (A)-(B)
VII	New business A. Any matter not known about and which could not have been reasonably foreseen 24 hours before the meeting B. Possible vote(s) on matters of new business
VIII	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 2:20 p.m., Tuesday, September 12, 2023.



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

Date: Thursday, September 14, 2023

Time: 1:30 PM

Place: CONCOURSE THEATER - WILL ROGERS BUILDING

Case Number	PUD2023-000067	Order Type	Motion	RSO OKC
Parties	ARGENBRIGHT, MARK (Applicant)	THE EMPIRE DISTRICT ELECTRIC COMPANY (Respondent)	Relief In Caption	APPLICATION OF MARK ARGENBRIGHT, DIRECTOR OF THE PUBLIC UTILITY DIVISION, OKLAHOMA CORPORATION COMMISSION, FOR A PUBLIC HEARING TO REVIEW AND MONITOR APPLICATION OF THE FUEL ADJUSTMENT CLAUSE OF EMPIRE DISTRICT ELECTRIC COMPANY, A KANSAS CORPORATION, FOR THE CALENDAR YEAR 2022 AND, FOR A PRUDENCE REVIEW OF THE FUEL PROCUREMENT PROCESSES AND COSTS OF EMPIRE DISTRICT ELECTRIC COMPANY, A KANSAS CORPORATION, FOR THE CALENDAR YEAR 2022
Order Title	ORDER GRANTING PROTECTIVE ORDER			

Case Number	PUD2023-000072	Order Type	Motion	RSO OKC
Parties	COMMUNICATIONS VENTURE CORPORATION (Applicant)		Relief In Caption	APPLICATION OF COMMUNICATIONS VENTURE CORPORATION D/B/A INDIGITAL FOR CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES BASED AND RESOLD LOCAL EXCHANGE AND INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS SERVICES IN THE STATE OF OKLAHOMA
Order Title	ORDER GRANTING PROTECTIVE ORDER			