

MINUTES OF A MEETING
OF THE
ALABAMA PUBLIC SERVICE COMMISSION

HELD Tuesday, August 4, 2026

The August 2026 meeting of the Alabama Public Service Commission was held on Tuesday, August 4, 2026, in the Carl L. Evans Chief Administrative Law Judge Hearing Room Complex, 100 North Union Street, Montgomery, Alabama. Commission President Cynthia Lee Almond called the meeting to order at 10:00 a.m. with Commissioner Jeremy H. Oden and Commissioner Chris V. Beeker, III, present. The following staff members were also present: Luke Bentley, Chief Administrative Law Judge and Executive Director; Chad Mason, Administrative Law Judge; Samantha Sizemore, Attorney; Anthony Stewart, Legal Intern; Amanda Shehane, Utility Enforcement Division Director; Jonathan Kimbril, PSC Gas Pipeline Safety Division Director; Patricia Smith, Electricity Policy Division Director; Jeffery Johnston, Utility Services Division Director; Donald Powell, Public Utility Analyst Manager; Aquilla Spivey, Consumer Service Manager; William Partlow, Staff Accountant; Caleb Hicks, Communications and PR Manager; Tanya Champion, Matthew Singleton, LeAndre Wynn, and Ladavious Mitchell, Tashenma Lawrence, Public Utility Analysts; Aisha Smith, Technical Assistant to Commissioner Oden; Mary Caitlyn Montgomery, Technical Assistant to Commissioner Beeker; Kaitlyn Rayborn, Executive Assistant to Commissioner Beeker; Janey Whitney, Technical Assistant to Commissioner Almond; Hanna Lombardi, Executive Assistant to Commissioner Almond; Chalandra Betts, IT Technician; Dana Cheek, IT Programmer; Robin Bonney, Jerry Delancey, and Barbara Smith, Administrative Support Assistants; Devon D. Beaty, Secretary of the Commission.

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Commissioner Almond noted that the public was informed of today's Commission meeting by notice dated November 12, 2025.

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Commissioner Almond opened the meeting with prayer led by Commissioner Oden followed by leading the audience in the Pledge of Allegiance.

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Commissioner Almond opened the floor for a motion to approve the minutes of July 7, 2026, Commission Meeting.

Upon being motioned by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to approve the minutes.

UTILITY SERVICES DIVISION

Mr. Jeff Johnston reported for the Utility Services Division on Consumer Service Complaint Inquiries for the period of July 2026 as follows: Alabama Power Company had thirty-one residential and zero business inquiries, Spire Alabama had seven residential and zero business inquiries, and Spire Gulf had zero residential and zero business inquiries. There was a total of seventeen telecommunication inquiries, consisting of zero under Public Service Commission Complaint jurisdiction, twelve were referred to the companies since the complaint jurisdiction was waived, and five were not under Public Service Commission jurisdiction.

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Mr. Johnston reported on the following dockets:

Formal Dockets 18046 and 18328, Spire Alabama Inc., Division Report on Rate RSE as of June 30, 2026. Mr. Johnston reported on Rate RSE for Spire Alabama Inc., based on preliminary figures as of June 30, 2026, the projected RSE return on average common equity for the rate year ending September 30, 2026, was 9.85 percent. The authorized return on average common equity is 9.50 to 9.90 percent.

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Formal Docket 28101, Spire Gulf Inc., Division Report on Rate RSE as of June 30, 2026. Based on preliminary figures as of June 30, 2026, the projected RSE return on average common equity for the rate year ending September 30, 2026, was 9.82 percent which was below the authorized range and results in no adjustment to rates. The authorized return on average common equity is 9.70 to 10.30 percent.

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Docket 18046 and 18328, Application for Approval to Cancel the Accelerated Infrastructure Modernization (AIM) Program Tariff and recommended approval,

Upon motion by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendation for approval.

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Docket U-5225, Application for Approval of a Transportation Service Agreement with Vertex Refining Alabama LLC and recommended approval.

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation for suspension.

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GAS PIPELINE SAFETY DIVISION

Mr. Jonathan Kimbril reported for the Gas Pipeline Safety (GPS) Division Agenda on the following inspections during the month of June 2026.

Inspections

During the month of June, a total of sixty-six (66) inspections were conducted utilizing one hundred and forty-two (142) in person-days. The inspections are as follows:

		STANDARD INSPECTION	CONSTRUCTION	OPERATOR QUALIFICATION	PUBLIC AWARENESS	IMP / DIMP	CONTROL ROOM MGMT	INCIDENT / ACCIDENT	DRUG & ALCHOL	FOLLOW-UP	OTHER	
GAS PIPELINE SYSTEMS	PRIVATE		6							2		TOTAL
	MUNICIPAL	10	8	1					6	14		
	MASTER METER									2		
	LIQUID PROPANE (LP)											
	LIQUIFIED NATURAL GAS (LNG)		1									
	INTRASTATE TRANSMISSION	3							2	3		
	GAS GATHERING	1							1	1		
	OFFSHORE GAS											
LIQUID PIPELINE SYSTEMS	REFINED PETROLEUM PRODUCTS									2		
	CRUDE OIL									3		
	HVL FLAMMABLE / TOXIC											
	CARBON DIOXIDE											
	BIOFUEL											
TOTALS		14	15	1	0	0	0	0	9	27	0	66

Enforcement Actions

From the sixty-six (66) inspections shown above, eight (8) enforcement letters were issued citing a total of thirty-three (33) non-compliance items. Of the thirty-three (33) non-compliance items cited, twenty-nine (29) were issued for the first time, while four (4) were repeat violations that had been cited consecutively. During the month of June, thirteen (13) non-compliance items were corrected and verified by Gas Pipeline Safety.

Training

During the month of June, the Gas Pipeline Safety Division conducted two operator and contractor training sessions. Training sessions may address a single topic or combine multiple topics based on the specific needs of the operator or contractor. Topics may include polyethylene plastic fusion, fire response, and applicable regulatory requirements contained in the Code of Federal Regulations. These training efforts are designed to enhance public safety, improve regulatory compliance, and promote industry best practices.

- 6/10/2026 Calera Gas Department PE 27 Personnel Trained
- 6/24/2026 Mobile Pipe & Welding PE 35 Personnel Trained

Incidents/Accidents

During the month of June, the Gas Pipeline Safety Division received notification of two (2) potential incidents. Following the completion of the investigations, neither incident met the criteria for State or Federal reporting, and no reportable incidents under the Commission's jurisdiction were identified.

The notifications were initially reported to GPS by the operators while their investigations were ongoing. Upon completion of the investigations, GPS determined that the incidents were either outside the Division's jurisdiction or did not meet the applicable reporting thresholds. Therefore, neither incident was reportable to the State or to the Pipeline and Hazardous Materials Safety Administration.

- 6/3/2026 Florence Gas - The Florence Street Department accidentally damaged an aboveground stub-out service line owned by Florence Gas. The service line had been installed for anticipated future use. The damage

occurred while Street Department personnel were using a claw grapple to remove debris that had been piled near the edge of the property. The service line was concealed beneath the debris and was accidentally caught by the equipment. The incident was reported to the Gas Pipeline Safety Division because members of the media were present at the scene. This did not meet a reportable state incident.

- 6/19/2026 Southeast Gas - Operator reported that a valve was inadvertently left in the closed position during valve maintenance, resulting in a temporary loss of service to 52 customers. Once the issue was identified, the operator reopened the valve, notified affected customers, and began restoring service as customers became available for the required turn-on procedures. The operator determined that the incident involved a lapse in following established procedures. This did not meet a reportable state incident.

Miscellaneous

The Gas Pipeline Safety Division received a report from a private citizen concerning a gas odor at an apartment complex near 21325 Annadale Drive in Loxley, Alabama. The apartment complex does not receive natural gas service; however, GPS contacted Riviera Utilities and requested that the area be investigated.

A technician conducted a leak survey of the surrounding gas facilities and found a small leak in customer-owned piping at 21368 Annadale Drive, approximately 300 feet from the apartment complex. The customer was notified, and gas service was shut off until repairs could be completed.

The technician also conducted a migration investigation throughout the apartment complex and inside the apartment, from which the odor was originally reported, no natural gas was detected within the apartment or elsewhere in the complex.

During an expanded survey of the surrounding area, the technician identified a significant propane leak at a nearby business's propane-cylinder filling station, approximately 375 feet from the reporting apartment. The business was notified of the leak.

The Gas Pipeline Safety Division also attended the Alabama Natural Gas Association's Annual Conference. GPS delivered a presentation addressing anticipated federal code changes, proposed GPS rule changes, enforcement actions, and potential organizational changes at the Commission resulting from leadership transitions.

The presentation also included discussion of the GPS waiver process for operators under the Commission's jurisdiction and the if the Division would issue a state interpretation concerning regulator-station maintenance. Questions and areas of concern raised by attendees were addressed during the presentation.

The conference is primarily attended by upper-level management from natural gas operators. This provides GPS with an opportunity to communicate inspection findings, regulatory expectations, and the Division's positions directly to operator management personnel who may not normally be present during inspections.

UTILITY ENFORCEMENT DIVISION

Mrs. Amanda Shehane reported from the Utility Enforcement Division's report describing the major tasks, inspections and activities accomplished by its staff during the month of June 2026.

Railway Safety

The track inspection results below reflect activity by our Railway Safety (RWS) Staff in the field.

Rail Carriers Visited	Regular Track Inspections	Track Defects Identified	Violations Recommended	Track Miles Inspected	Track Turnouts Inspected
6	16	72	0	299	72

The table below reflects track safety observations in which one non-compliant conditions were identified. Twenty-two roadway workers, bridge workers, and practices were observed.

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
29	15	11	0

The data in the table below were collected from Motive Power & Equipment (MP&E) inspections performed on locomotives, freight cars, tank cars, and other railroad equipment.

Rail Carriers Visited	Regular Eqpt. Inspections	Defects Identified	Violations Recommended	Number of Units Inspected
4	7	153	0	278

The table below shows the Operating Practices (OP) inspections performed on railroad operations.

Rail Carriers Visited	Regular OP Inspections	Defects Identified	Violations Recommended	Eqpt. Securement Observed
5	8	3	2	9

The table below shows observations completed by the MP&E and OP Inspectors in which no non-compliant conditions were identified.

Air Brake Tests	Blue Flag Protection	End of Train Devices
0	0	0

The National Response Center (NRC) reported three incidents in June.

1. A pedestrian strike with fatal injuries in Scottsboro on NS.
2. An employee fatality from unknown causes (no accident reported) in Anniston on NS.
3. A crossing vehicle strike with unknown injuries in Bessemer on NS.

There were three complaints/incidents reported via telephone or email in June.

1. A blocked crossing complaint in Tuscaloosa on NS.
2. A blocked crossing complaint in Clanton on CSX.
3. A crossing vehicle strike with unknown injuries in Athens on CSX.

Staff participated in the annual Heart of Dixie Railroad Museum Rail Safety Day on June 5th in Calera. Presenters included members of public safety, including police and fire departments, Operation Lifesaver, suicide prevention, Alabama 811, Children's of Alabama, poison control, the Alabama Department of Mental Health, and many other safety-related organizations. This event hosted approximately 1,400 attendees. RWS staff hosted a booth and handed out railroad safety information.

Motor Carrier Services

The Motor Carrier Services (MCS) staff accomplished the following matters regarding state authority to operate as a motor carrier in Alabama with proof of insurance coverage:

Vehicle Registration Nos.	Intrastate Applications		NOL Processed/ Closed Intra Applications	Under Legal Division Review	New Authority Approved	Motor Carrier Authority Inquiries		
	Processed	Returned				Pho ne	E- mails	Others
14	4	0	1	5	8	73	86	34

MCS staff members handled the tasks shown below regarding insurance coverage, prepared correspondence that challenged incorrect filings, and addressed related inquiries:

Insurance Filings Received	Revocation Orders	Reinstatement Orders	Miscellaneous Actions	Letters Sent	Insurance Inquiries	
					Phone	E-mails
314	24	15	7	33	60	138

The MCS Section addressed the following Unified Carrier Registration (UCR) responsibilities:

UCR Applications		UCR Mailouts for 2026	UCR Audit Correspondence	UCR Inquiries	
Received	Returned			Phone	E-mail
0	0	12	12	18	10

As of June 30th, 8,258 Alabama carriers (89%) were registered for the 2026 UCR, leaving 974 unregistered. Our office received funds from the UCR Depository for May online payments processed through the National Registration System (NRS) from 234 carriers domiciled in Alabama and non-participating states.

Our office received one For Non-Profit (FNP) quarterly report for the second quarter of 2026 during the month.

A total of twenty-three 2025 annual reports were received from household goods and passenger carriers.

In June, two tariffs were rejected for formatting and rate

issues: a passenger tariff for Truecare Transportation Inc. (C4200) and a household goods tariff for DAS Service Company, LLC dba First Klass LLC dba First Klass Movers (pending). One tariff was received and accepted: a household goods tariff for DAS Service Company, LLC dba First Klass LLC dba First Klass Movers (pending).

During the month, a household goods carrier audit was completed for Triple A Furniture, Inc. dba AAA Moving & Storage (C3918). It was recommended that the carrier update its tariff to adjust its hourly rates for moves under 30 miles.

Staff participated in one passenger carrier hearing held during June for:

- Lake Martin Lift, LLC (C4198)

During June, staff completed the annual records review audit for Raiser, LLC (Uber).

ELECTRICITY POLICY DIVISION

Mrs. Patricia Smith reported on Formal Dockets 18117 and 18416; 18148 Division Report on Rate RSE and Rate ECR as of June 30, 2026. The Electricity Policy Division performed the regular monthly examination of the books and records of Alabama Power Company and found a 6.28% Weighted Return on Average Retail Common Equity for the 12 months ending December 31, 2026, and Energy Cost under recovered by \$11,114,375 for June 2026.

LEGAL DIVISION

Attorney Samatha Sizemore reported on the following docket from the Legal Division Agenda:

DOCKET 33480, Application of Application of SendaRide, Inc. d/b/a SendaRide for renewal of its permit to operate as a transportation network company ("TNC") in the State of Alabama and recommended approval.

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation for approval.

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Judge Chad Mason reported on the following dockets from the Legal Division Agenda:

DOCKET 33713, Application of 1st Choice Trucking LLC of White hall, Alabama, for a Certificate to transport household good and recommended granting of certificate and approval of tariff,

DOCKET 33718, Application of DAS Service Company, LLC d/b/a First Klass Movers, of Montgomery, Alabama, for a Certificate to transport household goods and recommended granting of certificate and approval of tariff,

DOCKET C-21555, Petition of Joy Boy Trucking LLC, of Birmingham, Alabama for reinstatement of Motor Carrier Certificate F5546 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage. Petitioner submitted documentation that showed their liability and cargo insurance required by law is now in effect and recommended reinstatement,

DOCKET 33614, Motor Carrier Permit 650 was transferred to K3C Transportation LLC, of Montgomery, Alabama, by Order dated November 4, 2025. Motor Carrier Permit 650 was revoked by Order dated July 7, 2026, for failure to make the required filings. K3C Transportation LLC has now met the requirement of the November 4, 2025, Order and recommended vacating the July 7, 2026, Order of Revocation and reinstating Motor Carrier Permit 650,

DOCKET C-21568, Petition of Southeastern Freight Lines, LLC d/b/a Southeastern Freight Lines, of Lexington, South Carolina, for approval of cargo self-insurance and recommended approval.

Upon being motioned by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendations.

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Judge Chad Mason reported on the following docket:

DOCKET 33710, Application for a Certificate of Public Convenience and Necessity to provide telecommunications services in the State of Alabama for Brightspeed Fiber Connection LLC. Hearing was held on July 29, 2026, in which staff participated and recommended approval.

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation for approval.

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DOCKET 33707, Show cause proceeding for Coosa Bend Apartments to address failures to adequately respond to the Gas Pipeline Safety

Division's notices of noncompliance with the Pipeline and Hazardous Materials Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations. On July 10, 2026, the Office of the Attorney General filed a motion to intervene. A hearing was scheduled for July 29, 2026. Prior to the hearing a settlement was reached. In lieu of a hearing, all parties went on the record to put forward the terms of the settlement and confirmed their agreement to the terms.

The terms of the settlement are as follows: (1) Coosa Bend agrees to be in full compliance within 60 days and (2) pay \$16,000 in fines within 90 days. The parties were made aware that a future hearing would be held in 120 days, if the terms of the settlement were not met and recommended approval of the settlement agreement.

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation for approval.

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Judge Chad Mason reported on the following docket:

DOCKET 33708, Show cause proceeding for Bonnie Doone Apartments to address failures to adequately respond to the Gas Pipeline Safety Division's notices of noncompliance with the Pipeline and Hazardous Materials Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations. On July 10, 2026, the Office of the Attorney General filed a motion to intervene. A hearing was scheduled for July 29, 2026. Prior to the hearing a settlement was reached. In lieu of a hearing, all parties went on the record to put forward the terms of the settlement and confirmed their agreement to the terms.

The terms of the settlement are as follows: (1) Bonnie Doone agrees to be in full compliance within 60 days and (2) pay \$25,000 in fines, which can be offset up to \$8,500 in compliance costs, within 60 days. The parties were made aware that a future hearing would be held in 90 days, if the terms of the settlement were not met and recommended approval of the settlement agreement.

Upon motion by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendation for approval.

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Judge Chad Mason reported on the following docket:

DOCKET 33679, J. Paul and Kitty Whitehurst, Complainants v. Alabama Power Company. A formal complaint was filed against Alabama Power Company on or about March 27, 2026. Complainants alleged Alabama Power Company has breached its duty to charge just and reasonable rates and requested that the Commission change the rates the Whitehursts pay to the Company. On or about April 28, 2026, Alabama Power Company filed its Motion to Dismiss, asserting that the allegations fail to demonstrate any violation or potential violation of law or Commission rule.

A hearing on the motion was held on June 15, 2026. At the hearing, the Complainants failed to provide sufficient basis for their claim. Further, the requested relief is not permitted by law and recommended dismissal of the Compliant

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation for approval.

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Chief Administrative Law Judge and Executive Director Luke Bentley IV reported on the following docket:

DOCKET 32382, Case No. 2026-1

Pursuant to the Certificate of Convenience and Necessity granted in Docket 32382, Alabama Power Company ("Alabama Power") has proposed the Clearview Ranch Project ("Clearview Project" or "Project") for evaluation and approval. The Project consists of a 200-megawatt solar photovoltaic generating facility paired with a 200 megawatt, two-hour duration battery energy storage system ("BESS") to be constructed in Macon and Bullock Counties, Alabama. The Project would be constructed, owned, operated, and maintained by Alabama Power. On July 2, 2026, Alabama Power submitted project information to Commission Staff and the Office of the Attorney General.

As part of this proposal, Alabama Power also requested approval of a project confirmation under the Master Contract for Renewable Subscription Program ("RSP") between Alabama Power and its customer Dotier, LLC ("Dotier"). Dotier has subscribed to 100% of the solar portion of the Project for a 20-year term, and Alabama Power will retire the associated environmental attributes on Dotier's behalf consistent with the subscription. The BESS portion of the Project is not allocated to Dotier under the RSP arrangement.

Commission Staff has reviewed the information provided by Alabama Power, issued data requests, reviewed Alabama Power's responses, and analyzed data supplied by Alabama Power in support of the proposed Project. The Staff's evaluation focused on the Project's eligibility under the Certificate; the expected positive economic benefit to customers; the RSP arrangement and its customer-specific contribution; the reasonableness of Alabama Power's avoided-cost analysis; and the projected system benefits associated with the BESS. Based on that review, Staff is satisfied that the Clearview Project meets the criteria specified in the Certificate and recommends approval.

Recommended: Staff from the Legal Division and the Electricity Policy Division recommend approval of the proposed Clearview Ranch Project, including the accompanying RSP Contract between Alabama Power Company and Dotier, LLC.

Upon being motioned by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendation.

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Chief Administrative Law Judge and Executive Director; Luke Bentley recommended approval of all items listed on the administrative agenda.

Upon being motioned by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendations.

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There being no further business, Commissioner Almond adjourned the meeting at 10:33 a.m.



Devon D. Beaty
Commission Secretary