

# Summary of Rate Case Filing Requirements

## GENERAL

	AR	IN	LA	MI	OH	OK	TN	TX (SPP)	TX (ERCOT)	VA	WV	FERC Generation	FERC Transmission
Time Limitations Between Cases	No	Yes	No	10 mths	No	No	No	Yes Note 7	Yes Note 7	Yes	No	N/A	N/A
Rates Effective Subject to Refund	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	No	No	No	N/A	N/A
Fuel Clause Renewal Frequency	Annually	Bi-Annually	Monthly	Annually	N/A	Annually	Annually	As Needed/ Threshold Note 12	N/A	Annually	Annually	N/A	N/A
Approx # of Months After Filing to Implement Rates	10	10 @ 50% if no order	4 Note 9	10	9	6	9	12 Note 11	12	10 Note 6	10	Less than 1	2
Approx # of Months After Filing Order Expected	10	10	4 Note 9	10	12	6	9	12	9	8	10	N/A	N/A

## NOTICE OF INTENT

	AR	IN	LA	MI	OH	OK	TN	TX (SPP)	TX (ERCOT)	VA	WV	FERC Generation	FERC Transmission
Prior PSC Notice Required?	Yes	Yes	No	Yes	Yes	Yes	No	Yes Note 8	Yes Note 8	Yes	Yes	No	No
Notice Period (days)	60-90	30	N/A	30	30	45	N/A	30	30	60	30	No	No

## CASE COMPONENTS

	AR	IN	LA	MI	OH	OK	TN	TX (SPP)	TX (ERCOT)	VA	WV	FERC Generation	FERC Transmission
Base Case Test Year	Partially Projected	Hist., Forecast or Hybrid	Hist. (Formula Rate)	Forecast Optional	Partially/ Fully Projected	Hist.	Hist.	Hist.	Hist.	Hist.	Hist.	Historical/ Forecasted	Forecasted
Post Test Year Adjustment Period (Months)	12	12	-	-	-	Min 6, no max	12	Note 10	-	3	12	-	True-up
Cash Return on CWIP	Partial	Limited Note 2	Partial Note 1	Yes	Limited	No Note 1	Yes	Limited Note 3	Limited Note 3	Yes	Note 5	Limited Note 4	Varies Note 4

Note 1: CWIP that is projected to be placed into service within six months post test year is included in rate base (for LA, under separate docket only). No CWIP in annual formula rates.

Note 2: CWIP is not included in rate base for a general rate case. However, for capital rider projects, the Commission may add CWIP to utility property for ratemaking purposes between rate cases via a surcharge. In addition, legislation (SB 251) was passed that will allow CWIP recovery through a tracker for Cook Life Cycle Management projects.

Note 3: Can request inclusion in rate base but requires a showing that it is needed to maintain financial integrity. The financial integrity standard in Texas is not clearly defined and has been essentially impossible to meet.

Note 4: General FERC rules allow for CWIP in rate base. AEP's generation formula rates and Joint Ventures Transmission rates include some form of partial or full CWIP recovery.

Note 5: CWIP recovery has been allowed in surcharges.

Note 6: The SCC is required to issue a triennial order within 8 months of filing. Rates are to be implemented 60 days after order and are not subject to refund. Depending on the nature of the RAC, the SCC has a statutory limit to issue decisions within 3 months for a transmission cost recovery RAC, 8 months for an environmental compliance, RPS-RAC or DR/EE-RAC and 9 months for cost recovery related to a new generating facility.

Note 7: Each investor-owned utility within and outside of ERCOT must file for a comprehensive rate review within 48 months of the order setting rates in its most recent comprehensive rate proceeding. Subject to extension by the Commission.

Note 8: Notice is sent to Municipalities within the jurisdiction but is not a filing with the PUCT.

Note 9: The 4 month timeframe applies to the Formula Rate Plan only. Does not apply to base rates.

Note 10: Post test year adjustments may be made for investments that represent 10% of rate base and are expected to be in service before rates go into effect.

Note 11: Rates are not implemented until a final order is received, approximately 12 months after filing. Once the order is received, new rates are retroactive to 155 days after the case was filed.

Note 12: The fuel clause may be revised on an as needed basis through a fuel factor filing in the months of May, September, or January, or it can be revised in a base rate case. The fuel clause may also be adjusted on an emergency interim basis if unforeseeable circumstances cause an under-recovery greater than the annual fuel cost on a rolling 12-month basis.