

**PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON**

FILED

2026 AUG 19 P 3:02

At a session of the PUBLIC SERVICE COMMISSION OF WEST VIRGINIA
in the City of Charleston on the 19th day of August 2026.

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

CASE NO. 26-0633-E-GI

General Investigation into Adopting and
Implementing Rules Governing Electric
Generating Capacity Regulations.

COMMISSION ORDER

The Commission schedules a public comment hearing on September 28, 2026, beginning at 9:30 a.m., in the Howard M. Cunningham Hearing Room, Commission Headquarters, 201 Brooks Street, Charleston, West Virginia.

BACKGROUND AND DISCUSSION

On April 12, 2025, the West Virginia Legislature passed Enrolled Committee Substitute for House Bill 2014 (HB 2014), the Power Generation and Consumption Act, effective ninety days from passage, July 11, 2025, and required the Commission to propose rules for legislative approval in accordance with the provisions of W. Va. Code § 29A-3-1, et seq., to carry out its duties and obligations contained in the newly enacted W. Va. Code § 24-2-1d.

On July 20, 2026, the Commission initiated a general investigation to receive comments and recommendations regarding proposed rules governing the regulation of electric generating capacity requirements subject to the jurisdiction provided to the Commission pursuant to W. Va. Code § 24-2-1d.

The Commission established a comment period requiring that written comments and recommendations be filed with the Public Service Commission on or before August 10, 2026, and reply comments be filed on or before August 20, 2026. All comments and recommendations filed in this general investigation shall be submitted to the Commission's Executive Secretary, P.O. Box 812, Charleston, WV 25323.

In addition to the above comment period, the Commission will schedule a public comment hearing on September 28, 2026, beginning at 9:30 a.m., in the Howard M. Cunningham Hearing Room, Commission Headquarters, 201 Brooks Street, Charleston, West Virginia. Members of the public that wish to participate in the hearing through oral argument, witness testimony, or audiovisual presentation must notify the Commission by September 18, 2026. Participants

may submit additional comments, testimony, or written materials for presentation at the hearing. All additional comments, testimony, or written materials must be submitted to the Commission and filed in this case by September 23, 2026.

FINDING OF FACT

Given the comments already received in this matter, the Commission is interested in scheduling a public comment hearing to receive further comments and recommendations regarding the proposed rules governing the regulation of electric generating capacity requirements subject to the jurisdiction provided to the Commission pursuant to W. Va. Code § 24-2-1d.

CONCLUSION OF LAW

1. The Commission should schedule a public comment hearing in this matter.

ORDER

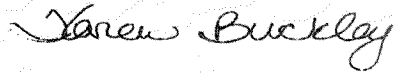
IT IS THEREFORE ORDERED that a public comment hearing will be held in this matter on September 28, 2026, beginning at 9:30 a.m., in the Howard M. Cunningham Hearing Room, Commission Headquarters, 201 Brooks Street, Charleston, West Virginia.

IT IS FURTHER ORDERED that members of the public who wish to participate in the hearing through comment or presentation, witness testimony, or audiovisual presentation must notify the Commission no later than September 18, 2026. Participants may submit additional comments, testimony, or written materials for presentation at the hearing. All additional comments, testimony or written materials must be submitted to the Commission and filed in this case by September 23, 2026.

IT IS FURTHER ORDERED that the Executive Secretary shall immediately publish a copy of this Order once in a daily newspaper of general circulation statewide and file proof of that publication upon receipt.

IT IS FURTHER ORDERED that the Commission Executive Secretary shall serve a copy of this Order and its attachments on all electric utilities in this State and the Consumer Advocate Division by electronic service if e-service agreements are on file, or by United States First Class Mail, and on Staff by hand delivery.

A True Copy, Teste,

A handwritten signature in cursive script that reads "Karen Buckley".

Karen Buckley, Executive Secretary

JAF/lch
260633ca

Public Service Commission of West Virginia

201 Brooks Street, P.O. Box 812
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August 19, 2026

All Electric Utilities Operating in West Virginia

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RE: Case No. 26-633-E-GI
General Investigation into Adopting and Implementing Rules Governing
Electric Generating Capacity Regulations.

Ladies and Gentlemen:

Enclosed is a copy of a Commission order issued today in the above-styled proceeding.
All other parties of record have signed an email agreement.

Documents submitted to the Public Service Commission of West Virginia may be 1) uploaded to its public website, 2) subject to public disclosure under the West Virginia Freedom of Information Act, and/or 3) subject to disclosure under the West Virginia Open Governmental Proceedings Act. Do not submit personal information with your filings. The Commission is not responsible for confidential or personal information included with your submission. A list of personal information is available here: http://www.psc.state.wv.us/Privacy_Policy/WhatisPII.htm

If you have provided an email address you will automatically receive notifications as documents are filed in this proceeding. The email notifications allow recipients to view a document within an hour from the time the filing is processed. If you have not provided your email address, please send an email to caseinfo@psc.state.wv.us and state the case number in the email subject field. **You are encouraged to file an Electronic Mail Agreement which allows the commission to serve all orders issued in this matter via electronic notification.**

Sincerely,



Karen Buckley
Executive Secretary

KB/jn
Enc.