



2. Nevertheless, the Work Group was unable to reach consensus on all issues related to lessons learned, and the Commission found party positions unclear on certain other issues. Accordingly, the Commission issued Order No. 90401, which resolved certain contested issues, and directed Staff and BGE to appear with any other interested parties to comment at the conclusion of the Commission's November 22, 2022, Administrative Meeting, and to clarify the parties' positions regarding recommendations made in the Lessons Learned Report. In particular, the Commission sought clarification regarding pre-filing material and filing requirements for future BGE MRPs.<sup>2</sup>

3. At the November 22, 2022, hearing, BGE and Staff presented a consensus recommendation on lessons learned that resolved the issues highlighted in Order No. 90401. Specifically, BGE and Staff agreed that the pre-filing requirement was obviated by recently-passed Senate Bill 131, which amended Public Utilities Article ("PUA"), *Annotated Code of Maryland*, § 4-204 to authorize extension of the suspension period for up to an additional 90 days if the utility rate filing is for an alternative form of ratemaking, such as an MRP.<sup>3</sup> The Commission will therefore not require pre-filing material in BGE's next MRP. However, as discussed during the November 22 hearing, the Commission will remain vigilant regarding utility transparency in MRPs, and it may revisit this issue if future MRP experience demonstrates a need for pre-filing material.<sup>4</sup>

4. Regarding filing requirements, BGE and Staff presented a consensus recommendation on requirements for future MRPs, including billing determinants.<sup>5</sup>

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<sup>2</sup> See Order No. 90401 at 3, 7, and 12.

<sup>3</sup> Hr'g. Tr. at 9, 14 (Sikora); Hr'g. Tr. at 5-6 (Garofalo).

<sup>4</sup> See Hr'g. Tr. at 15-16, discussing the need to improve utility transparency regarding MRP filings, and BGE's response that "we're going to provide as much information as we can in our initial filing." Hr'g. Tr. at 15 (Sikora).

<sup>5</sup> Hr'g. Tr. at 9-10 (Sikora); Hr'g. Tr. at 8-9 (Hoppock).

Consistent with their respective presentations, on November 30, 2022, BGE filed the Minimum Filing Requirements for Baltimore Gas and Electric Company, which the company stated had been reviewed, and agreed upon, by the Case No. 9645 Work Group.<sup>6</sup> That document provides a consensus recommendation for BGE’s next MRP. The Commission hereby approves that document.

**IT IS THEREFORE**, this 23<sup>rd</sup> day of January, in the year Two Thousand Twenty-Three, by the Public Service Commission of Maryland, **ORDERED** that the Minimum Filing Requirements for Baltimore Gas and Electric Company (“BGE”) is approved and will be required for use in BGE’s next multi-year rate plan.

*/s/ Jason M. Stanek* \_\_\_\_\_

*/s/ Michael T. Richard* \_\_\_\_\_

*/s/ Anthony J. O’Donnell* \_\_\_\_\_

*/s/ Odogwu Obi Linton* \_\_\_\_\_

*/s/ Patrice M. Bubar* \_\_\_\_\_

Commissioners

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<sup>6</sup> Maillog No. 300339.