

DRAFT PROPOSAL REQUIREMENTS

1. Purpose

The Indexed Wind, Solar and Brownfield Renewable Energy Credit RFP (“Indexed REC RFP”) will seek to procure renewable energy credits (“RECs”) from new utility-scale wind Projects (Projects over 5 MW), new utility-scale solar Projects (Projects over 5 MW), and new brownfield site photovoltaic Projects for the portfolios of Ameren Illinois Company (“AIC”), Commonwealth Edison Company (“ComEd”), and MidAmerican Energy Company (“MEC”) through the execution of a standard contract called the “Indexed REC Contract”. Each of AIC, ComEd, and MEC is referred to as a “Company” below.

Public Act 102-0662 (the “Climate and Equitable Jobs Act”) was signed into law and became effective on September 15, 2021 (the “Act”). As required by the Act, RECs must meet the definition of Renewable Energy Credit and Indexed Renewable Energy Credit as defined in Section 1-10. An Indexed REC means a tradable credit that represents the environmental attributes of one megawatt hour of energy produced from a renewable energy resource, the price of which shall be calculated by subtracting the strike price offered by bidders from an index price in a given settlement period. This Fall 2022 Indexed REC RFP is the second procurement event for Indexed RECs and is held in accordance with the Illinois Power Agency’s (“IPA’s”) revision to its Long-Term Renewable Resources Procurement Plan (“2022 Long-Term Plan”) filed with the Illinois Commerce Commission (“ICC” or “Commission”) on March 21, 2022 and approved with modifications by the ICC on July 14, 2022.

The present document provides an overview of the Proposal submission process and draft Proposal requirements, which are based on:

- Public Act 102-0662, which was signed into law and became effective on September 15, 2021;

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- the IPA’s revision to its 2022 Long-Term Plan filed with the ICC on March 21, 2022 and approved with modifications by the ICC on July 14, 2022;
- the procurement event for RECs from new utility-scale wind, new utility-scale solar and new brownfield site photovoltaic Projects held under the Spring 2022 Indexed REC RFP with Bids due on May 6, 2022;
- previously approved plans including the IPA’s Final Revised Long-Term Renewable Resources Procurement Plan (“Final Revised Long-Term Plan”) dated April 20, 2020 that incorporates the decisions of the ICC in its February 18, 2020 Order in ICC Docket No.19-0995 and the IPA’s Initial Long-Term Renewable Resources Procurement Plan (“Initial Long-Term Plan”) dated August 6, 2018 that incorporates the decisions of the ICC in its April 3, 2018 Order in ICC Docket No. 17-0838; and
- other applicable procurement events for RECs from new utility-scale wind, new utility-scale solar and new brownfield site photovoltaic Projects held from 2017 through 2021 and comments received through request for stakeholder feedback processes related to these events.

These draft Proposal requirements are subject to change.

2. Overview of Proposal Submission Process

- 2.1. A “Project” is a new utility-scale wind Project, a new utility-scale solar Project, or a new brownfield site photovoltaic Project as defined by the Act. A “Proposal” is a response to the RFP from a participant for a given Project. A participant submits a Proposal for each Project for which the participant wants to present a bid. There are three (3) “Products” corresponding to RECs from utility-scale wind Projects, RECs from utility-scale solar Projects, or RECs from brownfield site photovoltaic Projects. The Targets are 1,750,000 RECs delivered annually from new utility-scale wind Projects, 1,000,000 RECs delivered annually from new utility-scale solar Projects, and 65,000 RECs delivered annually from new brownfield site photovoltaic Projects.
- 2.2. A Proposal consists of two (2) parts. The first part of the Proposal (“Part 1 Proposal”) is the participant’s response to the qualification standards. The qualification standards are set to provide assurances that the Project can satisfy the requirements of Public Act 102-0662 and to establish that the participant accepts the terms of, and can meet the obligations under, the Indexed REC Contract. The second part of the Proposal (“Part 2 Proposal”) includes the bid and financial support for the bid.
- 2.3. Each participant is required to pay a non-refundable Bid Participation Fee of \$500 as a condition of completing the Part 1 Proposal to the extent that such participant has not already paid a Bid Participation Fee pursuant to its participation in a 2022 procurement event. The Bid Participation Fee will be used to cover part of the costs of the 2022 procurement events. The Supplier Fees, which are levied only on those that have bids approved by the Commission, are also used to cover part of the costs of the procurement events. An estimate of the Supplier Fees, which will be in \$/REC and which will be

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applied to the annual quantity of RECs for a winning Project, will be provided in advance of the deadline to provide the Part 1 Proposal.

- 2.4. Participants submit the Part 1 Proposal online, using an online “Part 1 Form”. Participants enter required information in the online Part 1 Form (for example, contact information for the participant and the size of the Project). Any supporting documentation that may be required can either be uploaded to the online Part 1 Form or sent via email to the Procurement Administrator at Illinois-RFP@nera.com. When a signature is required, the Procurement Administrator makes available to participants an “Insert”, which is a stand-alone Microsoft Word form that a participant can fill out, sign or digitally sign, and then upload to the online Part 1 Form or email to the Procurement Administrator. Additional details on Part 1 Proposal requirements are provided in the next section.
- 2.5. The Part 1 Proposal consists of the completed online Part 1 Form as well as documents required to fulfill the Part 1 Proposal requirements (emailed to the Procurement Administrator or uploaded to the online Part 1 Form).
- 2.6. Similarly, participants use an online “Part 2 Form” to submit information and documents in response to the Part 2 Proposal requirements for each Project. A participant makes a number of certifications, including that any bid submitted remains binding until fourteen (14) business days after submission. A participant is required to submit bid assurance collateral in the form of cash or a letter of credit to each Company to support its bids.

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- 2.7. A participant presenting Proposals for multiple Projects and that elects to provide bid assurance collateral in the form of a letter of credit for a Company may present a single letter of credit to that Company for all its Projects. Similarly, a participant presenting Proposals for multiple Projects and that elects to provide bid assurance collateral in the form of cash for a Company may effect a single wire transfer to provide to that Company the required bid assurance collateral for all Projects.
- 2.8. If providing bid assurance collateral in the form of a letter of credit for a Company, the participant must either use the Standard Pre-Bid Letter of Credit for that Company provided as an appendix to the RFP Rules, or the Bidder must incorporate only those modifications to the Company's Standard Pre-Bid Letter of Credit approved by that Company and posted to the procurement website. There are two versions of the Standard Pre-Bid Letter of Credit for each Company: one version that would be submitted by the Issuing Bank as an electronic PDF by electronic means, and a second version that would be submitted by the Issuing Bank in hardcopy via overnight delivery.
- 2.9. A Pre-Bid Letter of Credit submitted by the participant will simply expire on the date stated as part of its terms.¹ A participant that posted cash as bid assurance collateral must submit a request to a Company for the return of cash.
- 2.10. The Procurement Administrator will provide a Bid Form in Microsoft Excel format to be used by the participant to submit a bid for each of its Projects.

¹ A participant can also use a Post-Bid Letter of Credit to satisfy any collateral requirements under the Indexed REC Contract. This is a separate letter of credit from the Pre-Bid Letter of Credit.

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- 2.11. The Part 2 Proposal consists of: (i) the completed online Part 2 Form; (ii) bid assurance collateral in the form of cash or Pre-Bid Letters of Credit; (iii) any other documents necessary to fulfill the Part 2 Proposal requirements; and (iv) the Bid Form, which is submitted separately from the other components of the Part 2 Proposal.
- 2.12. A schedule (subject to change) for the procurement event is available on the Calendar page of the procurement website: <https://www.ipa-energyrfp.com/calendar/>
- 2.13. Part 1 Proposals are received and processed during a specific timeframe, the “Part 1 Window”. The last day of the Part 1 Window is called the “Part 1 Date”. All materials for the Part 1 Proposals are due by 12 PM (noon) Central Prevailing Time (“CPT”) on the Part 1 Date. If the Part 1 Proposal is incomplete or requires clarification, the Procurement Administrator sends a deficiency notice to the participant with a deadline to address the deficiencies listed.
- 2.14. The Procurement Administrator notifies each participant whether each of its Projects has successfully completed the Part 1 Proposal and thus has qualified to proceed further in the RFP on the Part 1 Notification Date.
- 2.15. Part 2 Proposals are received and processed during a specific timeframe, the “Part 2 Window”. The Part 2 Window opens the day after the Procurement Administrator notifies participants whether their Projects are qualified. The last day of the Part 2 Window is called the “Part 2 Date”. All materials for the Part 2 Proposals, except the participant’s bids, are due by 12 PM (noon) CPT on the Part 2 Date. If the Part 2 Proposal is incomplete or requires clarification, the Procurement Administrator sends a deficiency notice to the participant with a deadline to address the deficiencies listed.

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- 2.16. The day bids are due is called the “Bid Date”. Bids are evaluated on the Bid Date. Bids will be received during a specific time window on the Bid Date (for example, between 10 AM and noon). The Procurement Administrator evaluates the bids of participants that successfully complete the Part 1 Proposal and the Part 2 Proposal.
- 2.17. A “bid” for a Project includes three (3) elements: a Strike price (\$/MWh), an annual quantity of RECs that the Project will deliver annually under the terms of the Indexed REC Contract (“full quantity”), and an annual minimum quantity of RECs that the participant is willing to accept as a partial award (“minimum quantity”). The annual full quantity of RECs for a Project is subject to a maximum, which is calculated based on the output of a facility and either: a 45% capacity factor for utility-scale wind Projects, or a 30% capacity factor for both utility-scale solar Projects and brownfield site photovoltaic Projects. A higher capacity factor may be used to calculate the maximum annual full quantity of RECs for a Project if the Bidder submits acceptable supporting documentation with the Part 1 Proposal.
- 2.18. The evaluation of bids proceeds independently for each Category. The evaluation for each Category proceeds in several steps:
- First, for a given Category, the evaluation of bids eliminates the bids with strike prices that fail to meet or beat the benchmark. Benchmarks are established by the Procurement Administrator, in consultation with the IPA, the Procurement Monitor, and the ICC Staff. The benchmarks are confidential and are subject to review and approval by the ICC.

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- Second, for a given Category, bids with strike prices that meet or beat the benchmark are ranked from lowest to highest in order of strike price and the lowest strike price is identified.
- Third, for a given Category, the following adjustment is made: if in the Part 1 Proposal, the Seller makes an Equity Eligible Commitment for the Project above the ten percent (10%) Minimum Equity Standard and is notified by the Procurement Administrator that all requirements related to such commitment have been met, then the strike price for such Project will be reduced by: one percent (1%) times the lowest strike price for that Category times the ratio of (a) the Equity Eligible Commitment (%) for that Project to (b) ten percent (10%). If in the Part 1 Proposal, the Seller commits to an Equity Eligible Commitment equal to the ten percent (10%) Minimum Equity Standard, then the strike price for such Project will not be reduced. A strike price that has been reduced as described in this third step is called an “adjusted strike price”.
- Fourth, for a given Category, bids are again ranked from lowest to highest in order of strike price incorporating adjusted strike prices, if applicable.
- Fifth, in order of strike price, or adjusted strike price, the full quantities of the Projects with the lowest strike prices, or adjusted strike prices, are selected until all Projects are selected or until selecting the Project with the next highest strike price, or adjusted strike price, (the “marginal Project”) would exceed the target for that Category. In the latter case, the difference between the target for that Category and the sum of the full quantities of the Projects already selected is calculated as the “remaining target” for that Category. If the remaining target is equal to or exceeds the minimum quantity for the marginal Project, the marginal

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Project is selected to meet the remaining target for that Category. Otherwise, the target for that Category remains unfilled.

- An example of the bid evaluation procedure will be provided in an appendix to the RFP Rules.

2.19. Within two (2) business days of the Bid Date, the Procurement Administrator will submit to the Commission a confidential report that will provide the results of the procurement event. Within two (2) business days of the Bid Date, the Procurement Monitor will submit to the Commission a confidential report regarding the results of the procurement event. The Commission will decide whether to accept or reject the results of the procurement event within two (2) business days of receiving the confidential reports from both the Procurement Administrator and the Procurement Monitor.

3. Draft Part 1 and Part 2 Proposal Requirements

3.1. Utility-Scale Wind Projects and Utility-Scale Solar Projects

The table below provides a list of requirements that are anticipated at this time for the Part 1 and Part 2 Proposals for utility-scale wind Projects and utility-scale solar Projects. The list of requirements for brownfield site photovoltaic Projects is provided in the following section. **This list is in draft form and is preliminary.**

Draft Part 1 Proposal Requirements for Each Utility-Scale Wind Project and Each Utility-Scale Solar Project	
Identification of the Parties	<ul style="list-style-type: none"> • Name of party submitting the Proposal (“Bidder”) and contact information for 1-4 individuals (“Representatives”). • Name of party who would be signing the Indexed REC Contract (“Seller”) and contact information for an officer of the Seller. • Bidder and Seller may be the same or different.
Project Information	<ul style="list-style-type: none"> • <u>Type of Project</u>: utility-scale wind Project or utility-scale solar Project • <u>Size</u>: in MW, AC rating. Only Projects with a nameplate capacity greater than 5,000 kW (AC rating) are eligible to participate. • <u>Commercial Operations Date</u>: Date at which the Project commenced or is expected to commence operations <ul style="list-style-type: none"> ○ Projects that started operations prior to June 1, 2017 are not eligible. • <u>Location and Site Description</u>: map of Project site and address. For a selected Project, the map and address are incorporated in the Indexed REC Contract. <ul style="list-style-type: none"> ○ All Projects in Illinois are eligible. ○ If a Project is located in a state adjacent to Illinois, evidence that the IPA has determined that the Project meets the public interest criteria in the Act and has been pre-approved by the IPA to be eligible for Illinois RPS compliance is required.

	<ol style="list-style-type: none"> 1. Chapter 4 of the 2022 Long-Term Plan describes the eligibility criteria and methodology for determining eligibility to meet the public interest criteria in the Act. 2. The evaluation spreadsheet to be completed and submitted to the IPA is available on the IPA's website, under the header Adjacent State Facility Eligibility. <ul style="list-style-type: none"> ○ Projects located in a state other than Illinois or a state adjacent to Illinois are not eligible. <ul style="list-style-type: none"> • <u>Interconnection point</u>: PJM, MISO, or utility • <u>Project Maturity</u>: <ul style="list-style-type: none"> ○ PJM interconnection: <ol style="list-style-type: none"> 1. The Project has completed the System Impact Study; or 2. Site control for an area of at least 40 acres times the Project size in MW (AC rating) for a utility-scale wind Project or an area of at least 4 acres times the Project size in MW (AC rating) for a utility-scale solar Project. ○ MISO interconnection: <p>If the Project is in the DPP-2020-Cycle 1 or a later study cycle:</p> <ol style="list-style-type: none"> 1. The Project has completed Definitive Planning Phase 1 (“DPP 1”); or 2. Site control for an area of at least 40 acres times the Project size in MW (AC rating) for a utility-scale wind Project or an area of at least 4 acres times the Project size in MW (AC rating) for a utility-scale solar Project. <p>If the Project is in a study cycle prior to DPP-2020-Cycle 1:</p> <ol style="list-style-type: none"> 3. The Project has a fully executed interconnection agreement; or 4. Site control for an area of at least 40 acres times the Project size in MW (AC rating) for a utility-scale wind Project or an area of at least 4 acres times the Project size in MW (AC rating) for a utility-scale solar Project. ○ Interconnection with a utility:
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	<ol style="list-style-type: none">1. The Project has a fully executed interconnection agreement; or2. Site control for an area of at least 40 acres times the Project size in MW (AC rating) for a utility-scale wind Project or an area of at least 4 acres times the Project size in MW (AC rating) for a utility-scale solar Project. <ul style="list-style-type: none">○ If documents are provided to show site control, then the following are required:<ol style="list-style-type: none">1. Supporting documentation of agreement with land owners (e.g. signed lease agreement, proof of land ownership, memorandum of understanding with land owner, letter of intent to lease the land, etc.);2. If this supporting documentation of agreement does not include the number of acres controlled by the land owner, corroborating documentation to verify the number of acres is required;3. Description of milestones that have been reached in Project development (e.g. interconnection application submitted, point of interconnection validated, etc.); and4. Additional information may be required depending on results of the evaluation. <ul style="list-style-type: none">● <u>Project Labor Agreement:</u><ul style="list-style-type: none">○ If construction activities began prior to September 15, 2021, these requirements do not apply.○ If construction activities for the Project have not yet begun, Seller certifies that the Project will be built by general contractors that entered into a project labor agreement prior to construction and acknowledges the requirements under the contract.○ If construction activities for the Project have begun (but not prior to September 15, 2021), Bidder must provide evidence that the project labor agreement and any amendments thereto for the Project has been filed with the Director of the IPA (evidence that the IPA has determined such documentation meets the requirements is due with the Part 2 Proposal, but may be provided with the Part 1 Proposal if already available).● <u>Minimum Equity Standard (“MES”) Requirement:</u>
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	<ul style="list-style-type: none">○ If the Project has already reached the Date of First Operation, MES requirements do not apply.○ If the Bidder qualifies as an Equity Eligible Contractor, as this term is defined in the Indexed REC Contract, the MES standard of 10% has been met. The Bidder will be required to provide a certification along with documented evidence.○ If the Bidder is not an Equity Eligible Contractor and construction is ongoing or has not yet started, the Seller must certify that the MES requirement will be met and 10% of the Project Workforce will be comprised of Equity Eligible Persons or Equity Eligible Contractors, as these terms are defined in the Indexed REC Contract. The Bidder must acknowledge the reporting requirements under the Indexed REC Contract.○ Whether or not the Bidder qualifies as an Equity Eligible Contractor, if construction has not yet started, the Seller may commit to an “Equity Eligible Commitment” greater than 10% in order to qualify for the bid evaluation price reduction described in paragraph 2.18 in the prior section of this document. In order to qualify, the Bidder must:<ol style="list-style-type: none">1. Confirm that Construction Activities, as the term is defined in the REC Contract, has not occurred for the Project.2. State the Equity Eligible Commitment (% greater than 10%)3. Provide a narrative plan including:<ul style="list-style-type: none">● a description of how Seller will meet the Minimum Equity Standard and a statement of intent to comply with equity accountability standards and to hire a diverse project workforce including Equity Eligible Persons and Equity Eligible Contractors;● projected number of workers related to construction activities up to the point of the Date of First Operation;● plans for the use of Equity Eligible Contractors, if applicable; Seller classification (i.e., Minority-owned, Woman-owned,
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	<p>Disabled-owned, Veteran-owned, Small Business, etc.), if applicable; and</p> <ul style="list-style-type: none"> • communication plan for local outreach to increase the utilization of Equity Eligible Persons and Equity Eligible Contractors <p>4. Provide letter(s) of intent or other documented evidence related to 50% of the Equity Eligible Commitment times the projected number of workers related to construction activities up to the point of the Date of First Operation. For example, if the Equity Eligible Commitment stated is 20% and the projected number of workers related to construction activities up to the point of the Date of First Operation is 100 workers than documentation related to 10 Equity Eligible Persons is required (100 * 20% * 50%)</p> <ul style="list-style-type: none"> • <u>Other requirement</u>: Cost of Project is not being recovered through regulated rates by the state of Illinois or any other state
<p>Seller Information</p>	<ul style="list-style-type: none"> • Legal name and address of the Seller • Seller must be formed as of the Part 1 Date • Credit ratings, if available, for Seller or guarantor of Seller
<p>Certifications by Seller</p>	<ul style="list-style-type: none"> • All information provided about the Project is true • Agree to the terms of the Indexed REC Contract • Agree that there will be no substitution of Project and that site will remain substantially as described in the Proposal • The Project is not a repowered facility • For a utility-scale solar Project, the Project was or will be installed by qualified persons in compliance with the requirements of Section 16-128A of the Act and any rules or regulations adopted thereunder. • Project is constructed by construction employees that have been paid at least the general prevailing rate as defined in Section 3 of the Prevailing Wage Act

Draft Part 2 Proposal Requirements for Each Project

<p>Quantity and Bid Assurance Collateral</p>	<ul style="list-style-type: none"> Indicate intended, non-binding, bid quantity for the Project on an annual basis Provide bid assurance collateral in the form of cash or a Pre-Bid Letter of Credit to each Company. Bid assurance collateral is a function of the Project size and is subject to a ceiling: <p>Table 1. Bid Assurance Collateral for Utility-Scale Wind.</p> <table border="1"> <thead> <tr> <th>Company</th> <th>Amount</th> <th>Ceiling</th> </tr> </thead> <tbody> <tr> <td>AIC</td> <td>\$1,600/MW</td> <td>\$1,900,000</td> </tr> <tr> <td>ComEd</td> <td>\$4,000/MW</td> <td>\$4,750,000</td> </tr> <tr> <td>MEC</td> <td>\$400/MW</td> <td>\$350,000</td> </tr> </tbody> </table> <p>Table 2. Bid Assurance Collateral for Utility-Scale Solar.</p> <table border="1"> <thead> <tr> <th>Company</th> <th>Amount</th> <th>Ceiling</th> </tr> </thead> <tbody> <tr> <td>AIC</td> <td>\$5,500/MW</td> <td>\$2,700,000</td> </tr> <tr> <td>ComEd</td> <td>\$13,000/MW</td> <td>\$6,800,000</td> </tr> <tr> <td>MEC</td> <td>\$1,000/MW</td> <td>\$500,000</td> </tr> </tbody> </table> <ul style="list-style-type: none"> If submitting cash, acknowledge the conditions under which the Company can draw upon the cash and provide draft instructions for the return of cash. 	Company	Amount	Ceiling	AIC	\$1,600/MW	\$1,900,000	ComEd	\$4,000/MW	\$4,750,000	MEC	\$400/MW	\$350,000	Company	Amount	Ceiling	AIC	\$5,500/MW	\$2,700,000	ComEd	\$13,000/MW	\$6,800,000	MEC	\$1,000/MW	\$500,000
Company	Amount	Ceiling																							
AIC	\$1,600/MW	\$1,900,000																							
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MEC	\$1,000/MW	\$500,000																							
<p>Certifications by Seller</p>	<ul style="list-style-type: none"> Bidding independently Commit to bids remaining valid until fourteen (14) days after Bid Date Agree to sign Indexed REC Contract within the required timeframe if Project is selected and bid is approved by the Commission 																								
<p>Additional Information</p>	<ul style="list-style-type: none"> <u>Project Labor Agreement Requirement</u>: Provide evidence that the IPA has determined that the Project Labor Agreement(s) and any amendments thereto meet the requirements under the IPA Act and the Project Labor Agreements Act. May, but is not required to, provide information needed to populate the Indexed REC Contract 																								
<p>Bid</p>	<ul style="list-style-type: none"> A bid for the Project includes: <ul style="list-style-type: none"> A Strike price (\$/MWh); 																								

	<ul style="list-style-type: none"> ○ A full quantity (an annual quantity of RECs that the Project will deliver annually under the terms of the Indexed REC Contract); and ○ A minimum quantity (the annual minimum quantity of RECs that the participant is willing to accept as a partial award). ● The annual full quantity of RECs is subject to a maximum, calculated as the multiplicative product of (a) the Project size in MW (AC rating), (b) either: a capacity factor of 45.0% for a utility-scale wind Project, or 30% for a utility-scale solar Project, and (c) 8760 hours. <ul style="list-style-type: none"> ○ A higher capacity factor may be used to calculate the maximum annual full quantity of RECs for a Project if the Bidder submits acceptable supporting documentation with the Part 1 Proposal.
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3.2. Brownfield Site Photovoltaic Projects

The table below provides a list of requirements that are anticipated at this time for the Part 1 and Part 2 Proposals for brownfield site photovoltaic Projects. **This list is in draft form and is preliminary.**

Draft Part 1 Proposal Requirements for Each Brownfield Site Photovoltaic Project	
Identification of the Parties	<ul style="list-style-type: none"> ● Name of party submitting the Proposal (“Bidder”) and contact information for 1-4 individuals (“Representatives”). ● Name of party who would be signing the Indexed REC Contract (“Seller”) and contact information for an officer of the Seller. ● Bidder and Seller may be the same or different.
Project Information	<ul style="list-style-type: none"> ● <u>Type of Project</u>: brownfield site photovoltaic Project ● <u>Size</u>: in MW, AC rating.

	<ul style="list-style-type: none">○ There is no minimum or maximum size requirement for brownfield site photovoltaic Projects.● <u>Commercial Operations Date</u>: Date at which the Project commenced or is expected to commence operations<ul style="list-style-type: none">○ Projects that started operations prior to June 1, 2017 are not eligible.● <u>Brownfield Definition</u>: Either:<ul style="list-style-type: none">○ Projects that meet the requirements under (1) of the definition of Brownfield site photovoltaic project in the Act and are interconnected to an electric utility, a municipal utility, a public utility, or an electric cooperative as defined by the Act and are regulated under a program listed (A) – (D)<ol style="list-style-type: none">1. Provide documentation that demonstrates the site is regulated under a program listed (A) – (D); and, if regulated under the IEPA’s Site Remediation Program, additional requirements to show actual blight or contamination prior to remediation2. Describe milestones in the development of the Project that have been reached to date including the status of remediation of the project site○ Projects that meet the requirements under (2) of the definition of Brownfield site photovoltaic project in the Act and are located at the site of a coal mine that has permanently ceased coal production, permanently halted any re-mining operations and is no longer accepting any coal combustion residues<ol style="list-style-type: none">1. Provide sufficient documentation to demonstrate that the Project site meets the definition. Sufficient documentation means all of: (1) a copy of the permit(s) for coal mining operation/operations including a copy of the reclamation plan approved by the Department of Natural Resources; (2) a copy of the Department of Natural Resources decision approving the permit(s); and (3) documented confirmation that reclamation Phases I, II, and III have been completed for the project site by providing evidence that the entirety of the performance bond for the project site has been released. Sufficient evidence of performance bond
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	<p>release at the completion of Phase III includes, but is not limited to, a screenshot from the Illinois Mine Permits map showing the Phase 3 Status is “Released” or other documentation, if appropriate.</p> <ol style="list-style-type: none"> 2. The documentation must cover the project site and does not need to cover the entirety of the site of the coal mine. <ul style="list-style-type: none"> • <u>Location and Site Description</u>: map of Project site and address. For a selected Project, the map and address are incorporated in the Indexed REC Contract. <ul style="list-style-type: none"> ○ A brownfield site photovoltaic project must be located in the state of Illinois. • <u>Interconnection point</u>: PJM, MISO, or utility • <u>Project Maturity</u>: <ul style="list-style-type: none"> ○ PJM interconnection: <ol style="list-style-type: none"> 1. The Project has completed the System Impact Study; or 2. Site control for an area of at least 3 acres times the Project size in MW (AC rating). ○ MISO interconnection: <p>If the Project is in the DPP-2020-Cycle 1 or a later study cycle:</p> <ol style="list-style-type: none"> 1. The Project has completed Definitive Planning Phase 1 (“DPP 1”); or 2. Site control for an area of at least 3 acres times the Project size in MW (AC rating). <p>If the Project is in a study cycle prior to DPP-2020-Cycle 1:</p> <ol style="list-style-type: none"> 3. The Project has a fully executed interconnection agreement; or 4. Site control for an area of at least 3 acres times the Project size in MW (AC rating). ○ Interconnection with a utility: <ol style="list-style-type: none"> 1. The Project has a fully executed interconnection agreement; or 2. Site control for an area of at least 3 acres times the Project size in MW (AC rating). ○ If documents are provided to show site control, then the following are required:
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	<ol style="list-style-type: none">1. Supporting documentation of agreement with land owners (e.g. signed lease agreement, proof of land ownership, memorandum of understanding with land owner, letter of intent to lease the land, etc.);2. If this supporting documentation of agreement does not include the number of acres controlled by the land owner, corroborating documentation to verify the number of acres is required;3. Description of milestones that have been reached in Project development (e.g. interconnection application submitted, point of interconnection validated, etc.); and4. Additional information may be required depending on results of the evaluation. <ul style="list-style-type: none">● <u>Project Labor Agreement:</u><ul style="list-style-type: none">○ If construction activities began prior to September 15, 2021, these requirements do not apply.○ If construction activities for the Project have not yet begun, Seller certifies that the Project will be built by general contractors that entered into a project labor agreement prior to construction and acknowledges the requirements under the contract.○ If construction activities for the Project have begun (but not prior to September 15, 2021), Bidder must provide evidence that the project labor agreement and any amendments thereto for the Project has been filed with the Director of the IPA (evidence that the IPA has determined such documentation meets the requirements is due with the Part 2 Proposal, but may be provided with the Part 1 Proposal if already available).● <u>Minimum Equity Standard (“MES”) Requirement:</u><ul style="list-style-type: none">○ If the Project has already reached the Date of First Operation, MES requirements do not apply.○ If the Bidder qualifies as an Equity Eligible Contractor, as this term is defined in the Indexed REC Contract, the MES standard of 10% has been met. The Bidder will be required to provide a certification along with documented evidence.
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	<ul style="list-style-type: none">○ If the Bidder is not an Equity Eligible Contractor and construction is ongoing or has not yet started, the Seller must certify that the MES requirement will be met and 10% of the Project Workforce will be comprised of Equity Eligible Persons or Equity Eligible Contractors, as these terms are defined in the Indexed REC Contract. The Bidder must acknowledge the reporting requirements under the Indexed REC Contract.○ Whether or not the Bidder qualifies as an Equity Eligible Contractor, if construction has not yet started, the Seller may commit to an “Equity Eligible Commitment” greater than 10% in order to qualify for the bid evaluation price reduction described in paragraph 2.18 in the prior section of this document. In order to qualify, the Bidder must:<ol style="list-style-type: none">1. Confirm that Construction Activities, as the term is defined in the REC Contract, has not occurred for the Project.2. State the Equity Eligible Commitment (% greater than 10%)3. Provide a narrative plan including<ul style="list-style-type: none">• a description of how Seller will meet the Minimum Equity Standard and a statement of intent to comply with equity accountability standards and to hire a diverse project workforce including Equity Eligible Persons and Equity Eligible Contractors;• projected number of workers related to construction activities up to the point of the Date of First Operation;• plans for the use of Equity Eligible Contractors, if applicable; Seller classification (i.e., Minority-owned, Woman-owned, Disabled-owned, Veteran-owned, Small Business, etc.), if applicable; and• communication plan for local outreach to increase the utilization of Equity Eligible Persons and Equity Eligible Contractors
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	<p>4. Provide letter(s) of intent or other documented evidence related to 50% of the Equity Eligible Commitment times the projected number of workers related to construction activities up to the point of the Date of First Operation. For example, if the Equity Eligible Commitment stated is 20% and the projected number of workers related to construction activities up to the point of the Date of First Operation is 100 workers then documentation related to 10 Equity Eligible Persons is required (100 * 20% * 50%)</p> <ul style="list-style-type: none"> • <u>Other requirements:</u> <ul style="list-style-type: none"> ○ Cost of Project is not being recovered through regulated rates by the state of Illinois or any other state. ○ Project may not be a community renewable generation project as defined in the Act. ○ Project must be entirely contained within the Brownfield site. <ol style="list-style-type: none"> 1. Project may be co-located with a facility on a greenfield site. This fact must be disclosed. The facility on the greenfield site may qualify as a separate utility-scale solar Project.
<p>Seller Information</p>	<ul style="list-style-type: none"> • Legal name and address of the Seller • Seller must be formed as of the Part 1 Date • Credit ratings, if available, for Seller or guarantor of Seller
<p>Certifications by Seller</p>	<ul style="list-style-type: none"> • All information with respect to the Project is true • Agree to the terms of the Indexed REC Contract • Agree that there will be no substitution of Project and that site will remain substantially as described in Proposal • The Project is not a repowered facility • Project was or will be installed by qualified persons in compliance with the requirements of Section 16-128A of the Act and any rules or regulations adopted thereunder.

	<ul style="list-style-type: none"> Project is constructed by construction employees that have been paid at least the general prevailing rate as defined in Section 3 of the Prevailing Wage Act 												
Draft Part 2 Proposal Requirements for Each Project													
Quantity and Bid Assurance Collateral	<ul style="list-style-type: none"> Indicate intended, non-binding, bid quantity for the Project on an annual basis Provide bid assurance collateral in the form of cash or a Pre-Bid Letter of Credit to each Company. Bid assurance collateral is a function of the Project size and is subject to a ceiling: <p>Table 2. Bid Assurance Collateral for Brownfield Site Photovoltaic Projects.</p> <table border="1" data-bbox="526 766 1096 982"> <thead> <tr> <th>Company</th> <th>Amount</th> <th>Ceiling</th> </tr> </thead> <tbody> <tr> <td>AIC</td> <td>\$5,500/MW</td> <td>\$175,000</td> </tr> <tr> <td>ComEd</td> <td>\$13,000/MW</td> <td>\$450,000</td> </tr> <tr> <td>MEC</td> <td>\$1,000/MW</td> <td>\$25,000</td> </tr> </tbody> </table> <ul style="list-style-type: none"> If submitting cash, acknowledge the conditions under which the Company can draw upon the cash and provide draft instructions for the return of cash. 	Company	Amount	Ceiling	AIC	\$5,500/MW	\$175,000	ComEd	\$13,000/MW	\$450,000	MEC	\$1,000/MW	\$25,000
Company	Amount	Ceiling											
AIC	\$5,500/MW	\$175,000											
ComEd	\$13,000/MW	\$450,000											
MEC	\$1,000/MW	\$25,000											
Certifications by Seller	<ul style="list-style-type: none"> Bidding independently Commit to bids remaining valid until fourteen (14) days after Bid Date Agree to sign Indexed REC Contract within the required timeframe if Project is selected and bid is approved by the Commission 												
Additional Information	<ul style="list-style-type: none"> <u>Project Labor Agreement</u> Requirement: Provide evidence that the IPA has determined that the Project Labor Agreement(s) and any amendments thereto meet the requirements under the IPA Act and the Project Labor Agreements Act. May, but is not required to, provide information needed to complete the Indexed REC Contract 												

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Bid	<ul style="list-style-type: none">• A bid for the Project includes:<ul style="list-style-type: none">○ A Strike price (\$/MWh);○ A full quantity (an annual quantity of RECs that the Project will deliver annually under the terms of the Indexed REC Contract); and○ A minimum quantity (the annual minimum quantity of RECs that the participant is willing to accept as a partial award).• The annual full quantity of Indexed RECs is subject to a maximum, calculated as the multiplicative product of (a) the Project size in MW (AC rating), (b) a capacity factor of 30%, and (c) 8760 hours.<ul style="list-style-type: none">○ A higher capacity factor may be used to calculate the maximum annual full quantity of RECs for a Project if the Bidder submits acceptable supporting documentation with the Part 1 Proposal.
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