



## Agenda

**OPPD Board of Directors – All Committees Meeting  
Tuesday, May 19, 2026  
CLOSED SESSION 8:00 A.M. - PUBLIC SESSION 10:00 A.M.**

*Conducted in person at BCBS, Aksarben Conference Room and virtually via WebEx audio/video conference. Public may attend remotely by going to [www.oppd.com/CommitteeAgenda](http://www.oppd.com/CommitteeAgenda) to access the WebEx meeting link or the public may attend in person at BCBS, 1919 Aksarben Dr –Wahoo Room Omaha, NE, which will be set up as a physical location to view the WebEx.*

	<b>TOPIC</b>	<b>TYPE</b>	<b>PRESENTER</b>	<b>TIME*</b>	
1.	<b>Chair Opening Statement</b>		Core	8:00	<b>A.M.</b>
2.	<b>Closed Session</b>			8:05	<b>A.M.</b>
	Executive Compensation Discussion	Discussion	Spurgeon	55	min
	Large Load Growth Customer Insights	Discussion	McAreavey	50	min
	<i>Break – Open WebEx to Allow Public to Join</i>			9:50	<b>A.M.</b>
3.	<b>Chair Opening Statement</b>		Core	10:00	<b>A.M.</b>
4.	<b>Safety Briefing</b>		Fernandez	10:05	<b>A.M.</b>
5.	<b>Committee Briefings</b>			10:10	<b>A.M.</b>
	Governance Pre-Committee (05/12/26)	Reporting	Spurgeon	5	min
	SM&NO Pre-Committee (05/04/26)	Reporting	Williams	5	min
	Customer and Public Engagement Pre-Committee (05/11/26)	Reporting	Howard	5	min
	Finance Pre-Committee (05/08/26)	Reporting	Moody	5	min
6.	<b>Financial Stewardship</b>			10:30	<b>A.M.</b>
	First Quarter 2026 Financial Report	Reporting	Underwood	15	min
	First Quarter 2026 Retirement Fund Report	Reporting	Underwood	5	min
	Update to Service Regulations	Action	Underwood	25	min
7.	<b>Oversight and Monitoring</b>			11:15	<b>A.M.</b>
	SD-3: Access to Credit Markets Monitoring Report	Action	Underwood	10	min
	Advanced Metering Infrastructure (AMI) Program Update	Reporting	Underwood	15	min
	SD-2: Rates – Policy Revision	Reporting	Underwood	25	min
	Nuclear Oversight Committee Quarterly Report	Reporting	Via	10	min
	New Generation and Transmission Update	Reporting	Via/Underwood	15	min
	Annual Health Plan Report	Action	Wheeler	10	min
8.	<b>Infrastructure Investment</b>			12:40	<b>P.M.</b>
	RFP 6239 – Resources for Metro Cable Replacements	Action	Via	5	min
	RFP 6240 – Resources for North Rural Cable Replacements	Action	Via	5	min
9.	<b>Governance and Board Matters</b>			12:50	<b>P.M.</b>
	Confirmation of Board Meeting Agenda	Action	Core	5	min
10.	<b>Opportunity for Public Comment on Items of District Business</b>		Core	12:55	<b>P.M.</b>
11.	<b>Adjournment</b>				

\* All times and duration are estimates. Please use the link below to find board agendas, materials and schedules. Board governance policies and contact information for the Board and Executive Leadership team also can be found at [www.oppd.com/BoardMeetings](http://www.oppd.com/BoardMeetings).

## PHYSICAL SAFETY CHECKPOINT

- Feeling Ill?
- Locate AED's, Exits, and First Aid
- Environmental Hazards
- Identify Help
- Active Shooter (Run, Hide, Fight)

## PSYCHOLOGICAL SAFETY CHECKPOINT

- Respect
- Healthy Conflict
- Multiple Perspectives
- Trust
- Culture of Curiosity

## CYBER SECURITY

### SEE SOMETHING, SAY SOMETHING

- The Sooner The Better
- Identify unknown phone number(s) or person(s) in virtual meetings



## CONTACT

**CENTRAL STATION:** 531-226-3700 for an emergency  
**SAFETY:** 531-226-7233 (SAFE) to report a safety issue  
**OPPD SERVICE DESK:** 531-226-3848  
**HUDDLE SPACE SECURITY:** 402-982-8200



## Pre-Committee Agenda

GOVERNANCE PRE-COMMITTEE MEETING  
 WEBEX VIDEOCONFERENCE  
 May 12, 2026, 8:00 – 9:00 A.M.

1. Safety Briefing (Wheeler – 1 min)
2. Prior Month Pre-Committee Action Items (DeSeure – 1 min)
  - a. Objective: Review and confirm prior pre-committee action items have been completed.
3. Executive Compensation Discussion (Wheeler – 30 min)
  - a. Objective: Understand the executive compensation process.
4. Ethics Reporting (Wheeler – 1 min)
  - a. Objective: Confirm with the Governance Committee Chair whether any ethics-related allegations have been reported or investigated.
5. Legislative Update (McAreavey – 20 min)
  - a. Objective: Deliver an update on legislative topics with potential impacts to OPPD.
6. Board Governance Workshop (Focht – 5 min)
  - a. Objective: Align on approach and next steps to August workshop.
7. Governance Committee Planning Calendar (Focht – 1 min)
  - a. Objective: Review and confirm items on the Planning Calendar.
8. Board Work Plan – Governance Committee Items (Focht – 2 min)
  - a. Objective: Review, discuss, prioritize and confirm items on the Board Work Plan.
9. Summary of Meeting (DeSeure - 1 min)
  - a. Objective: Summarize action items from committee discussion.

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ALL COMMITTEES – May 19, 2026

GOVERNANCE COMMITTEE	TYPE	PRESENTER	TIME	MINS
Governance Pre-Committee (5/12/2026)	Reporting	Spurgeon	5	min
Annual Health Plan Report	Action	Wheeler	15	min

Action Item	Board Assignment	ELT Lead	Priority	Board Resources	OPPD Resources	Status	Accepted	Start	Finish	Comment
Pilot a GP/BL monitoring process for 90 days and assess results.	Governance	Focht		Low	Low	On Track	08/29/24	09/16/25	08/30/26	Established a GP/BL monitoring calendar; will post policies between now and workshop in Diligent for review in advance of meetings; will assess this during annual workshop
Review Board policy survey feedback for potential refinements to GP-8: Board Committee Principles.	Governance	Focht				Not Started	08/28/25			Focht to work with Spurgeon on timing
Establish and execute a training plan to carry out GP-10: Board Training, Orientation. Will include, but not be limited to, strategic education and training	Governance	Focht				Not Started	08/28/25	01/06/26		Spurgeon and Moody established informal working group; will start in January and finish in March.
Establish shared understanding of role of OPPD's "Corporate Secretary;" review and recommend revisions to BL-4: Board-Corporate Secretary Relationship .	Governance	Focht		Medium	Medium	Not Started	08/29/24	02/17/26	05/21/26	To be reviewed in conjunction with GC



## Pre-Committee Agenda

SYSTEM MANAGEMENT & NUCLEAR OVERSIGHT  
PRE-COMMITTEE MEETING  
WEBEX VIDEOCONFERENCE  
May 4, 2026, 3:00 – 5:00 P.M.

1. Safety Briefing (Pohl – 1 min)
  - a. Objective: Promote awareness of current safety focus.
2. Prior Month Pre-Committee Action Items (Pohl – 1 min)
  - a. Objective: Review and confirm prior SMNO pre-committee action items have been completed.
3. Real Property & Land Management (Focht – 5 min)
  - a. Objective: Provide awareness of the Energy Plaza headquarters sale process including upcoming milestones and timeframe.
4. Utility Operations - Storm Readiness (Via – 15 min)
  - a. Objective: Provide an overview of OPPD's storm readiness including preparation activities, lessons learned and storm response plan overview.
5. Integrated System Plan Update (Underwood – 30 min)
  - a. Objective: Provide an update on various aspects of the Integrated System Plan.
6. Local Electric Grid Planning per Resolution No. 6744 (McAreavey – 30 min)
  - a. Objective: Discuss progress in response to Resolution No. 6744.
7. Board Work Plan – Systems Committee Items (Focht – 1 min)
  - a. Objective: Review the current board work plan.
8. Summary of Meeting (Pohl – 1 min)
  - a. Objective: Summary of committee action items.
9. SMNO Pre-Committee Open Discussion (Williams – 10 min)
  - a. Objective: Opportunity for the SMNO Pre-Committee Board members and ELT to discuss any topics brought forth.

\*\* Indicates topic that will be included on all committee meeting agenda.

Action Item	Board Assignment	ELT Lead	Priority	Board Resources	OPPD Resources	Status	Accepted	Start	Finish	Comment
Review Board policy survey feedback for potential refinements to SD-9: Integrated System Planning.	System Management and Nuclear Oversight	Underwood				Not Started	08/28/25			
Review Board policy survey feedback for potential refinements to SD-7: Environmental Stewardship.	System Management and Nuclear Oversight	Fleener				Not Started	08/28/25			Initiated in closed session in September
Discuss Board feedback and recommend any revisions to <i>BL-10: Delegation to the President and Chief Executive Officer – Real and Personal Property</i> to clarify Board’s intended role in future purchases or leases of real property for district use.	System Management and Nuclear Oversight	Focht		Low	Medium	Not Started	08/29/24			Focht to schedule a meeting with Dir. Williams and Bruckner



## Pre-Committee Agenda

### CUSTOMER AND PUBLIC ENGAGEMENT PRE-COMMITTEE MEETING WEBEX VIDEOCONFERENCE May 11, 2026, 4:00 – 5:05 P.M.

- 1) Safety Briefing (Jameson – 2 min.)
  - a) Objective: Promote awareness of current safety focus.
- 2) Prior Month Pre-Committee Action Items (Jameson – 1 min.)
  - a) Objective: Review and confirm prior pre-committee action items have been completed.
- 3) Governance and Board Policy Review: [BL-9 CEO Delegation – Legislation & Regulations & BL-14 CEO Delegation – Customer Products & CPE Services] (Howard – 5 min.)
  - a) Objective: Per the standing committee charter, a review of the GP's, SD's and BL's is required annually and ensures Board policy clarifies governance practices and accountabilities.
    - i) In light of the work of this committee, or the work facing OPPD, what part of each policy do you think is important to highlight?
    - ii) Is there any part of these policies that you would recommend for revision?
- 4) OPPD Strategic Direction Policy Refinement Survey – SD-11: Economic Development (Focht – 15 min.)
  - a) Objective: Provide a preview of the survey discussion in June.
- 5) Legislative Update (McAreavey – 15 min.)
  - a) Objective: Deliver an update on legislative topics with potential impacts to OPPD.
- 6) Advanced Metering Infrastructure (AMI) Update (McAreavey – 15)
  - a) Objective: Share lessons learned from the AMI Customer & Stakeholder Engagement work.
- 7) Board Work Plan – Public and Customer Engagement Committee Items (Focht – 1 min.)
  - a) Objective: Committee members review, discuss, prioritize and confirm items on the Board Work Plan.
- 8) Summary of Meeting (Jameson – 1 min.)
  - a) Objective: Summarize action items and identify topics for All-Committee review.
- 9) Customer & Public Engagement Pre-Committee: Open Discussion (Howard – 10 min.)
  - a) Objective: Provide an opportunity for the Customer & Public Engagement Pre-Committee Board members and ELT to raise and discuss any relevant topics.

\*Topics that will go to All-Committee meeting through CUSTOMER AND PUBLIC ENGAGEMENT.

\*\*Topics that will go to Closed Session during All-Committee meeting.

Action Item	Board Assignment	ELT Lead	Priority	Board Resources	OPPD Resources	Status	Accepted	Start	Finish	Comment
Identify any concerns regarding the direction provided by <i>SD-11: Economic Development</i> and determine if any changes should be made.	Customer and Public Engagement	McAreavey		Medium	Medium	On Track	08/29/24	03/09/26		Survey will be sent to Board and ELT per process; Discussion of results at May CPE meeting.



## Pre-Committee Agenda

### FINANCE PRE-COMMITTEE MEETING VIDEOCONFERENCE May 8, 2026 8:00 – 9:40 AM

- 1) Safety Briefing (de la Torre - 1 min)
  - a) Promote awareness of current safety focus.
- 2) Prior Month Pre-Committee Action Items (de la Torre – 1 min)
  - a) Objective: Review and confirm prior pre-committee action items have been completed.
- 3) First Quarter Financial Report (Underwood- 5 min)\*
  - a) Objective: Answer questions on the report of OPPD's financial results for the quarter ended March 31, 2026.
- 4) First Quarter Retirement Fund Report (Underwood- 1 min)\*
  - a) Objective: Answer questions on the report of OPPD's retirement fund results for the quarter ended March 31, 2026.
- 5) SD-3 Access to Credit Markets Monitoring Report (Underwood – 1 min)\*
  - a) Objective: Affirm monitoring report meets the Committee's expectations for reporting requirements and align on recommendation.
- 6) Service Regulation Updates (Underwood – 15 min)\*
  - a) Objective: Review the proposed changes to the Service Regulations.
- 7) SD-2 Discussion (Underwood – 40 min)
  - a) Objective: Review and discuss regional comparison target selection.
- 8) Local Electric Grid Planning per Resolution No. 6744 (McAreavey – 30 min)
  - a) Objective: Discuss next steps in response to Resolution No. 6744.
- 9) Board Work Plan – Finance Committee Items (Focht - 2 min)
  - a) Objective: Committee members to review and confirm items on the Board Work Plan.
- 10) Summary of Meeting (de la Torre- 3 min)
  - a) Objective: Summarize action items from committee discussion

\*Topics that will go to All-Committee meeting through Finance

Action Item	Board Assignment	ELT Lead	Priority	Board Resources	OPPD Resources	Status	Accepted	Start	Finish	Comment
Review Board policy SD-2: Rates for potential revision	Finance	Underwood		Low	Low	On Track	04/02/26	04/02/26		Evaluate whether the cluster of states used for the regional competitiveness percentage is the appropriate benchmark and whether the goal remains appropriate. (The District has improved regional competitiveness — 12% below, 15% below, and 18% below over the past three years — but has not seen comparable gains in national competitiveness — 27% below, 30.2% below, and 30.4% below over the same period. OPPD’s class average rates increased 6.3% in both 2025 and 2026 and are most recently anticipated to rise 5–9% through 2029.)



## Reporting Item

May 19, 2026

### ITEM

First Quarter 2026 Financial Report

### PURPOSE

Report the quarterly financial results to the Board of Directors

### FACTS

- a. The first quarter 2026 financial results are attached for review.
- b. Retail Revenue for the first quarter 2026 was \$400.5 million, which was \$32.2 million over budget. Off-system Revenue was \$77.0 million, which was \$37.2 million over budget. Other Income was \$44.6 million, which was \$3.2 million over budget.
- c. Operations and Maintenance Expense (less Fuel and Purchased Power) for the first quarter 2026 was \$149.5 million, which was \$6.7 million under budget. Fuel and Purchased Power Expense was \$188.7 million, which was \$36.6 million over budget. Other Expense was \$106.9 million, which was \$2.0 million over budget.
- d. Operating Income for the first quarter 2026 was \$112.3 million, which was \$53.2 million over budget.
- e. Net Income for the first quarter 2026 was \$77.0 million, which was \$40.6 million over budget.

### RECOMMENDED:

DocuSigned by:

*Bradley R. Underwood*

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Bradley R. Underwood  
Vice President and Chief Financial Officer

### APPROVED FOR REPORTING TO BOARD:

Signed by:

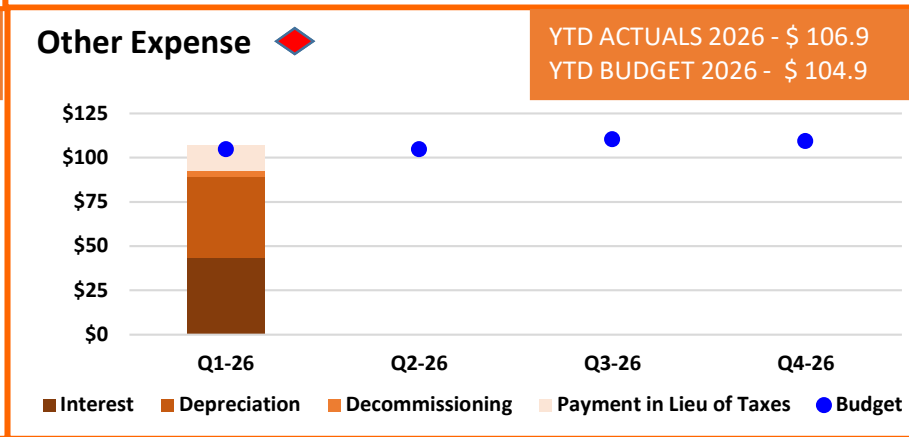
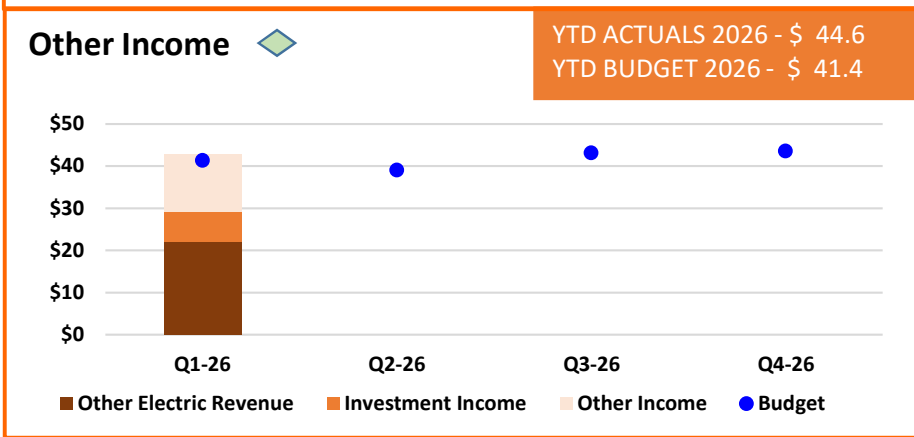
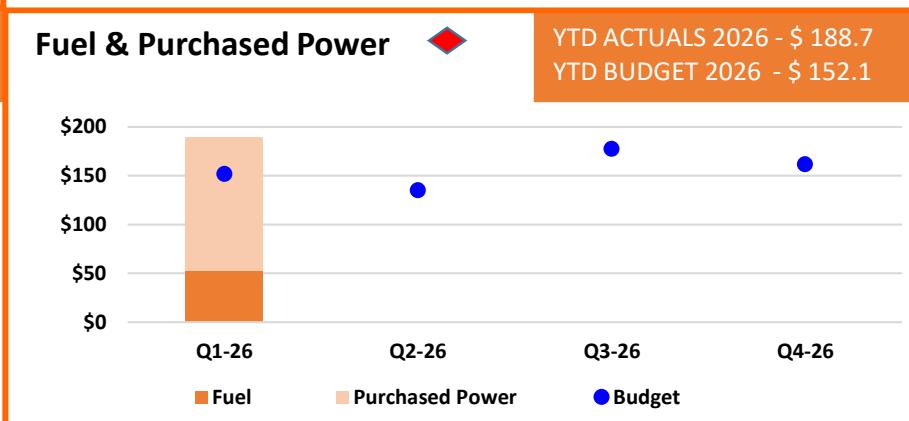
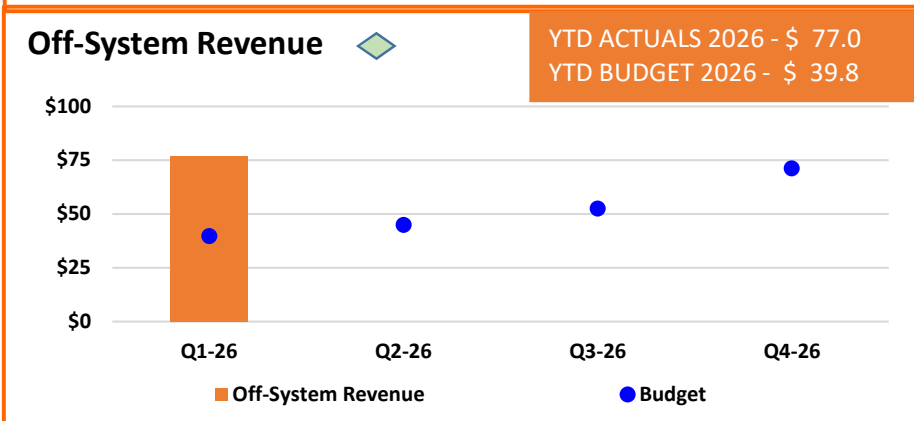
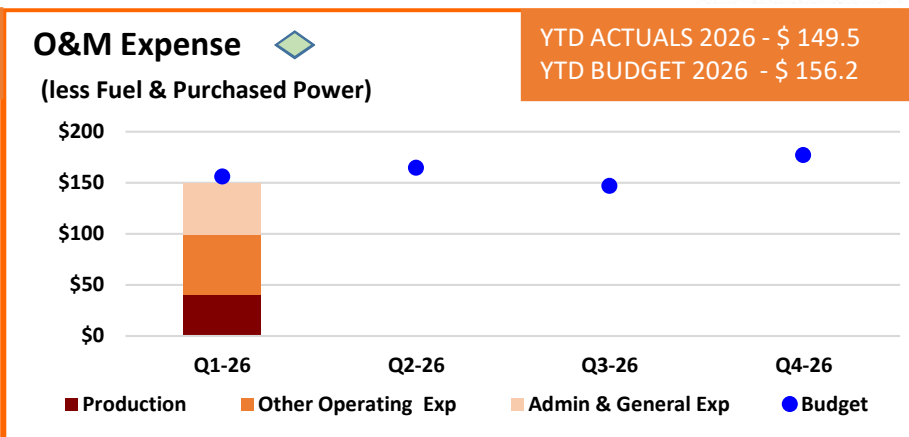
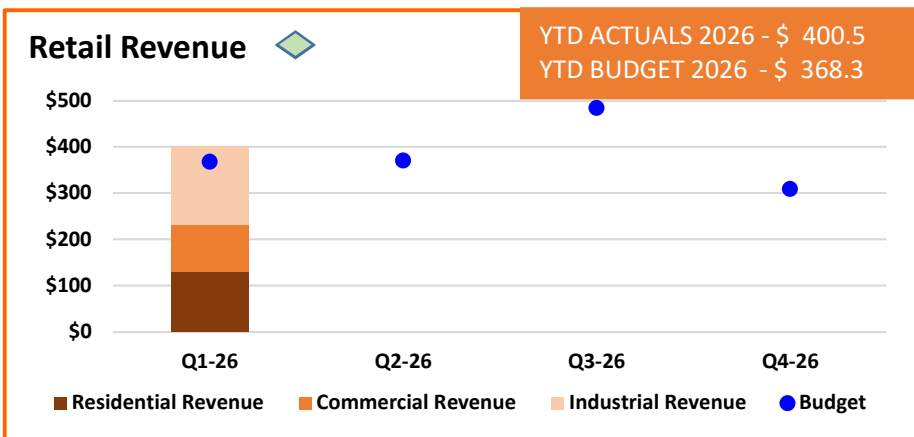
*L. Javier Fernandez*

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L. Javier Fernandez  
President and Chief Executive Officer

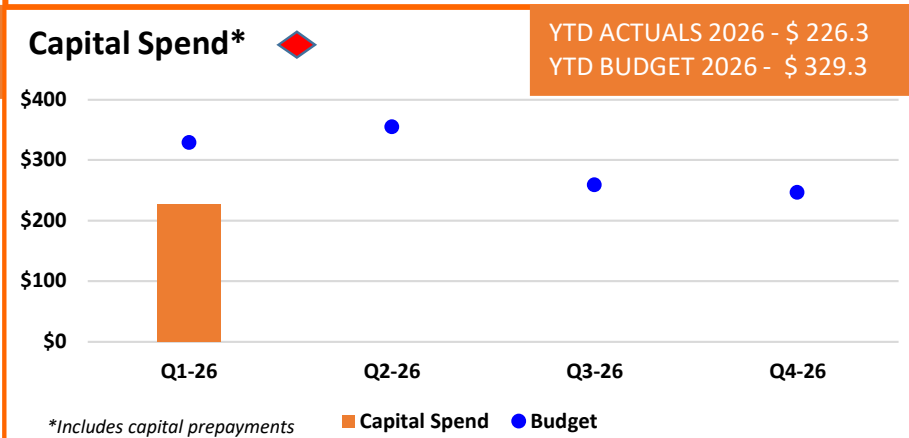
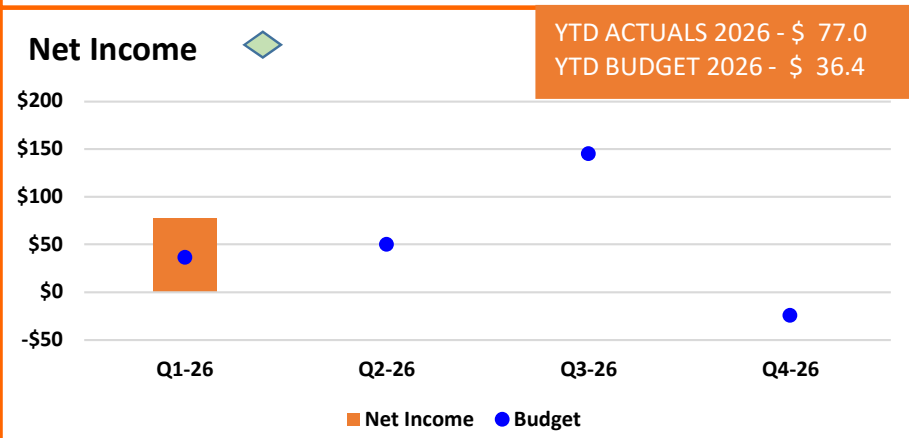
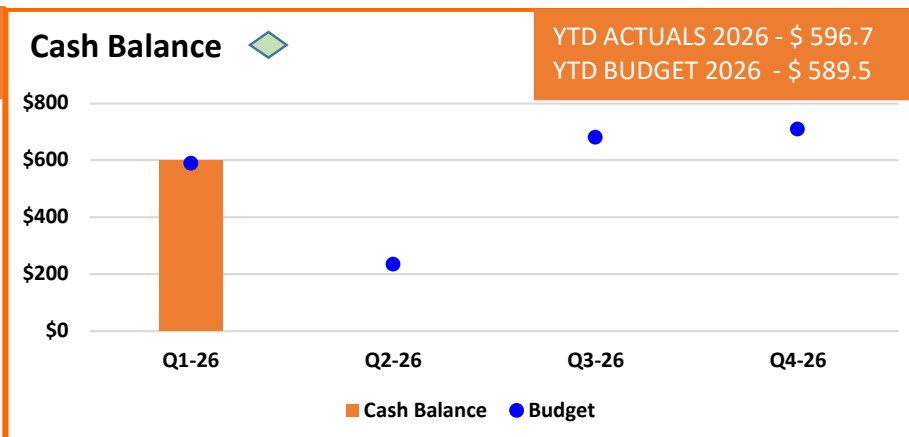
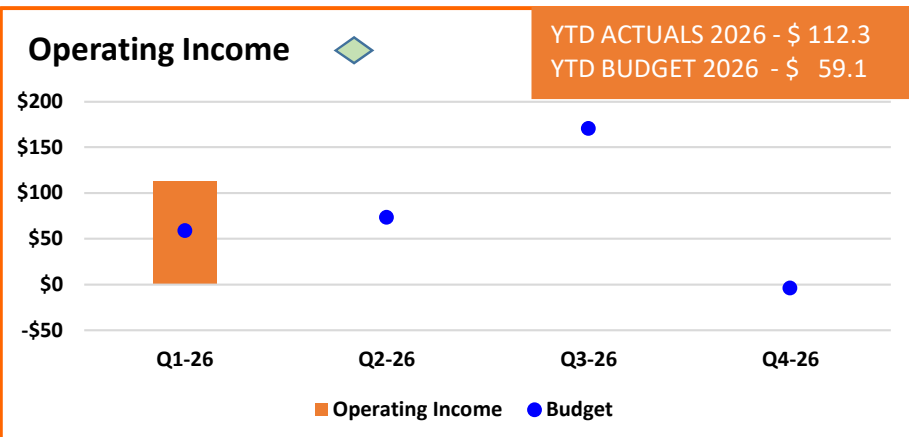
Attachment: Quarterly Financial Report (Graphs)

# Q1 2026 Results (\$ Millions)



◆ - Favorable     ◆ - Unfavorable

# Q1 2026 Results (\$ Millions)



## SD Impact:

### \* SD-2 Rates -

OPPD's 2024 average retail rate was 18.7% below the defined regional average based on 2024 data from the Energy Information Administration (EIA).

### \* SD-3 Access to Credit Markets -

The 12-month rolling debt service coverage ratio is 2.26 times through March 2026, and is forecasted at 2.0 times at year-end. The District's days of cash on hand is 200 days as of March 31, 2026.

## HIGHLIGHTS:

\* Retail revenues were over budget YTD by \$32.2 million, or 8.7%, primarily due to higher usage by industrial customers. Off-system sales were over budget YTD by \$37.2 million, or 93.0%, primarily due to higher than expected congestion hedging revenues and market prices during winter storm Fern. Other income was over budget by \$3.2 million, or 7.7%, primarily due to higher than expected renewable energy credit sales, which was partially offset by lower investment income from unfavorable fair market value adjustments.

\* O&M expense (less fuel and purchased power) was under budget YTD by \$6.7 million, or 4.3%, primarily due to lower than expected maintenance activity. Fuel and purchased power expense was over budget YTD by \$36.6 million, or 24.1%, primarily due to increased market prices particularly during winter storm Fern and higher purchase volumes. Other expenses were over budget YTD by \$2.0 million, or 1.9%, primarily due to higher interest expense from outstanding debt.

\* Operating income of \$112.3 million YTD was over budget by \$53.2 million due to the operating results addressed above. Net income of \$77.0 million YTD was over budget by \$40.6 million, which includes the impact of unfavorable investment income and interest expense.

\* Capital expenditures were under plan YTD by \$103.0 million, or 31.3%, primarily due to timing delays on project execution.

◆ - Favorable      ◆ - Unfavorable

Unaudited results.



# Reporting Item

May 19, 2026

ITEM

Retirement Plan – First Quarter 2026

PURPOSE

To Report the Retirement Plan Fund’s First Quarter 2026 Performance Results

FACTS

- a. The Retirement Plan Fund market value at the end of the first quarter was \$1.38 billion. This compares to the market value at the beginning of the quarter of \$1.40 billion. During the quarter, employee contributions were \$5.24 million and OPPD contributions totaled \$19.10 million. Benefit payments totaled \$29.92 million, and the investment market value (net of expenses) was -\$18.42 million.
- b. As of March 31, 2026, the Retirement Fund asset allocation was 55.0% Equity, 29.6% Fixed Income and 15.4% Alternative Assets, which is within the Investment Policy Guidelines approved by the Board.
- c. The Retirement Plan Fund sector performance (net of fees) was:

<b>Sector</b>	<b>Market Value</b>	<b>Quarterly Return</b>	<b>Index</b>
Domestic Equity	\$423,474,961	-2.7%	-2.1%
International Equity	\$337,399,374	-2.1%	-0.8%
Domestic Fixed Income	\$346,251,633	0.0%	-0.1%
Global Fixed Income	\$62,707,155	-0.9%	-1.1%
Private Real Estate	\$91,506,738	0.9%	1.2%
Private Credit <sup>(1)</sup>	\$118,371,643	2.0%	—
<b>Total</b>	<b>\$1,379,711,504</b>	<b>-1.3%</b>	<b>-0.6%</b>

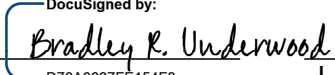
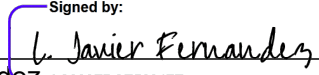
(1) Quarterly internal rate of return as of 12-31-2025 (return data not available for most recent quarter).

- d. Domestic Equity Composite returned -2.7%. Value led growth across the size spectrum while energy posted the highest U.S. sector return. Small and mid-cap stocks outpaced large caps. The International Equity Composite returned -2.1%. A stronger US dollar was a headwind for US-based investors. At the regional level, Japan, as well as other regions in the Pacific, and the United Kingdom posted positive quarterly returns, while Europe lagged.
- e. The Domestic Fixed Income Composite returned 0.0%. The U.S. Treasury yield curve shifted throughout the quarter. Credit spreads widened but remained historically tight. The Global Fixed Income Composite returned -0.9%. Markets declined during the quarter, reflecting rising global yields and currency volatility.

f. The Real Estate Composite returned 0.9%. Commercial real estate fundamentals were generally stable during quarter, but capital markets conditions remained the primary constraint on activity.

RECOMMENDED:

APPROVED FOR REPORTING TO BOARD:

<small>DocuSigned by:</small>  _____ Bradley R. Underwood Vice President and Chief Financial Officer	<small>Signed by:</small>  _____ L. Javier Fernandez President and Chief Executive Officer
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BRU: jap

- Attachments: Summary of OPPD Retirement Plan Assets  
OPPD Retirement Plan Total Assets – Annual Market Valuation Graph  
OPPD Retirement Plan Total Assets – Quarterly Market Valuation Graph

**SUMMARY OF OPPD RETIREMENT PLAN ASSETS  
AS OF MARCH 31, 2026**

**Manager Valuations, Distributions and Returns(\*)**

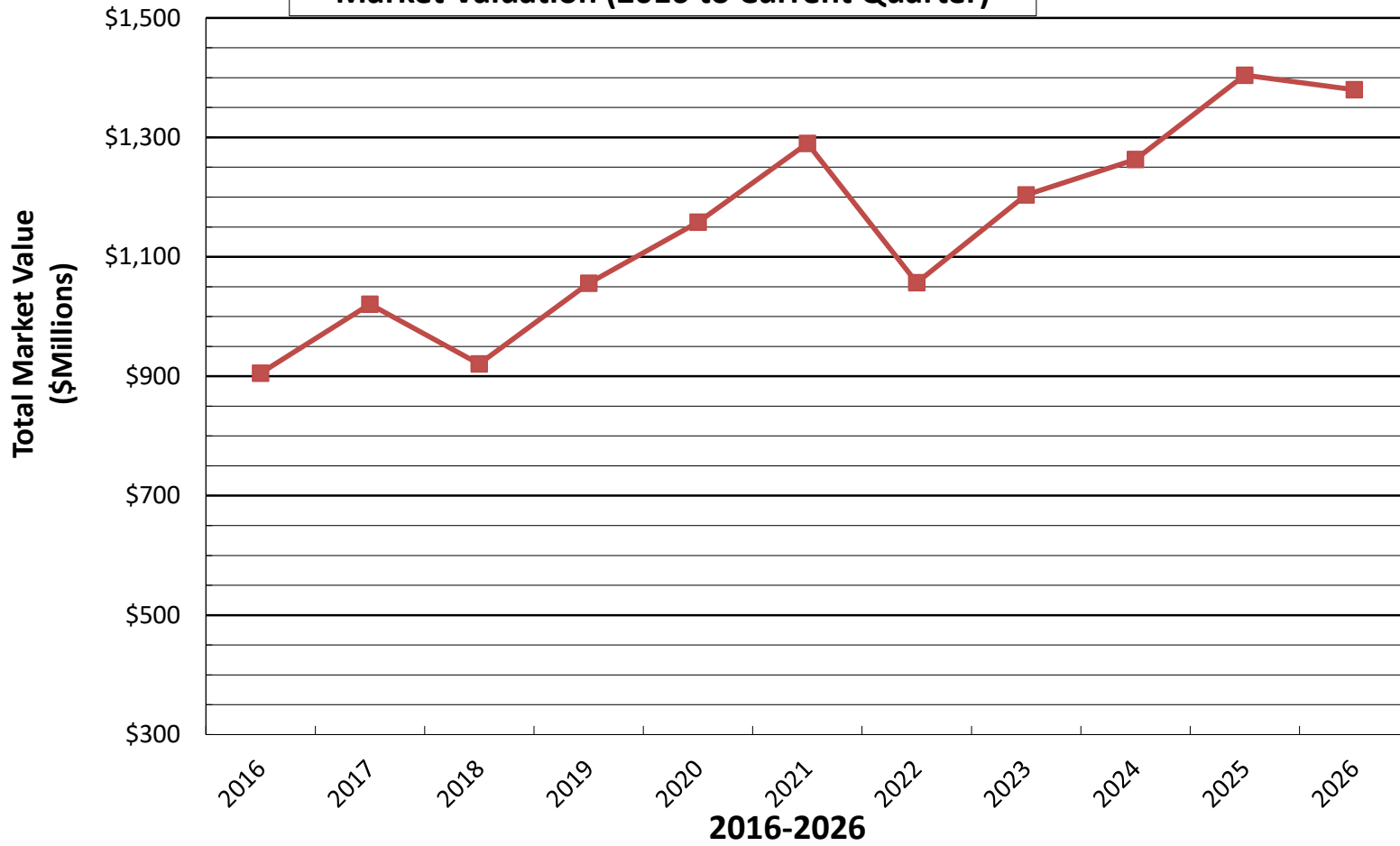
	FUND TYPE	TOTAL VALUATION	PERCENT OF FUND	NET OF FEES RETURNS		DIFFERENCE ABOVE/(BELOW) YTD INDEX	
				QUARTERLY	YEAR-TO-DATE		
<b><u>EQUITY MANAGERS:</u></b>							
<b>Domestic Large Capitalization</b>							
	State Street Global Advisors Russell 1000	Index/Core Equity	258,695,314.00	18.7%	-4.2%	-4.2%	0.0%
<b>Domestic Middle Capitalization</b>							
	Kayne Anderson Rudnick <sup>(1)</sup>	Core/Growth	74,990,741.00	5.4%	-3.7%	-3.7%	-6.2%
<b>Domestic Small Capitalization</b>							
	LSV Asset Management	Small Capitalization Value	45,403,580.00	3.3%	2.6%	2.6%	-2.4%
	Frontier Capital Management	Small Capitalization Growth	44,385,326.00	3.2%	3.2%	3.2%	6.0%
<b>International</b>							
	Global Apha Fund	Small Cap. International	46,728,163.00	3.4%	-8.0%	-8.0%	-6.7%
	MFS International Equity	International Equity	130,339,084.00	9.4%	-3.7%	-3.7%	-2.5%
	Acadian Emerging Markets <sup>(1)</sup>	Emerging Markets	160,332,127.00	11.6%	1.2%	1.2%	1.4%
Subtotal Equity			<b>\$ 760,874,335.00</b>	<b>55.0%</b>			
<b><u>FIXED INCOME MANAGERS:</u></b>							
<b>Domestic Bonds</b>							
	JP Morgan Investment Management	Investment Grade/Core	82,185,775.00	6.0%	0.1%	0.1%	0.2%
	Mackay Shields	Investment Grade/Core	45,800,866.00	3.3%	-0.3%	-0.3%	0.3%
	Reams Asset Management Company	Investment Grade/Core	86,080,843.00	6.2%	0.1%	0.1%	0.2%
	State Street Global Advisors - Bond Market Index	Investment Grade Index/Core	93,899,238.00	6.8%	0.1%	0.1%	0.1%
	State Street Global Advisors - TIPS Index	Investment Grade Index/TIPS	30,367,385.00	2.2%	0.4%	0.4%	0.1%
<b>International Bonds</b>							
	Stone Harbor Investment Partners L.P.	Emerging Markets	62,707,155.00	4.5%	-0.9%	-0.9%	0.2%
<b>Cash</b>							
	Trustee Cash Management Account	Cash & Cash Equivalents	7,917,526.00	0.6%	-2.0%	-2.0%	-2.8%
Subtotal Fixed Income			<b>\$ 408,958,788.00</b>	<b>29.6%</b>			
<b><u>ALTERNATIVE ASSETS MANAGERS</u></b>							
	Harrison Street Real Estate Capital	Private Real Estate	47,869,866.00	3.5%	0.7%	0.7%	-0.5%
	PGIM Real Estate	Private Real Estate	43,636,872.00	3.2%	1.2%	1.2%	0.0%
	Corbin	Private Credit <sup>(1)</sup>	21,397,072.00	1.6%	NA	NA	NA
	Neuberger Berman IV <sup>(2)</sup>	Private Credit <sup>(1)</sup>	81,063,420.00	5.9%	NA	NA	NA
	Neuberger Berman V <sup>(2)</sup>	Private Credit <sup>(1)</sup>	15,911,151.00	1.2%	NA	NA	NA
Subtotal Alternative Assets			<b>\$ 209,878,381.00</b>	<b>15.4%</b>			
<b>TOTAL</b>			<b>\$ 1,379,711,504.00</b>	<b>100.0%</b>	-1.3%	-1.3%	-0.7%
<b>Asset Allocation</b>							
EQUITY ALLOCATION			\$ 760,874,335.00	55.0%			
FIXED INCOME ALLOCATION			\$ 408,958,788.00	29.6%			
ALTERNATIVE ASSETS ALLOCATION			\$ 209,878,381.00	15.4%			
			<b>\$ 1,379,711,504.00</b>	<b>100.0%</b>			

(\*) Preliminary Data as of this report.

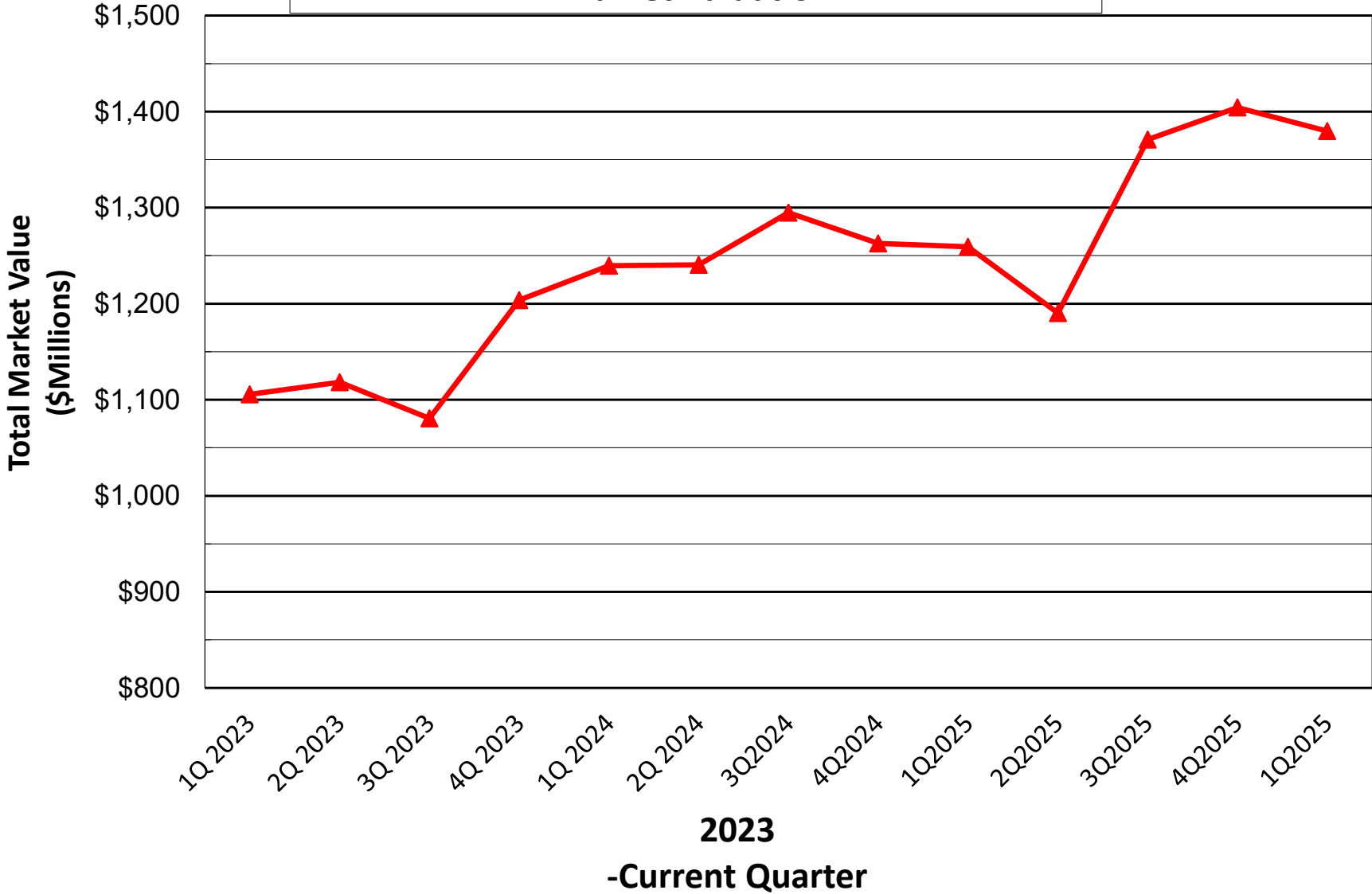
(1) Private Credit Managers have not reported 3-31-2026 return data as of this reporting.

(2) Multiple Neuberger Berman Funds are being used to maintain asset allocation targets.

**OPPD Retirement Plan Total Plan Assets - Annual  
Market Valuation (2016 to Current Quarter)**



**OPPD Retirement Plan Total Plan Assets - Quarterly  
Market Valuation**





## Action Item

May 19, 2026

### ITEM

Service Regulations Update

### PURPOSE

Submit revisions to the District's Service Regulations and Schedules to clarify OPPD and customer responsibilities for approval by the Board of Directors.

### FACTS

- a. The District is clarifying sections of the Service Regulations to ensure safe, unobstructed access to meters and other equipment.
- b. Clarify that meter locations may be inside or behind barriers if authorized personnel can reliably access them.
- c. Billing language clarifies property-owner responsibility for usage between tenant occupancies.
- d. Update Rider 470M to include Access to Meters.
- e. Clarify owners may not bill tenants based on metered usage; redistribution must be a fixed rent component unless units are individually metered.

### RECOMMENDED:

DocuSigned by:

*Bradley R. Underwood*

D76A6627FE164F8...

Bradley R. Underwood  
Vice President and Chief Financial Officer

### APPROVED FOR BOARD CONSIDERATION:

Signed by:

*L. Javier Fernandez*

AC399FDCE68247E...

L. Javier Fernandez  
President and Chief Executive Officer

BU:bh

### Attachment:

Exhibit A: Service Regulations - Red Line  
Exhibit B: Service Regulations – Clean  
Resolution



# Service Regulations & Schedules



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# OVERVIEW

## INTRODUCTION AND DEFINITIONS

### Introduction

Omaha Public Power District (OPPD) proudly provides affordable, reliable and environmentally sensitive energy services to Customers across a 13 county, 5,000 square mile service territory. Formed in 1946, OPPD is a public power utility and is governed by a publicly elected Board of Directors. The costs of providing service determines the Rates and Riders in this document.

These Service Regulations will guide both you and OPPD throughout your experience as a Customer, including the requirements of both OPPD to deliver and you to receive Electric Service. The OPPD Board of Directors has officially adopted these Service Regulations, and they may be revised, amended, superseded, or repealed at any time by the Board. Where applicable within these Service Regulations, reference will be made to additional OPPD documentation that provides more detailed requirements.

As a public power district in the State of Nebraska, OPPD has a defined Service Area and operates under applicable state laws, including the following:

### Statutory Authority

Section 70-655, Revised Statutes of Nebraska, as amended, states that the Board of Directors of the Omaha Public Power District shall have the power and be required to fix, establish, and collect adequate rates, tolls, rents, and other charges for electrical energy and for any and all other commodities supplied by OPPD, which rates, tolls, rents, and charges shall be fair, reasonable, nondiscriminatory, and so adjusted as in a fair and equitable manner to confer upon and distribute among the users and Customers of commodities and services furnished or sold by OPPD for the benefits of successful and profitable operation and conduct of OPPD's business.

Section 70-1017, Reissue Revised Statutes of Nebraska, 1943, as amended, states any supplier of electricity at retail shall furnish service, upon application, to any applicant within the Service Area of such supplier if it is economically feasible to service and supply the applicant. This "obligation to serve" requires OPPD to make substantial investments in generation, transmission, distribution, and other property, facilities, and equipment, and the economic feasibility of such investments are based on the principle that the rates and other charges for Customers requesting such service will recover the cost of such investments and confer on OPPD and its customers the "benefits of a successful and profitable operation and conduct" of OPPD's business, as provided in Section 70-655. This "obligation to serve" also means that the Customer has an obligation to purchase and pay for service from OPPD, during the operation of the Customer's facilities within OPPD's service territory, so that OPPD may recover the cost of the investments made to provide Electric Service.

## Using This Document

Customers have differing Electric Service requirements based on their usage. OPPD has several rate offerings varying in structure, price, and complexity available to Customers to meet their needs. This document provides the specific Board of Directors approved language for each of these Rates, Service Regulations, and Riders. Please note that capitalized terms used in the Service Regulations are defined in the Definitions section.

To make it easier to find information within this document, the three main sections of this document are described below.

- **SERVICE REGULATIONS**  
This section informs the Customer of rules and regulations required to receive Electric Service from OPPD.
- **RATE SCHEDULES**  
This section outlines the available rates that Customers may select for receiving service from OPPD based on their usage characteristics and equipment requirements. These Rate Schedules include the billing components that describe the rates, fees, and/or charges for Electric service received from OPPD. All Customers must be covered by one of these Rate Schedules per Point of Delivery.
- **RIDER SCHEDULES**  
This section outlines all Rider Schedules applicable to Customers who receive service on an OPPD Rate Schedule. Riders can be elective or required based on Customer's Electric Service requirements and usage characteristics. Riders are additional fees, credits, or other charges where applicable to Customers based on the outlined criterion.

## Understanding Billing Components

While there are multiple billing components, most rates have three primary billing components: Monthly Service Charge, Energy Charge, and Demand Charge. These components reflect the type of Electric Service provided to the Customer and are used to calculate a total electric bill. Not all rates have all three of these components and some rates have additional components based on their particular structure.

- **MONTHLY SERVICE CHARGE**  
This charge is a fixed amount required for a Customer to receive Electric Service. This amount does not vary with the amount of energy used. As an example, the Monthly Service Charge includes items such as Customer service, metering, and the infrastructure that connects a Customer to the electric grid.
- **ENERGY CHARGE**  
This charge varies based on the total amount of energy, measured in kilowatt-hours (kWh), used by a Customer over a particular time interval. As an example, this pays for items such as the fuel required to produce electricity and renewable energy purchases.
- **DEMAND CHARGE**  
This charge is based on the highest amount of power, measured in kilowatts (kW), required by a Customer at any particular moment in time. This charge covers costs to maintain infrastructure, such as power plants and transmission lines, whose sizing must meet all of OPPD's Customers' maximum usage year-round. For rates without Demand Charges, the Energy Charge covers these costs.

### Table of OPPD Rate Schedules and Applicable Rider Schedules

Customer Categories	Rate Schedules (subject to applicability)		Billing Components				Rider Schedules (subject to applicability, requirements, or other charges)
			Service Charge	Energy Charge	Demand Charge	Other	
<b>Residential Service</b>	<b>110</b>	Residential Service	●	●			355, 461, 483, 500
	<b>115</b>	Residential Conservation Service	●	●			355, 461, 483, 500
<b>Small General Service</b> (Less Than 1,000 kW)	<b>226</b>	Irrigation Service		●		●	355, 461, 483
	<b>230</b>	General Service Non-Demand	●	●			355, 461, 483, 500
	<b>231</b>	General Service – Small Demand	●	●	●		355, 461, 462, 464, 467 (E, H, L, V), 469, 469S, 483, 500
<b>Large General Service</b> (More than 1,000 kW)	<b>232</b>	General Service – Large Demand	●	●	●		355, 461, 462, 464, 467 (E, H, L, V), 469, 483, 484, 500
	<b>245</b>	Large Power – Contract	●	●	●		355, 461, 464, 467 (E, H, L, V), 469, 483, 484, 500
<b>Very Large General Service</b> (Transmission Interconnected)	<b>261M</b>	Large Power – High Voltage Transmission Level market Energy	●	●	●	●	355, 464, 467 (E, H, L, V), 483, 500
<b>Lighting Service</b>	<b>236</b>	Private Outdoor Lighting				●	461
	<b>350</b>	Municipal Service – Street Lighting				●	461
	<b>351</b>	Municipal Service – Traffic Signals and signs		●		●	461
<b>Municipal Service</b>	<b>357</b>	Municipal Service	●	●	●		355, 461, 484

Other relates to specific charges related to specific applications such as irrigation and lighting.

## DEFINITIONS

Auxiliary Generating Unit	A Customer operated generating unit that is used only to provide standby power to replace power normally supplied by a Primary Generating Unit.
Billing Demand	Demand as calculated in the Determination of Demand section and applied to the bill of a Customer who takes service under OPPD's Demand Rate Schedules.
Cogeneration	Concurrent production of electric energy and thermal energy used for heating or cooling purposes.
Curtailable Load	A Customer's Load contracted to be reduced during periods identified by OPPD.
Curtailable Customer	A Customer who has contracted to curtail Load according to the provisions of Rate Schedules 467, 467E, 467H, 467L or 467V.
Customer	Any person, partnership, association, firm, corporation (public or private), limited liability company, governmental agency, or other entity taking service from OPPD at a specific location, whether the service at that address is in their name or some other name.
Customer Owned Generation (COG)	Distributed Generation (DG) not owned and operated by a Nebraska electric utility, but typically owned and operated by a Customer of the utility.
Demand	The instantaneous rate at which energy is delivered to an electrical Load and measured in either kilowatts (kW) or kilovolts-amperes (kVA).
Demand Meter	The device(s) and any auxiliary equipment, including Demand registers, required to measure the Electric Service or to measure the 15-minute period of highest electrical energy consumption supplied by OPPD to a Customer at a Point of Delivery.
Demand Response (DR)	Customer adjustment or control of their electrical Load in response to a signal from the electric utility. Customers with DR capability are typically voluntary participants in special utility DR rate programs.
Demand Side Management (DSM)	See Load Management.
Distributed Energy Resource (DER)	Includes Distributed Generation (DG) and may generally include Load Management and Demand Response technologies.
Distributed Generation (DG)	Electric generation and/or Energy Storage technologies, generally characterized as 'distributed' in nature and interconnected to a utility distribution system at or near Customer Loads. DG may consist of one or more generators or resources. Energy sources used by DG to generate electricity may be from renewable or non-renewable sources.
Electric Service	The service by which OPPD supplies power to a Customer's Point of Delivery, either by overhead or underground wires.

Emergency Generating Unit	A Customer-operated generating unit that is normally only used during an outage of the Electric Service from OPPD, for testing, or during curtailment by a Curtailable Customer.
Energy Storage	Technologies, including but not limited to battery storage, capable of controlled charging and discharging of electrical or other forms of energy, which may be applied in a number of ways to interact with an electrical system.
Federal Holidays	An authorized holiday recognized by the United States government.
NERC Holidays	North American Electric Reliability Corporation (NERC) defined holidays which include New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.
General Service	Service to any Customer for purposes other than those included in the applicability provisions of the Residential Rate Schedules.
Load	Devices or appliances which consume electrical energy to power electronics or to produce light, heat, cooling, sound, motion/mechanical energy or other intended outcomes. Load can also refer to the cumulative electric energy consumed at any given point in time by a group of such devices or appliances.
Load Management	The process of adjusting or controlling a Customer's electrical Load to assist a utility in achieving a balance between its Customers' Demands and its electrical energy, as opposed to adjusting power station output to match the varying requirements of Customer Load. Also referred to as Demand Side Management (DSM).
Meter	The device(s) and any auxiliary equipment required to measure the Electric Service supplied by OPPD to a Customer at a Point of Delivery.
Owner	The person(s) having Ownership of the Premises or acting as an agent for the Owner.
Point of Delivery	The physical location at which OPPD supplies Electric Service to a Customer and which, unless otherwise agreed upon between OPPD and the Customer, shall be the point where OPPD's Service Wires are joined to the Customer's service terminals.
Power Factor	The ratio obtained by dividing the Customer's maximum kilowatt Demand by the Customer's maximum kilovolt-ampere Demand.
Premises	Building or tract of land identified in a deed stating the details of the conveyance of the property. For OPPD, the Premises details the location of building or tract of land at which Electric Service is supplied by OPPD.
Primary Generating Unit	A Customer-operated generating unit used to supply electrical Load within the Customer's facility, which operates in parallel to OPPD's system, and is not an Emergency Generating Unit.

Primary Service	Single-Phase or Three-phase service taken from OPPD's system at a standard available voltage above 11,000 volts, provided there is only one transformation involved from OPPD's transmission voltage (above 60,000 volts) to the service voltage.
Qualified Generator	Generators that qualify for net metering as set forth in the Nebraska Revised Statutes. Qualified Generators are interconnected, in accordance with an interconnection agreement, behind a Customer's service Meter located on the Customer's Premise with an aggregate nameplate capacity of 100 kW or less that uses as its energy source: methane, wind, solar, biomass, hydropower, or geothermal and is controlled by the generation owner.
Rate Schedule	Outlines the rate(s), fees, and charges for, or in connection with, Electric service received from OPPD.
Residential	House, trailer, apartment, flat or unit of a multi-family dwelling that is equipped with cooking facilities. Electric Service for one single-family dwelling may be served on a Residential Service Rate Schedule.
Rider Schedule	Outlines the rate(s), fees and charges used in conjunction with the Customer's electrical Rate Schedule. Rider Schedules can be optional or required based on Electric Service requirements.
Schedule	Rates, charges and other provisions under which service is supplied.
Seasonal Energy Efficiency Ratio (SEER)	The total cooling of a central air conditioner or heat pump in British thermal units (Btu) during its normal annual usage period for cooling divided by the total electric energy input in watthours during the same period as rated by the American Refrigeration Institute (ARI) Guide.
Secondary Service	Single-Phase or Three-Phase service taken from OPPD's system at a standard available voltage below 11,000 volts, provided the conditions defined under "Primary Service" are not applicable.
Service Area	The geographic area in which OPPD provides Electric Service.
Service Wires	The wires, owned by OPPD, connecting OPPD's distribution system to a Customer's service terminals.
Small Power Production	A facility with less than 80,000 kilowatts of installed capacity that produces electricity from such primary energy sources as biomass, waste, or renewable resources including wind, solar, geothermal, and hydroelectric energy.
Standby Service	Service to supply electrical energy to serve a Customer's Load that is usually served by the Customer's generating unit.



# SERVICE REGULATIONS

## STARTING SERVICE

### Application for Service

An applicant may make a written, verbal, or electronic application to OPPD for service(s) and will be required to provide the following information:

- Social security number, or
- Federal tax identification number

If the social security or federal tax identification numbers are unavailable, a birthdate in combination with verifiable, government-issued identification can be used.

OPPD may require proof of occupancy before application of service; additionally, the Customer may be required to pay a billed or unbilled debt, identified by OPPD as the applicant's responsibility, before the establishment of service.

OPPD relies upon the fact that the applicant is authorized to make the application, is acting in good faith, and is providing valid and accurate information. An applicant who fails to comply with this section may be denied service.

Upon application for service at a Premises, the Customer will be charged an activation fee. This fee will be included in the next monthly bill.

### Account Security

OPPD may require the Customer to maintain a cash deposit or other form of account security acceptable to OPPD that is deemed adequate by OPPD to secure payment of an account or accounts for Electric Service and related services.

### Application for Rate Schedules

The service supplied under the Rate and Rider Schedules is subject to the Service Regulations.

These Service Regulations shall apply to all services supplied by OPPD.

### **Residential Customers**

The following Rate and Rider Schedules are subject to a Residential Customer's selection:

- Rate Schedule Nos. 115
- Rider Schedules Nos. 355, 483, and 500

When a Residential Customer applies for service, they must indicate the Rate Schedule for which they are applying. If a Residential Customer is eligible to take Electric Service from OPPD under Rate Schedule 115, the Customer is responsible for the selection of that Rate Schedule, and it will not be applied retroactively. Any new Rate Schedule will become effective after the next Meter reading cycle.

Customers taking Electric Service as single-phase alternating current will be supplied at OPPD's standard voltages of 240 volts or less when All-Electric Service furnished under this Rate Schedule is measured by one Meter unless otherwise specified in the Service Regulations. Not applicable to shared or resale service.

**General Service Customers**

The following Rate and Rider Schedules are subject to a General Service Customer's selection:

- Rate Schedules Nos. 261M
- Rider Schedules Nos. 355, 469, 469S, 483, 484, and 500

Customers taking Electric Service as single-phase or three-phase alternating current will be supplied at OPPD's standard voltages, for all uses, when all the Electric Services at one location are measured by one Meter, unless the Customer takes emergency or special service as required by OPPD's Service Regulations. Not applicable to shared or resale service.

For the 2026 calendar year, all Small General Service (Rate Schedules 226, 230 and 231) and Large General Service (Rate Schedules 232 and 245) Customers must remain on their Rate Schedule of record as of January 1, 2026. Effective January 2027 these Customers will be moved, if necessary, to the appropriate Rate Schedule based on following revised Applicability standards that will be implemented at that time:

Rate Schedule	Applicability
226	This Rate Schedule is applicable to Owners of farms, or renters with the Owner's guarantee in rural areas.
230	This Rate Schedule is applicable to all General Service Customers throughout OPPD's Service Area that record an average actual monthly Demand of less than or equal to 50 kilowatts during the four (4) Summer billing months, June through September.
231	This Rate Schedule is applicable to all General Service Customers throughout OPPD's Service Area that record an average actual monthly Demand of greater than 50 kilowatts and less than or equal to 3,000 kilowatts during the four (4) Summer billing months, June through September.
232	This Rate Schedule is applicable to all General Service Customers throughout OPPD's Service Area that record an average actual monthly Demand of greater than 3,000 kilowatts and less than or equal to 10,000 kilowatts during the four (4) Summer billing months, June through September.

245	This Rate Schedule is applicable to all General Service Customers throughout OPPD's Service Area that record an average actual monthly Demand of greater than 10,000 kilowatts during the four (4) Summer billing months, June through September.
250	Eliminated effective January 1, 2026

After January 2027, OPPD will annually evaluate the actual monthly Demand of the four (4) Summer billing months for all General Service Customers at the conclusion of the June through September period. Customers, if necessary, will be moved to the appropriate Rate Schedule prior to the start of next calendar year based on the results of that evaluation. OPPD will provide Customers who will be moved to a new Rate Schedule a minimum of 30 days notice prior the change.

**SERVICE CONTRACT**

OPPD will supply Electric Service to a Customer under the terms and conditions of the applicable Rate Schedule(s) and Service Regulations. OPPD, at its discretion, may also require an individual service contract for a Customer's Electric Service. By accepting Electric Service from OPPD, the Customer agrees to comply with OPPD's Rate Schedule(s) and Service Regulations.

**Unlawful Use of Service**

For diversion of service as defined in Nebraska statutes, OPPD may pursue any or all civil or criminal statutory or common law remedies.

Tampering with, bypassing, altering, damaging, misusing or interfering with OPPD's Meter installation or its proper functioning will result in disconnection of service and prosecution under applicable laws. The Customer, at the applicable rate, will be liable for energy not recorded on the Meter, plus all expenses incurred by OPPD as a result of the unauthorized act(s).

**Refusal of Service**

OPPD may decline to service an applicant or Customer and disconnect services in certain situations such as:

- Failure to comply with these Service Regulations and/or with any applicable governmental regulations
- Installation is known to be hazardous or of such character that satisfactory service cannot be provided
- Refusal to meet account security requirements
- Presented fraudulent documentation or information to establish an account
- OPPD has discovered Meter tampering, theft or diversion of service
- The applicant has applied for service at a Premises where the previous Customer received service and is indebted to OPPD and:
  - The new application for service is made to assist the previous Customer evading or avoiding payment for the indebtedness or

- The previous Customer no longer occupies the Premises, but the applicant is found to have occupied the Premises and benefitted from service prior to the date of application and has refused to pay charges incurred during such occupancy

## CONDITIONS OF SERVICE

### Easements and ~~Right Of Way~~Legal Authority

~~The utility retains all rights granted under utility easements, which run with the property and permit access for the installation, maintenance, and operation of electric service equipment. Customer, without expense to OPPD, will make or procure the necessary easements, satisfactory to OPPD, for OPPD's lines, routes or extensions and all the equipment required to provide service to the Customer.~~

### Right of Access

~~The District or its authorized agents shall have the right of unobstructed and safe access to the Customer's Premises, at all times the District determines access is necessary, for the purpose of reading meters, tree trimming, removing or exchanging District Property, and installing, inspecting, testing, disconnecting or repairing District equipment.~~

### Customer Responsibility for Access

~~Customers, including landlords and property managers, are responsible for ensuring that:~~

- ~~• OPPD equipment, including Meters, are readily accessible to utility personnel~~
- ~~• Any gates, doors, or enclosures that restrict access are unlocked or utility personnel are provided with keys, codes, or other means of entry~~
- ~~• Pets or hazards that may impede safe access are properly managed~~

### Failure to Provide Access

~~If access to OPPD equipment, including the Meter, is denied or obstructed:~~

- ~~• The utility may issue, and customers shall pay, estimated bills based on historical usage~~
- ~~• The customer will be notified and given a reasonable opportunity to correct the issue~~
- ~~• Continued failure to provide access may result in disconnection of service, the imposition of an access charge, or both, in accordance with applicable regulations and required notice~~

### Tree Trimming

Customers shall permit OPPD to remove or trim trees and other vegetation, including the removal of limbs, to the extent that trimming is reasonably necessary to prevent interference with OPPD's transmission and distribution power lines and other electric equipment or to protect the safety of the Customer, the general public, or OPPD's property. Any trimming of trees and vegetation on the Customer's Premises that interfere with OPPD's Service Wires shall be the responsibility of the Customer and enforceable by OPPD as provided by law.

#### OPPD and Customer Roles and Responsibilities

OPPD will designate a point on the Customer's Premises where service will be delivered. Customer will provide and maintain adequate support and protection for attachment of OPPD's overhead or underground Service Wires on their Premises and will be responsible for any damages caused by the failure of or defect in such support or protection.

The Customer shall furnish if requested, suitable space on the Customer's Premises for OPPD's transformer equipment, as well as switching and capacitor equipment.

OPPD will furnish metering equipment required to measure the service supplied and will keep said equipment accurate within reasonable limits. The Customer will provide, without cost to OPPD, adequate space in a suitable location for OPPD's metering equipment.

Customer will secure all necessary permits for wiring on the Customer's Premises, will install such wiring in compliance with the National Electrical Code and all applicable laws, regulations, and ordinances, and will pay all inspection fees. OPPD will not be responsible for inspection of wiring on the Customer's Premises but reserves the right to require inspection before connecting service. OPPD may postpone the actual construction of its facilities to a Customer until Customer's wiring has been approved by the proper inspection authorities, has met OPPD's requirements, and is ready for connection to OPPD's system.

Unless otherwise agreed in writing, OPPD will retain title to all property installed or supplied by OPPD on a Customer's Premises and said property may be removed by OPPD at any time. The Customer will safeguard and provide adequate protection for OPPD's property (including poles, transformers and metering equipment) located on Customer's Premises and will maintain clear and safe access at all reasonable times. The Customer must keep the area around OPPD's equipment free of obstacles to facilitate OPPD operations and maintenance. This cleared area is to extend at least three (3) feet from each piece of equipment unless otherwise noted on the individual component.

#### Redundant Service

Customers taking Electric Service under any of OPPD's Rate Schedules will not receive redundant Electric Service at the Point of Delivery unless they are applicable and choose to take service under Rider Schedule No. 484 - Supplemental Distribution Capacity Rider.

#### Power Factor Equipment

OPPD reserves the right to measure the Customer's Power Factor. If the resulting measurement is less than the ratio specified in the Customer's applicable Rate Schedule, OPPD may require the Customer to provide facilities for OPPD to install kilovolt ampere metering. OPPD may increase the Customer's kilowatt Demand for billing purposes under the Customer's applicable Rate Schedule.

Customers with equipment or facilities having inherently low Power Factor

characteristics should consider installing additional equipment to improve the Power Factor to avoid an increase in their bills and minimize losses on their electrical system.

#### Electrical Problems Caused by the Customer

The electricity usage or equipment operations of any Customer shall not cause electrical disturbances or problems for other Customers. Disturbances or problems include but are not limited to: steady-state voltage excursions beyond recognized limits (the latest revision of ANSI C84.1), transient disturbances, magnetic field interference, stray current/voltage, radio frequency interference, and Customer-Generated harmonics exceeding recognized limits (the latest revision of IEEE 519). It is the Customer's responsibility to take corrective action to comply with all applicable standards or pay the costs incurred by OPPD to take appropriate corrective action as a result of an electrical disturbance or problem. Failure, inability or refusal to remedy or rectify OPPD's concerns to conform to such limits, within a commercially reasonable amount of time, may result in disconnection of service.

#### OPPD Responsibility

OPPD will supply Electric Service consistent with prudent utility practice and will endeavor to provide, but does not guarantee, uninterrupted service and is not responsible for any loss or damages sustained by a Customer as a result of outages on the system, including but not limited to service disruptions that are caused, contributed to, or exacerbated by:

- Weather
- Repairs or maintenance
- Alterations
- Unavailability of supply
- Conditions of Customer's Premises are dangerous to persons, property, or service to others
- Nonpayment by the Customer for amounts due
- Customer's failure to provide means of access for obtaining regularly scheduled readings of the Meter or for testing OPPD's equipment
- Customer's failure to protect OPPD's equipment from theft, abuse, or vandalism
- OPPD's actions to prevent fraud or abuse of OPPD property
- Outages caused by third parties or animal interference

Customer waives claim for, and hereby releases and discharges OPPD from claims for, and shall indemnify and save harmless OPPD from, any and all loss and damage arising from an interruption of service, including loss or damage caused by the negligence of OPPD. Customer further waives claim for, and hereby releases and discharges OPPD from claims for, and shall indemnify and save harmless OPPD from, any and all loss and damage arising from or on account of injury to persons (including death), or damage to property on the Premises of a Customer or under a Customer's control, unless such loss, damage, or injury is the natural, probable and reasonably foreseeable consequence of OPPD's negligence, and such negligence is the sole and proximate cause thereof.

#### Charge for Service

When a Customer applies for service which necessitates an extension of OPPD's

electric facilities to serve the Customer, OPPD reserves the right to collect from the Customer, in advance, part or all of the cost of such extension when:

- The anticipated revenue to OPPD is not in proportion with the cost of such extension
- The extension is required because of abnormal operating characteristics of the equipment to be operated by the Customer
- The extension is required for emergency or special services
- The extension is not the least cost means of providing such services

A charge will occur for each temporary overhead or underground single-phase service connection, consisting of Service Wires and a Meter. When more than Service Wires and a Meter are required, the Customer will pay for the work done by OPPD on a contract basis.

#### Charge for Re-Establishing Service

The charge for service and the reconnection charge required by OPPD's Service Regulations will not apply to the re-establishment of service after the destruction of the Customer's Premises resulting from explosion, fire, flood or storm. In such cases, the equivalent service will be re-established at the Customer's option at a temporary or permanent location. If the damaged Premises are repaired within a reasonable time, not to exceed two years, the charges defined will not apply when the Customer moves back to the Customer's original location.

#### Transfer of Service

Contracts or service with OPPD will not be assignable or transferable by the Customer without the written consent of OPPD.

#### RESALE, REDISTRIBUTION, OR EXTENSION OF ELECTRIC SERVICE

The resale, redistribution or extension of Electric Service will not be allowed in OPPD's service territory except under conditions identified in these Service Regulations.

The redistribution of electricity by a Customer from electric vehicle charging, truck stop, campground, or other similar plug-in power equipment will not be considered the resale of electricity as long as the charge for the plug-in service is not sold on a metered kilowatt-hour or kilowatt basis. The Customer is not prohibited from recovering the cost of the electric vehicle charging equipment or plug-in power equipment and related infrastructure.

Except as otherwise expressly allowed by these service regulations, an Owner or Customer is prohibited from charging a tenant or occupant for Electric Service based on the tenant's or occupant's electrical usage on a per kilowatt-hour basis. Electric Service supplied by OPPD to an Owner or Customer may be redistributed by an Owner or Customer to a tenant or occupant of the Owner's or Customer's Premises only when the amount the Owner or Customer charges the tenant or occupant for Electric Service is included as a part of the rent with no variation in the amount charged based on the actual amount of electricity used by the tenant or occupant. Otherwise, Electric Service must be supplied by OPPD directly to each tenant or occupant through OPPD's individual meters.

~~If the Customer is qualified to redistribute electricity to individual tenants, the Customer must ensure that the total electricity revenue recovered is no more than the total cost of electricity as billed by OPPD to the Customer.~~

This regulation does not apply to municipalities purchasing wholesale energy under power contracts.

#### TRANSFER OF DEMAND

Historical actual Demand will remain in effect on accounts where a rate change has been executed. All aspects of the new rate will be applied using the historical actual Demand data.

Historical actual Demand will remain in effect on accounts where a name change has been requested, and the Customer's tax identification number remains the same.

#### COMBINED RESIDENTIAL AND GENERAL SERVICE

A Customer in a single-family dwelling, parts of which are used for business purposes, may purchase service under a Residential Rate Schedule when the floor area of the part used for General Service purposes does not exceed 25% of the combined Residential and General Service floor area.

#### EXCEPTIONS TO "ALL SERVICE" REQUIREMENTS

Customers with a Rate Schedule that requires one Meter for all the Customer's services may maintain separate Meters in the following situations:

- When a Customer is required by law to provide separate wiring circuits for emergency lighting service, sprinklers or alarm systems, and this separate service cannot feasibly be metered with the remainder of the Customer's service
- When a Customer operates X-ray, welder or other equipment producing abnormal voltage fluctuations or other power quality issues, OPPD may require metering that equipment separately.
- When a Customer occupies two (2) or more spaces within the same building, where these spaces are separated by firewalls or intervening spaces, or are on different floors, and are not interconnected by private doors, passages, or stairways, separate Meters, as allowed by law, may be used for each space.

In each of the above cases, the separately metered special service shall be billed under an applicable Rate Schedule.

#### DISTRIBUTED ENERGY RESOURCE (DER) / DISTRIBUTED GENERATION (DG)

To ensure the safety of OPPD personnel and the public, and to protect the service of other Customers, a Customer who operates their own electric generating equipment and/or Energy Storage system is required to comply with all OPPD safety, metering, interconnection, and operation requirements. No connection will be made between generation and/or Energy Storage equipment and the service lines of OPPD without specific inspection and approval by OPPD. Any unapproved installation shall be grounds for immediate disconnection of OPPD's service.

OPPD will make its requirements for DER/DG compliance available upon request. OPPD requirements for compliant DER/DG interconnections are subject to change by OPPD.

Energy Storage systems can be applied and utilized by a Customer in a variety of ways. Depending upon how Energy Storage systems are installed and operated by a Customer, OPPD may interpret and consider Customer Energy Storage systems to be equivalent to generating units, or equivalent to other OPPD regulated equipment or activities, for all purposes in the application of OPPD Service Regulations. OPPD will also consider the operation of Energy Storage and the originating source of energy stored in determining Customer eligibility (or ineligibility) to participate in various OPPD rate programs.

Unless otherwise specified in the applicable Rate Schedule, the Customer will provide or reimburse OPPD for necessary grid or service modifications for the interconnection of generation or Energy Storage.

A Customer's failure to notify OPPD of the operations of units within the Customer's facility that meet the conditions of Rider Schedule No. 464 will result in:

- Application of the Excess Demand Charge as specified in Rider Schedule No. 464 to the combined nameplate rating of the units and,
- Retroactive billing of the Excess Demand Charge for the entire period such units were in operation.

## METERING

Metering equipment must be located on the exterior of new and rewired construction. OPPD may grant exceptions under certain circumstances.

### Location of Meters

Meters may be located:

- Externally on the structure (e.g., wall-mounted or pedestal-mounted)
- Internally within a residence or building
- Behind access barriers, such as fences, gates, locked enclosures, or other obstructions; provided, however, that authorized personnel obtain access

### Separate Billing for Each Meter

When a Customer requests OPPD to supply service to their Premises at more than one Point of Delivery, the service measured by the Meter at each Point of Delivery will be considered a separate service, and Meter readings will not be combined for billing purposes.

When it is impractical, uneconomical, or undesirable to a Customer to accept the standard OPPD single Point of Delivery service, then at the option of OPPD, multiple service(s) may be allowed. The Customer is required to compensate OPPD for the additional construction cost.

## Master Metering

Master metering is one Meter that measures consumption to more than one Premise and meets each of the following criteria:

- The Customer is responsible for the installation and maintenance of all distribution equipment required to serve the facility on the Customer's side of the master Meter
- Premises must be owned by the same person or entity. If commercial or industrial, the business must operate as one integral unit under the same name
- Services must be "single building" or "adjacent buildings"
- Service must feed all buildings at the same voltage

A "single building," as used in this regulation, refers to a freestanding facility. Buildings that are connected by a walkway that includes space used for offices or other retail service facilities are considered a single building. Buildings connected by walkways for pedestrian traffic only are not considered part of a single building.

"Adjacent buildings," as used in this regulation, includes directly adjoining buildings or buildings directly across a street, alley or other public way, but does not include buildings separated from the Customer's places of business by intervening structures. The adjacent buildings must be used to carry on parts of the same commercial or industrial business, and the business must operate as one integral unit under the same name. All such service is to be used by the Customer and served through one Meter.

The Customer will also be billed on the appropriate General Service Rate Schedule.

## Totalization of Meters

For Commercial and Industrial Customers who have multiple electrical Points of Delivery serving the Customer's facility, a Meter will be installed at each Point of Delivery. Totalizing across Meters to a Customer's facility to calculate the Customer's service costs will be allowed if the Customer's service design meets the following criteria:

- Customers requesting the totalizing of their Loads at multiple Points of Delivery must have the same Federal Tax ID #
- Service must be three-phase
- Service must serve building(s) at the same voltage
- Service must be a single building, or buildings that are directly next to each other on the same side of the street, with no other structures between them.

"Totalized" metering, as used in this regulation, involves the interconnection of all Customer Point-of-Delivery Meters through wiring, electronic communication, or merging of Meter readings in software to effectively create one metering system and one combined Customer account for billing purposes. The resulting metering system would read consumption, simultaneous peak Demand, and other characteristics for all Points of Delivery as a combined whole.

Customers who totalize their Load will be required to pay for the installed costs of the second service. For additional information regarding the totalization of individual Meters, please contact OPPD's Customer Service Department.

## Unmetered Service

Unmetered service is supplied only under the Rate Schedules providing municipal service for street lighting, traffic signals and signs, and private outdoor lighting.

Exceptions:

- *Emergency Sirens:* At OPPD's discretion, unmetered service may be supplied to governmental agencies for emergency sirens. The Customer will be billed monthly for the minimum charge under the applicable General Service Rate Schedules.
- *Other:* At OPPD's discretion, where the installation of metering equipment is impractical or uneconomical, and with the agreement of the Customer, unmetered service may be provided to Customers with fixed, permanently installed Loads. The monthly bills will be computed based on estimated kilowatt-hour use.

## BILLING

### Billing and Meter Reading

OPPD will normally read the Customer's Meter monthly. Bills will be generated using the applicable Rate Schedule at approximately one-month intervals based on the actual or estimated Meter reading. For all Customer's, the monthly billing period will usually be between 25 and 35 days. First and final bills for a service location or bills with less than 25 days or greater than 35 days will be prorated to reflect the number of days in that billing period.

When OPPD does not read the Meter, OPPD will issue an estimated bill. The Customer may be contacted to arrange a time for OPPD to read their Meter if there have been three (3) consecutive months of estimated Meter readings. All Meters will be read at least once every twelve (12) months.

### Taxes

OPPD is required to collect and remit sales tax per applicable law. The total of all charges for service under the Rate Schedules will include applicable existing state and municipal taxes, any new or additional taxes, or increases in the rates of existing taxes.

### Billing Terms and Conditions

The Customer's bill payment must be received on or before the due date designated on the bill or a late payment charge will be assessed. The late payment charge will be calculated as 4% of the billing components and any applicable taxes. Failure to receive a bill does not entitle the Customer to have the late payment charge waived. If a Customer's account becomes delinquent, the Customer is subject to OPPD's disconnection of service process, based on Nebraska Revised Statute 70-1605 or its successor, and all applicable fees; outlined in Rate Schedule No. 470 - General - Customer Service Charges.

OPPD has the right to transfer any delinquent bill balance to any other Premises or OPPD account for which the Customer is or becomes responsible in any manner, or any other Premises or OPPD account at or from which the Customer receives Electric Service. If a balance due for service at any previous address of a Customer is not paid

within 15 days after ending service at such address, the balance will become delinquent, and service at the current address covered by the account may be disconnected.

Service disconnected for delinquency will not be reconnected until all delinquent charges are paid or, at the discretion of OPPD, acceptable payment or account security arrangements are made.

#### Customer Disconnect and Reconnect at a given Premises within a 12-Month Period

In the event a Customer's service has been disconnected and has been reconnected within twelve (12) months of the service termination, the Customer will be charged the minimum monthly charge for the preceding twelve (12) months, or any part thereof.

#### Owner/Landlord Responsibilities

~~From the date of property acquisition, the Owner assumes responsibility for all Electrical Service usage at the premises, unless such service is actively billed directly to a tenant. The Owner will be responsible for interim service and associated charges at Premises when the Owner fails to disconnect utility service between tenancies. OPPD will bill the Owner for any unbilled usage. If the Owner wants the Electric Service disconnected automatically in the event an occupant or tenant terminates the Electric Service, the Owner must complete a Service Disconnection Form or a Landlord Contract Form and file it with OPPD. The Owner will be responsible for interim service at Premises when the Owner fails to disconnect utility service between tenancies. OPPD will bill the Owner for any unbilled usage. If the Owner wants the Electric Service disconnected automatically in the event an occupant or tenant terminates the Electric Service, the Owner must complete a Service Disconnection Form or a Landlord Contract Form and file it with OPPD.~~

#### Billing and Payment Options

*Payment Options:* Please see OPPD.com for billing and payment options. OPPD will accept bank card payments for several Rate Schedules. OPPD will not accept bank card payments for Customers on General Service Rate Schedules other than No. 226 and 230.

*Level Payment:* OPPD's Level Payment Plan will be made available to Customers receiving service on Rate Schedules Nos. 110, 115, 230 and 231 who have an acceptable payment history with the OPPD. The Customer must comply with the conditions of the regular Rate Schedule and any applicable rate riders. Customers served under Rate Schedules Nos. 230 and 231 are required to be an OPPD Customer for at least one year to qualify.

OPPD does not pay interest on Level Payment Plan accounts with credit balances. For Customers on OPPD's Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current month's level payment amount.

#### Determination of Billing Non-Demand or Demand

OPPD will utilize information provided by the Customer or obtained from the Customer's usage history or Meter to determine whether a Customer will be billed on a non-Demand or a Demand Rate Schedule. If Demand history is available for Customers moving from a non-Demand Rate Schedule to a Demand Rate Schedule, this Demand history will be used in determining the Customer's Billing Demand for future billing periods. If the Customer provides to OPPD, in writing, information that shows permanent changes in the type of electrical service required, at OPPD's discretion, the Customer may be moved to a non-Demand Rate Schedule for future billings.

#### Billing Adjustments

OPPD makes reasonable efforts to bill all utility accounts accurately. If errors occur, the error may result in over- or under-billing a Customer's account. Upon discovery of such an error, OPPD will begin the process of either billing the Customer for undercharges or crediting the Customer's account for overcharges, without interest. OPPD will back-bill a Customer or credit a Customer's account for no more than a four-year period.

OPPD will not adjust inaccurate Customer billing resulting from mislabeled Meter sockets or cross-wiring to a service within the building's electrical system. At OPPD's discretion, administrative costs associated with mislabeled Meter sockets or cross-wiring to a service may be charged to the Premises Owner.



# RATE SCHEDULES

**RATE SCHEDULE NO. 110**

Standard Residential Service

APPLICABILITY

This Rate Schedule is applicable to all Customers throughout OPPD’s Service Area who meet the criteria to be a Residential Customer as defined in the Service Regulations.

BILLING COMPONENTS

Monthly Service Charge: \$30.00 per month

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	11.937 cents/kWh	9.503 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: \$30.00

The minimum monthly bill is the monthly service charge. Any energy usage by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date. For Customers on OPPD’s Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current level payment amount.

ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 115**

**Residential Conservation Service**

**APPLICABILITY**

This Rate Schedule is applicable to all Customers throughout OPPD’s Service Area who meet the criteria to be a Residential Customer as defined in the Service Regulations. To qualify for this Rate Schedule, the Customer must meet each of the following:

- Have an electric heat pump in operation that has a Seasonal Energy Efficiency Rating of 14 or higher, with the heat pump installation passing OPPD’s size and efficiency tests, and
- Supply at least 50% of the space-conditioning requirements using the electric heat pump.

**BILLING COMPONENTS**

Monthly Service Charge: \$30.00 per month plus,

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	10.189 cents/kWh	8.738 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: \$30.00

The minimum monthly bill is the monthly service charge. Any energy usage by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date. For Customers on OPPD’s Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current level payment amount.

**ADMINISTRATIVE**

Schedule Period

This Rate Schedule will be available for a minimum of five (5) years. Availability beyond five (5) years will continue until the termination of the heat pump program and the last Customer to qualify for this Rate Schedule completes the minimum five (5) year availability.

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 226**

Irrigation Service

APPLICABILITY

This Rate Schedule is applicable to Owners of farms, or renters with the Owner's guarantee, in rural areas.

OPPD reserves the right to collect from the Customer in advance, part or all of the cost of the additional investment if OPPD's estimated additional investment in lines, transformers, Meter and accessory equipment to serve a pumping location exceeds \$75.00 per horsepower of connected Load for single-phase service or \$105.00 per horsepower for three-phase service.

BILLING COMPONENTS

Annual Connected Load Charge:

<u>Annual Charge</u>	<u>Single-Phase</u>	<u>Three-Phase</u>
Per horsepower (HP)	\$23.32	\$29.44

Energy Charge:

<u>Energy Usage</u>	<u>Single-Phase</u>	<u>Three-Phase</u>
Per kWh	11.07 cents/kWh	11.07 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Annual Connected Load Charge:

- \$233.20 for Single-Phase
- \$294.40 for Three-Phase

Minimum Annual Connected Load Charge is calculated as the 10 HP minimum Annual Connected Load Charge requirement.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

Billing Procedure

The annual billing period for Rate Schedule No. 226 – Irrigation Service, begins in May and ends the following April. Customers will be billed one-third of the annual connected load charge during May, June, and July of each of the contract years, plus any charges for energy. During the remaining months, the Customer will be billed for the energy used each month. If a Customer starts service before or after May 1<sup>st</sup>, the prorated connected load charge will be billed in May, June, or July depending on the start date for the Customer. When a Customer discontinues service, the prorated connected load charge will be billed or credited the following month.

## ADMINISTRATIVE

### Definitions

*Connected Load:* The total full Load continuous ratings in horsepower, as prescribed by the standards of the National Electrical Manufacturers Association in effect at the time of purchase from the manufacturer of motors and other current-consuming equipment, installed by the Customer.

*Equivalent Electrical Load:* The electrical power required to operate mechanical Load at the nameplate horsepower. One horsepower will be converted to an equivalent electrical Load using an 85% efficiency. (One horsepower mechanical equals 877 watts electrical.)

### Contract Period

Five years, or longer, at OPPD's discretion. Each contract, at the expiration date, will automatically be renewed for an additional one-year period, unless cancelled by written notice by either party at least 60 days before the expiration date.

### Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 230**

General Service Non-Demand

APPLICABILITY

This Rate Schedule is applicable to all Customers throughout OPPD’s Service Area that have monthly Billing Demands less than 50 kilowatts during each of the four (4) Summer billing months, June through September.

Customers taking Electric Service as single-phase or three-phase alternating current will be supplied at OPPD’s standard voltages, for all uses, when all the Electric Services at one location are measured by one Meter, unless the Customer takes emergency or special service as required by OPPD's Service Regulations. Not applicable to shared or resale service.

This Rate Schedule is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

BILLING COMPONENTS

Monthly Service Charge: \$33.00 per month

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	11.116 cents/kWh	8.717 cents/kWh

Minimum Monthly Bill: \$33.00

The minimum monthly bill is the monthly service charge. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date. For Customers on OPPD’s Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current level payment amount.

ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 230  
(Effective 1/1/2027)**

General Service Non-Demand

**APPLICABILITY**

General Service Customers that record an average actual monthly Demand of less than or equal to 50 kilowatts during the four (4) Summer billing months, June through September, shall take service under this Rate Schedule.

This Rate Schedule is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

**BILLING COMPONENTS**

Monthly Service Charge: \$\_\_\_ per month

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	___ cents/kWh	___ cents/kWh

Minimum Monthly Bill: \$\_\_\_

The minimum monthly bill is the monthly service charge. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date. For Customers on OPPD’s Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current level payment amount.

**ADMINISTRATIVE**

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 231**

General Service – Small Demand

**APPLICABILITY**

This Rate Schedule is applicable to all non-Residential Customers throughout OPPD’s Service Area that meet or exceed a Billing Demand of 50 kilowatts during one of the four (4) Summer billing months, June through September.

Customers taking Electric Service as single-phase or three-phase alternating current will be supplied at OPPD’s standard voltages, for all uses, when all Electric Service at one location is measured by one Demand Meter, unless the Customer takes emergency or special service as required by OPPD’s Service Regulations. Not applicable to shared or resale service.

This Rate Schedule is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

**BILLING COMPONENTS**

Monthly Service Charge: \$19.86 per month

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$8.62

Minimum Billing Demand of 18 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	6.997 cents/kWh	5.669 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: \$175.02

The minimum monthly bill is calculated as the 18-kilowatt minimum Demand requirements of \$155.16, plus the monthly service charge of \$19.86. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date. For Customers on OPPD’s Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current level payment amount.

Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD’s Meter for the 15-minute interval of the Customer’s highest use during the same billing period.

If the Demand is less than 85% of the Customer's highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the Summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 18 kilowatts

#### ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 231  
(Effective 1/1/2027)**

General Service – Small Demand

**APPLICABILITY**

General Service Customers that record an average actual monthly Demand of greater than 50 kilowatts and less than or equal to 3,000 kilowatts during the four (4) Summer billing months, June through September, shall take service under this Rate Schedule.

This Rate Schedule is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

**BILLING COMPONENTS**

Monthly Service Charge: \$\_\_\_ per month

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$___

Minimum Billing Demand of 42 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	___ cents/kWh	___ cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: \$\_\_\_

The minimum monthly bill is calculated as the 42-kilowatt minimum Demand requirements of \$\_\_\_, plus the monthly service charge of \$\_\_\_. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date. For Customers on OPPD’s Level Payment Plan, the Late Payment Charge will be calculated as 4% of the current level payment amount.

Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD’s Meter for the 15-minute interval of the Customer’s highest use during the same billing period.

If the Demand is less than 85% of the Customer’s highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between

85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the Summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 42 kilowatts

#### ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 232**

General Service – Large Demand

APPLICABILITY

This Rate Schedule is applicable to all non-Residential Customers throughout OPPD’s Service Area.

Customers taking Electric Service as single-phase or three-phase alternating current will be supplied at OPPD’s standard voltages, for all uses, when all the Electric Services at one location are measured by one Demand Meter, unless the Customer takes emergency or special service as required by OPPD's Service Regulations. Not applicable to shared or resale service.

BILLING COMPONENTS

Monthly Service Charge: \$115.31 per month plus,

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$15.95

Minimum Billing Demand of 1,000 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>All Months (Jan. 1 – Dec.31)</u>
kWh	4.83 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: \$16,065.31

The minimum monthly bill is calculated as the 1,000-kilowatt minimum Demand requirements of \$15,950, plus the monthly service charge of \$115.31. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date.

Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD’s Meter for the 15-minute interval of the Customer’s highest use during the same billing period.

If the Demand is less than 85% of the Customer's highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the Summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 1,000 kilowatts

#### ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 232  
(Effective 1/1/2027)**

General Service – Large Demand

APPLICABILITY

General Service Customers that record an average actual monthly Demand of greater than 3,000 kilowatts and less than or equal to 10,000 kilowatts during the four (4) Summer billing months, June through September, shall take service under this Rate Schedule.

BILLING COMPONENTS

Monthly Service Charge: \$\_\_\_ per month plus,

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$___

Minimum Billing Demand of 2,550 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>All Months (Jan. 1 – Dec.31)</u>
kWh	___ cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: \$\_\_\_

The minimum monthly bill is calculated as the 2,550-kilowatt minimum Demand requirements of \$\_\_\_, plus the monthly service charge of \$\_\_\_. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date.

Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD’s Meter for the 15-minute interval of the Customer’s highest use during the same billing period.

If the Demand is less than 85% of the Customer’s highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer’s Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the Summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 2,550 kilowatts

ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 245**

Large Power

**APPLICABILITY**

This Rate Schedule is applicable to all non-Residential Customers throughout OPPD's Service Area.

Customers taking Electric Service as three-phase alternating current will be supplied at an OPPD standard voltage above 11,000 volts provided there is only one transformation involved from an OPPD transmission voltage (above 60,000 volts) to the service voltage. Also, all the Electric Services at one location are measured by one Demand Meter, unless the Customer takes emergency or special service as required by OPPD's Service Regulations. Not applicable to shared or resale service.

**BILLING COMPONENTS**

Monthly Service Charge: \$465.28 per month plus,

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$17.99

Minimum Billing Demand of 10,000 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>All Months (Jan. 1 – Dec.31)</u>
kWh	4.496 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Rider Schedule No. 462 – Primary Service Discount does not apply to this Rate Schedule.

Minimum Monthly Bill: \$180,365.28

The minimum monthly bill is calculated as the 10,000-kilowatt minimum Demand requirements of \$179,900 plus the monthly service charge of \$465.28. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD's Meter for the 15-minute interval of the Customer's highest use during the same billing period.

If the Demand is less than 85% of the Customer's highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the Summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 10,000 kilowatts

#### ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 245**  
**(Effective 1/1/2027)**

Large Power

APPLICABILITY

General Service Customers that record an average actual monthly Demand of greater than 10,000 kilowatts during the four (4) Summer billing months, June through September, shall take service under this Rate Schedule.

Customers taking Electric Service as three-phase alternating current will be supplied at an OPPD standard voltage above 11,000 volts provided there is only one transformation involved from an OPPD transmission voltage (above 60,000 volts) to the service voltage. Also, all the Electric Services at one location are measured by one Demand Meter, unless the Customer takes emergency or special service as required by OPPD's Service Regulations. Not applicable to shared or resale service.

BILLING COMPONENTS

Monthly Service Charge: \$\_\_\_ per month plus,

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$___

Minimum Billing Demand of 8,500 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>All Months (Jan. 1 – Dec.31)</u>
kWh	___ cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Rider Schedule No. 462 – Primary Service Discount does not apply to this Rate Schedule.

Minimum Monthly Bill: \$\_\_\_

The minimum monthly bill is calculated as the 8,500-kilowatt minimum Demand requirements of \$\_\_\_ plus the monthly service charge of \$\_\_\_. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD's Meter for the 15-minute interval of the Customer's highest use during the same billing period.

If the Demand is less than 85% of the Customer's highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the Summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 8,500 kilowatts

ADMINISTRATIVE

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulation

**RATE SCHEDULE NO. 261M**

Large Power – High-Voltage Transmission Level – Market Energy

**APPLICABILITY**

This Rate Schedule is applicable to all non-Residential Customers throughout OPPD’s Service Area.

Customers taking Electric Service as three-phase service will be supplied radially from OPPD’s system at a nominal standard voltage of 161,000 volts or 345,000 volts, where the Customer owns its electric substation for the delivery of the service.

The minimum Demand for service under this Rate Schedule is 20,000 kilowatts for service at 161,000 volts or a minimum Demand of 200,000 kilowatts for service at 345,000 volts each month.

Customers must substantiate to OPPD’s satisfaction that their Demand requirements will meet the minimum Demand requirements of this Rate Schedule within 18 months of establishing service under this Rate Schedule.

The Customer’s high voltage Electric Service will be measured by one Demand Meter, unless a Customer takes emergency or special service as required by OPPD’s Service Regulations.

**BILLING COMPONENTS**

Monthly Service Charge: \$10,000.00 per month plus,

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$23.91

Minimum Billing Demand of 20,000 kilowatts per month for interconnection at 161,000 volts or 200,000 kilowatts per month for interconnection at 345,000 volts.

**Energy Charge**

An Energy Charge will be assessed based on the number of kilowatt-hours consumed in any given hour multiplied by the appropriate cost to purchase energy from the Southwest Power Pool (SPP) for that hour. OPPD will notify the Customer of the SPP node used to price the hourly energy and all applicable SPP charges. The billing notice will be enforceable under this Rate Schedule and OPPD’s Service Regulations.

Rider Schedule No. 462 – Primary Service Discount does not apply to this Rate Schedule.

**Minimum Monthly Bill:**

\$488,200 for Customers taking service at 161,000 volts  
or  
\$4,792,000 for Customers taking service at 345,000 volts

The minimum monthly bill is calculated as the 20,000-kilowatt minimum Demand requirement of \$478,200 for interconnection at 161,000 volts, or 200,000 kilowatt minimum Demand requirement of \$4,782,000 for interconnection at 345,000 volts, plus the monthly service charge of \$10,000. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

**Late Payment Charge:**

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

**Gross Revenue Charge:**

The Charges under this rate shall be subject to the 5% Gross Revenue Charge to recover the payment in lieu of taxes as established in Neb, Const. art. VIII, sec. 11 OPPD will submit this payment to the appropriate political subdivision(s) as provided by the law.

**Determination of Demand**

Demand, for any billing period during the initial 18 months of service, will be the kilowatts computed from the readings of OPPD's Meter for the 15-minute interval of the Customer's greatest use during the same billing period.

For billing periods of 18 months or after the initial service date, Demand will be the kilowatts computed from the readings of OPPD's Meter for the 15-minute interval of Customer's highest use during the same billing period.

If, after month 17 of the initial service date, the Demand is less than 95% leading or lagging of the Customer's highest 15-minute kilovolt ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 95% of the kilovolt ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 90% of the highest 15-minute Power Factor-adjusted Demand during the Summer billing months of the preceding eleven (11) months, or
- 75% of the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 20,000 kilowatts for Customers receiving service at 161,000 volts, or
- 200,000 kilowatts for Customers receiving service at 345,000 volts

**ADMINISTRATIVE**

**Special Conditions**

Customers taking service under this Rate Schedule will be required to execute and comply with operational policies and any other requirements as determined by OPPD.

OPPD assumes no liability for Customer-Owned facilities.

OPPD will determine the Point(s) of Delivery using the information provided by the Customer regarding the Customer's requirements. The Point of Delivery will be based on the needs and requirements of OPPD's systems and facilities.

Due to the nature of service provided under this Rate Schedule, OPPD and the Customer will jointly agree upon a metering point that adequately and safely meets OPPD's requirements. If OPPD determines it is necessary to place Meters in a location away from the Point of Delivery, OPPD reserves the right to adjust its Meter readings and billings to account for delivery line losses.

Customers receiving service from more than one high voltage transmission source are restricted from tying or paralleling the sources at any time or for any duration. All transfers between sources must be performed as open transition transfers.

For planning purposes, the Customer will notify OPPD of their expected monthly Demand (in kilowatts) at least one week before the start of each month. In the event the Customer's actual monthly Demand varies by five (5) or more megawatts, OPPD reserves the right to request more frequent notifications regarding expected Loading conditions.

Under OPPD's Service Regulations, the resale, redistribution, marketing or extension of Electric Service received by the Customer, including in any wholesale or other markets, is prohibited. Customers are prohibited from taking wholesale transmission services to serve their Demand.

Customers served under this Rate Schedule shall not export power on OPPD's electrical system.

#### Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 236**

Dusk-to-Dawn Lighting

**APPLICABILITY**

This Rate Schedule is applicable to all Customers, for private outdoor lighting service, when such lighting facilities are operated as an extension of OPPD’s distribution system, except for:

- Installations on public or semi-public thoroughfares including public parks, where such installations would conflict with a legally constituted public authority having jurisdiction, and
- Athletic fields covered by other Rate Schedules.

Customers taking Electric Service as single-phase alternating current, 120 volts, will be supplied by OPPD for the operation of outdoor-type light fixtures using mercury vapor, high-pressure sodium, or LED lamps mounted on OPPD-owned wood poles on which overhead secondary conductors exist, or to which such secondary conductors can be extended, except where the extension of such secondary conductors is impractical.

This service will be unmetered, and the light fixtures will operate each night automatically from dusk to dawn. All facilities necessary for service under this Rate Schedule will be installed, owned and maintained by OPPD. This service is for the exclusive use of the Customer for private outdoor lighting as specified and cannot be resold to others.

Availability of the 175-watt and the 400-watt mercury vapor light fixture is restricted to existing units. As existing 175-watt and 400-watt mercury vapor units require maintenance, OPPD will replace them with their nominal equivalent LED units.

**BILLING COMPONENTS**

Monthly Rate:

For an installation on an existing wood pole and connected to existing overhead secondary conductors on such pole:

<u>Lamp Size</u> <u>(watts)</u>	<u>Lamp Type</u>	<u>Per Unit</u> <u>Charge</u>
100	7,200 lumen high-pressure sodium light fixture	\$14.06
175	7,000 lumen mercury-vapor light fixture*	\$15.48
200	22,000 lumen high-pressure sodium light fixture	\$18.69
400	20,000 lumen mercury-vapor light fixture*	\$20.52
33	LED	\$13.02
108	LED	\$17.76

Where an extension of overhead secondary facilities is required, and where such extension is acceptable to OPPD, the monthly rate will be increased by:

<u>Charges as Required</u>	<u>Per Unit Charge</u>
Additional transformer installed*	\$6.68
Additional pole installed	\$1.67
Additional span of secondary conductors installed	\$0.85

*\*Restricted to existing Customers.*

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

**Late Payment Charge:**

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date.

**ADMINISTRATIVE**

**Contract Period**

On initial installation of a light at a given location, the term of contract for service under this Rate Schedule will be for a period of two (2) years. After the two (2) year period, the service will continue until the customer contacts OPPD to request to have the light removed.

**Special Conditions**

Resolution No. 5733 states OPPD’s Management has been authorized to add, delete, or restrict lighting rates in Rate Schedule No. 236 – Dusk to Dawn Lighting and Rate Schedule No. 350 – Municipal Service Street Lighting at any time, provided that any changes will be:

- Based on generally accepted cost-of-service ratemaking principles,
- Reviewed by the Board of Directors’ rate consultant, and
- Approved by the Board of Directors during the next meeting at which the Board considers any rate action.

**Service Regulations**

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

RATE SCHEDULE NO. 350

Municipal Service Street Lighting

APPLICABILITY

This Rate Schedule is applicable to the State of Nebraska, and all Counties, Cities, Villages and Sanitary Improvement District's throughout OPPD's Service Area. The single-phase alternating current Electric Service will be supplied at OPPD's standard voltages for the operation of street lighting systems for public highways, streets, and thoroughfares.

Units of street lighting not priced in Parts 1 or 2 will be priced explicitly in the street lighting contract.

Each Customer shall enter into a contract with OPPD for street lighting service. Such a contract shall be for a period of one year, or longer, at OPPD's option, and shall include a reference to this street lighting Schedule and the Service Regulations of OPPD.

OPPD, at its discretion, may replace decorative units with like decorative units if the original decorative unit is no longer available or is not available at a reasonable cost.

BILLING COMPONENTS

Billing Procedure: Annual rates will be billed in 12 equal monthly installments.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule. The adjustment will be applied to the monthly energy usage for each lighting method based on the relevant light source and lamp size for such method.

Municipal Service Street Lighting:

Part 1 – OPPD Owned and Maintained System

Category No. 1: Standard Utility Style Lighting Methods Annual Rate: H.P. Sodium Light Source

**Overhead Wiring: OPPD-Owned Pole**

<u>Method</u>	Approx. Mounting Height (feet)	Lamp Size (watts)	<i>Wood Pole</i>		<i>Metal Pole</i>	
			<u>Single Lamp</u>	<u>Twin Lamps</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
61*	25	100	\$182.04	N/A	\$231.36	N/A
65*	40	400	\$367.92	N/A	\$442.56	N/A
66*	30	200	\$237.72	N/A	\$283.32	\$391.68
67*	40	200	\$270.84	N/A	\$323.76	N/A
68*	30	400	\$331.92	N/A	\$417.36	N/A

\*Restricted

**Underground Wiring: OPPD-Owned Pole**

<u>Method</u>	Approx. Mounting Height (feet)	Lamp Size (watts)	<i>Wood Pole</i>		<i>Metal Pole</i>	
			<u>Single Lamp</u>	<u>Twin Lamps</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
61*	25	100	N/A	N/A	\$242.52	N/A
65*	40	400	N/A	N/A	\$463.08	N/A
66*	30	200	\$252.12	N/A	\$299.52	\$407.16
67*	40	200	N/A	N/A	\$360.84	\$461.52
68*	30	400	N/A	N/A	\$432.96	\$594.96

\*Restricted

**Underground Wiring: Customer-Owned Pole**

<u>Method</u>	Approx. Mounting Height (feet)	Lamp Size (watts)	<u>Single Lamp</u>	<u>Twin Lamps</u>
61*	25	100	\$162.84	N/A
66*	30	200	\$206.64	N/A

\*Restricted

Category No. 2: Standard Decorative Lighting Methods Annual Rate

**Underground Wiring: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
51	30	200	H.P. Sodium	\$445.32	\$618.72
52	25	100	H.P. Sodium	\$382.80	\$513.84
53	30	400	H.P. Sodium	\$551.16	\$898.20
57	30	400	Metal Halide	\$555.00	N/A
58	40	400	H.P. Sodium	\$576.36	\$954.36
59	40	400	Metal Halide	\$603.60	\$830.52

Category No. 3: Restricted Lighting Methods Annual Rate

**Overhead Wiring: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<b>Wood Pole</b>		<b>Metal Pole</b>	
				<u>Single Lamp</u>	<u>Single Lamp</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
14	30	400	Mercury Vapor	\$290.28	\$341.64	\$579.84	
15	25	175	Mercury Vapor	\$189.36	\$230.76	N/A	
16	25	100	Mercury Vapor	\$157.20	\$198.60	N/A	
17	25	250	Mercury Vapor	\$217.92	\$259.56	N/A	
48	40	700	Mercury Vapor	\$438.36	N/A	N/A	
49	40	1,000	Mercury Vapor	N/A	\$631.20	N/A	
63	30	250	H.P. Sodium	\$236.28	\$308.88	N/A	

**Underground Wiring: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<b>Wood Pole</b>		<b>Metal Pole</b>	
				<u>Single Lamp</u>	<u>Single Lamp</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
14	30	400	Mercury Vapor	\$307.08	\$357.12	N/A	
15	25	175	Mercury Vapor	\$211.68	\$242.64	N/A	
16	25	100	Mercury Vapor	N/A	\$210.48	N/A	
17	25	250	Mercury Vapor	N/A	\$271.20	N/A	
44	40	400	Mercury Vapor	N/A	\$411.84	N/A	
49	40	1,000	Mercury Vapor	N/A	\$608.16	N/A	
62	30	400	H.P. Sodium	N/A	N/A	\$679.56	
63	30	250	H.P. Sodium	\$262.32	\$323.16	N/A	
64	40	250	H.P. Sodium	N/A	\$367.08	N/A	

**Underground Wiring: Customer-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
14	30	400	Mercury Vapor	\$290.52	N/A
15	25	175	Mercury Vapor	\$172.56	N/A

Category No. 4: Optional Decorative Lighting Methods Annual Rate

**Decorative Method without Base: OPPD-Owned Pole**

<u>Method</u>	<u>Option</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Fixture</u>	<u>Single Lamp</u>
90*	A	16	70	H.P. Sodium	Acorn	\$325.68
90	H	16	39	LED	Acorn	\$374.52
93*	A	20	100	H.P. Sodium	Lantern	\$282.60
93*	E	20	51	LED	Lantern	\$287.88

\*Restricted

**Decorative Method Base and Ring: OPPD-Owned Pole**

<u>Method</u>	<u>Option</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Fixture</u>	<u>Single Lamp</u>
90*	C	16	70	H.P. Sodium	Acorn	\$347.52
90	I	16	39	LED	Acorn	\$407.52
91*	C	16	70	H.P. Sodium	Globe	\$507.48
91*	F	16	39	LED	Globe	\$544.20
92*	C	20	100	H.P. Sodium	Top Hat	\$296.16

\*Restricted

**Decorative Method Base and Ring and Outlet: OPPD-Owned Pole**

<u>Method</u>	<u>Option</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Fixture</u>	<u>Single Lamp</u>
90	G	12	39	LED	Acorn	\$498.84

**Decorative Method Pay Up Front: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Fixture</u>	<u>Single Lamp</u>
07L	12 or 16	51	LED	Top Hat or Lantern	\$217.56
08L	12 or 16	39	LED	Acorn or Globe	\$211.44
09	14	66	LED	Bounce	\$225.12
12*	12	70	H.P. Sodium	Acorn	\$223.08
94*	16	70	H.P. Sodium	Acorn	\$223.08
95*	16	70	H.P. Sodium	Globe	\$233.76
96*	20	100	H.P. Sodium	Top Hat	\$242.52
97*	20	100	H.P. Sodium	Lantern	\$242.52
98*	14	150	Metal Halide	Bounce	\$245.04

\*Restricted

Category No. 5: LED Lighting Methods Annual Rate

**Overhead Wiring: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Wood Pole</u>		<u>Metal Pole</u>	
			<u>Single Lamp</u>	<u>Twin Lamps</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
61L	25	54	\$123.72	\$189.48	\$172.56	\$238.20
65L	40	207	\$268.68	N/A	\$320.52	N/A
66L	30	108	\$154.80	\$254.88	\$211.20	\$285.60
67L	40	108	\$175.32	N/A	\$227.76	N/A
68L	30	207	\$260.64	N/A	\$301.20	N/A

**Underground Wiring: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Wood Pole</u>		<u>Metal Pole</u>	
			<u>Single Lamp</u>	<u>Twin Lamps</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
51L	30	89	N/A	N/A	\$350.52	\$498.72
52L	25	46	N/A	N/A	\$322.32	N/A
53L	30	89	N/A	N/A	\$414.36	\$666.84
58L	40	232	N/A	N/A	\$427.20	\$722.52
61L	25	54	\$145.92	\$212.28	\$192.72	\$255.00
65L	40	207	N/A	N/A	\$356.28	N/A
66L	30	108	\$184.56	N/A	\$243.84	\$301.68
67L	40	108	\$224.52	\$335.28	\$270.12	\$381.84
68L	30	207	N/A	N/A	\$329.88	N/A

**Underground Wiring: Customer-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Single Lamp</u>	<u>Twin Lamps</u>
51L	30	89	\$231.12	N/A
53L	30	89	\$286.68	N/A
58L	40	232	\$298.32	N/A
61L	25	54	\$122.52	N/A
65L	40	207	\$259.80	\$442.08
66L	30	108	\$151.68	N/A
67L	40	108	\$178.80	\$294.48

Category No. 5: LED Lighting Methods Annual Rate with Additional Agreements Required

**Overhead Wiring: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Wood Pole</u>	<u>Metal Pole</u>
29	30	100	\$100.20	N/A
30	30	200	\$116.64	N/A
31	40	200	\$149.52	N/A

**Underground Wiring: OPPD-Owned Pole**

<u>Method</u>	<u>Approx. Mounting Height (feet)</u>	<u>Lamp Size (watts)</u>	<u>Wood Pole</u>	<u>Metal Pole</u>
28	25	100	N/A	\$154.92
31	40	200	N/A	\$236.04

Part 2 – Customer-Owned System Operated by OPPD Annual Method

<u>Method</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Dusk to Dawn</u>
22	250	Mercury Vapor	\$129.72
23	400	Mercury Vapor	\$188.88
24	700	Mercury Vapor	\$302.16
25	1,000	Mercury Vapor	\$412.32
25L	529	LED	\$203.52
40	54	LED	\$55.68
42	48	LED	\$51.24
71	100	H.P. Sodium	\$84.00
71L	58	LED	\$60.60
72	150	H.P. Sodium	\$102.60
73	250	H.P. Sodium	\$135.84
74	400	H.P. Sodium	\$196.32
74L	207	LED	\$101.76
76	200	H.P. Sodium	\$117.24
76L	108	LED	\$72.36
76LT	108	Twin LED	\$104.52
77	50	H.P. Sodium	\$59.04
77L	25	LED	\$49.20
78	70	H.P. Sodium	\$66.00
79	1,000	H.P. Sodium	\$421.92
80	100	Metal Halide	\$76.44
80L	65	LED	\$62.40
81	175	Metal Halide	\$102.48
81L	48	LED	\$56.40
81LT	48	Twin LED	\$70.32
82	250	Metal Halide	\$130.20
82L	100	LED	\$71.28
83	400	Metal Halide	\$182.52
87	50	Metal Halide	\$57.84

OPPD has the option of furnishing maintenance service to Part 2 streetlights on a reimbursable basis. The terms and conditions of such service will be set forth in individual contracts.

Part 3 – Rate for Customer's providing poles to OPPD for 5G pole attachments.

<u>Method</u>	<u>Lamp Size (watts)</u>	<u>Light Source</u>	<u>Dusk to Dawn</u>
75L	54	LED	\$56.28

ADMINISTRATIVE

Definitions

*Method:* Identifies the specific combination of features (light source, mounting height, lamp size, and the number of lamps) that comprise an individual streetlight.

*Customer-Owned Poles and Fixtures:* Poles and fixtures, provided by the Customer, to which OPPD adds OPPD-owned streetlight equipment and separate service wiring.

*Units:* One or more components, including the fixture, lamp, photocell, and pole, which comprise a streetlight.

Special Conditions

Resolution No. 5733 states OPPD’s Management has been authorized to add, delete, or restrict lighting rates in Rate Schedule No. 236 – Dusk to Dawn Lighting and Rate Schedule No. 350 – Municipal Service Street Lighting at any time, provided that any changes will be:

- Based on generally accepted cost-of-service ratemaking principles,
- Reviewed by the Board of Directors’ rate consultant, and
- Approved by the Board of Directors during the next meeting at which the Board considers any rate action.

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

RATE SCHEDULE NO. 351

Municipal Services Traffic Signals and Signs

APPLICABILITY

This Rate Schedule is applicable to all governmental agencies throughout OPPD's Service Area where service for such purpose is reasonably available, and the use of service can reasonably be controlled and calculated without metering.

Governmental agencies taking Electric Service as single-phase alternating current will be supplied at OPPD's standard voltages for the operation of Traffic Signals, Signs, Flashers, Counters or other devices used in the general control of thoroughfare traffic.

BILLING COMPONENTS

Energy Charge:

<u>Energy Usage</u>	<u>All Months (Jan. 1 – Dec.31)</u>
kWh	9.832 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: \$3.01 per location.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

Determination of Energy

When service at a location is used continuously, day and night, the average watts in use will be multiplied by 730 hours and divided by 1000.

When service at a location is not used during daylight hours and is disconnected by a control device during such hours, the average watts in use from dusk to dawn will be multiplied by 360 hours and divided by 1000.

Gaseous tube lighting or other low Power Factor devices will be corrected to not less than 90 percent Power Factor.

ADMINISTRATIVE

Special Conditions

Customers taking service under this Rate Schedule agree to:

- Furnish OPPD all information necessary to calculate the monthly kilowatt-hour use
- Notify OPPD immediately of any permanent change in their Load that will affect the kilowatt-hours used
- Cooperate with OPPD to periodically verify Load

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 357**

Municipal Service

APPLICABILITY

This Rate Schedule is applicable to all Municipal Utilities throughout OPPD’s Service Area.

Municipalities taking Electric Service as three-phase alternating current will be supplied by OPPD at a voltage not less than 2400 volts for use through a municipally owned and maintained distribution system.

BILLING COMPONENTS

Monthly Service Charge: \$143.90 per month

plus, Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$12.03

Energy Charge:

<u>Energy Usage</u>	<u>Three-Phase</u>
Per kWh	4.71 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Minimum Monthly Bill: The minimum monthly bill will be the monthly service charge plus the charge for the currently effective Demand.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date.

Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD’s kilowatt-hour Meter for the 15-minute interval of the Customer’s highest use during the same billing period.

If the Demand is less than 85% of the Customer’s highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer’s Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor adjusted-Demand during the Summer billing months of the preceding eleven (11) months, or
- 60% of the highest 15-minute Power Factor adjusted-Demand during the Non-Summer billing months of the preceding eleven (11) months.

ADMINISTRATIVE

Special Conditions

Special Conditions will be included in the contract and will be mutually agreed upon by both parties. This Rate Schedule will be included as part of the contract.

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

RATE SCHEDULE NO. 230M

General Service Non-Demand – Offutt Housing Adjustment Rider

APPLICABILITY

This Rate Schedule is applicable to all Customers within the designated privatized housing areas at Offutt Air Force Base (Offutt AFB) that have monthly Billing Demands less than 50 kilowatts during each of the four (4) Summer billing months.

Customers taking Electric Service as single-phase or three-phase alternating current will be supplied at OPPD’s standard voltages, for all uses, when all the Electric Services at one location is measured by one Meter, unless the Customer takes emergency or special service as required by OPPD's Service Regulations. Not applicable to shared or resale service.

This rate is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

The charges as determined under Rate Schedule No. 230 – General Service – Non-Demand will apply to this Rate Schedule.

BILLING COMPONENTS

Monthly Service Charge: \$33.00 per month plus,

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	11.116 cents/kWh	8.717 cents/kWh

Offutt Adjustment

A credit adjustment will be applied per kilowatt-hour to all energy billed during the current billing period. The adjustment will be capped so that Customers will not have a rate higher than Rate Schedule No. 230 – General Service Non-Demand. The adjustment will be based on the production cost differential determined by OPPD as follows:

OPPD Cost of Production less WAPA Cost of Production, determined on a cents per kWh basis, applicable to Rate Schedule No. 230 – General Service Non Demand.

Minimum Monthly Bill: \$33.00

The minimum monthly bill is the monthly service charge. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date.

ADMINISTRATIVE

Definitions

*OPPD's Cost of Production:* Costs related to the capacity and amount of electricity produced at each of OPPD's generating plants, purchased power for use by OPPD's Customers, and credits for interchange sales through OPPD's system.

*Western Area Power Authority (WAPA) Cost of Production:* Actual cost of generation provided by WAPA and assigned to OPPD for delivery to Offutt AFB.

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 230M**  
Effective 1/1/2027

General Service Non-Demand – Offutt Housing Adjustment Rider

**APPLICABILITY**

This Rate Schedule is applicable to all Customers within the designated privatized housing areas at Offutt Air Force Base (Offutt AFB) that record an average actual monthly Demand of less than or equal to 50 kilowatts during the four (4) Summer billing months, June through September.

This rate is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

The charges as determined under Rate Schedule No. 230 – General Service – Non-Demand will apply to this Rate Schedule.

**BILLING COMPONENTS**

Monthly Service Charge: \$\_\_\_ per month plus,

Energy Charge:

Energy Usage  
Per kWh

Summer (June 1 – Sept. 30)  
\_\_\_ cents/kWh

Non-Summer (Oct. 1 – May 31)  
\_\_\_ cents/kWh

Offutt Adjustment

A credit adjustment will be applied per kilowatt-hour to all energy billed during the current billing period. The adjustment will be capped so that Customers will not have a rate higher than Rate Schedule No. 230 – General Service Non-Demand. The adjustment will be based on the production cost differential determined by OPPD as follows:

OPPD Cost of Production less WAPA Cost of Production, determined on a cents per kWh basis, applicable to Rate Schedule No. 230 – General Service Non Demand.

Minimum Monthly Bill: \$\_\_\_

The minimum monthly bill is the monthly service charge. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month’s bill payment is not received by OPPD on or before the due date.

**ADMINISTRATIVE**

Definitions

*OPPD’s Cost of Production:* Costs related to the capacity and amount of electricity produced at

each of OPPD's generating plants, purchased power for use by OPPD's Customers, and credits for interchange sales through OPPD's system.

*Western Area Power Authority (WAPA) Cost of Production:* Actual cost of generation provided by WAPA and assigned to OPPD for delivery to Offutt AFB.

Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 231M**

General Service – Demand – Offutt Housing Adjustment Rider

**APPLICABILITY**

This Rate Schedule is applicable to all non-Residential Customers within the designated privatized housing areas at Offutt Air Force Base (Offutt AFB) that meet or exceed a Billing Demand of 50 kilowatts during one of the four (4) Summer billing months, June through September.

Customers taking Electric Service as single-phase (or three-phase, if available) alternating current, will be supplied at OPPD’s standard voltages, for all uses, when all the Electric Services at one location is measured by one Meter with a Demand register, unless the Customer takes emergency or special service as required by OPPD's Service Regulations. Not applicable to shared or resale service.

This rate is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

The charges as determined under Rate Schedule No. 231 – General Service – Demand will apply to this Rate Schedule.

**BILLING COMPONENTS**

Monthly Service Charge: \$19.86 per month plus,

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$8.62

Minimum Billing Demand of 18 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	6.997 cents/kWh	5.669 cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Offutt Adjustment

A credit adjustment will be applied per kilowatt-hour to all energy billed during the current billing period. The adjustment will be capped so that Customers will not have a rate higher than Rate Schedule No. 231 – General Service – Small Demand. The adjustment will be based on the production cost differential determined by OPPD as follows:

OPPD Cost of Production less WAPA Cost of Production, determined on a cents per kWh basis, applicable to Rate Schedule No. 231 – General Service – Small Demand.

Minimum Monthly Bill: \$175.02

The minimum monthly bill is calculated as the 18-kilowatt minimum Demand requirements of \$155.16, plus the monthly service charge of \$19.86. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

**Late Payment Charge:**

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

**Determination of Demand**

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD's Meter for the 15-minute interval of the Customer's highest use during the same billing period.

If the Demand is less than 85% of the Customer's highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 18 kilowatts

**ADMINISTRATIVE**

**Definitions**

*OPPD's Cost of Production:* Costs related to the capacity and amount of electricity produced at each of OPPD's generating plants, purchased power for use by OPPD's Customers, and credits for interchange sales through OPPD's system.

*Western Area Power Authority (WAPA) Cost of Production:* Actual cost of generation provided by WAPA and assigned to OPPD for delivery to Offutt AFB.

**Service Regulations**

Customers under this Rate Schedule must comply with all OPPD Service Regulations.

**RATE SCHEDULE NO. 231M  
EFFECTIVE 1/1/2027**

General Service – Demand – Offutt Housing Adjustment Rider

**APPLICABILITY**

This Rate Schedule is applicable to all non-Residential Customers within the designated privatized housing areas at Offutt Air Force Base (Offutt AFB) that record an average actual monthly Demand of greater than 50 kilowatts and less than or equal to 3,000 kilowatts during the four (4) Summer billing months, June through September.

This rate is not available to those Customers taking service under Rate Schedule No. 226 – Irrigation Service.

The charges as determined under Rate Schedule No. 231 – General Service – Demand will apply to this Rate Schedule.

**BILLING COMPONENTS**

Monthly Service Charge: \$\_\_\_ per month plus,

Demand Charge:

<u>Billing Demand</u>	<u>Per kW Month</u>
Per kW	\$___

Minimum Billing Demand of 18 kW per month.

Energy Charge:

<u>Energy Usage</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	___ cents/kWh	___ cents/kWh

Rider Schedule No. 461 – Fuel and Purchased Power Adjustment applies to this Rate Schedule.

Offutt Adjustment

A credit adjustment will be applied per kilowatt-hour to all energy billed during the current billing period. The adjustment will be capped so that Customers will not have a rate higher than Rate Schedule No. 231 – General Service – Small Demand. The adjustment will be based on the production cost differential determined by OPPD as follows:

OPPD Cost of Production less WAPA Cost of Production, determined on a cents per kWh basis, applicable to Rate Schedule No. 231 – General Service – Small Demand.

Minimum Monthly Bill: \$\_\_\_

The minimum monthly bill is calculated as the 42-kilowatt minimum Demand requirements of \$\_\_\_, plus the monthly service charge of \$\_\_\_. Any energy used by the Customer during a billing period is charged in addition to the minimum bill.

Late Payment Charge:

A Late Payment Charge in the amount of 4% of the Billing Components and applicable taxes will be assessed if the current month's bill payment is not received by OPPD on or before the due date.

#### Determination of Demand

Demand, for any billing period, will be the kilowatts computed from the readings of OPPD's Meter for the 15-minute interval of the Customer's highest use during the same billing period.

If the Demand is less than 85% of the Customer's highest 15-minute kilovolt-ampere Demand, the kilowatt Demand will be increased under this Schedule by 50% of the difference between 85% of the kilovolt-ampere Demand and the Demand as determined above.

The Customer's Demand must be equal to or greater than the larger of the following:

- 85% of the highest 15-minute Power Factor-adjusted Demand during the summer billing months of the preceding eleven (11) months, or
- 60% for the highest 15-minute Power Factor-adjusted Demand during the Non-Summer billing months of the preceding eleven (11) months, or
- 18 kilowatts

#### ADMINISTRATIVE

##### Definitions

*OPPD's Cost of Production:* Costs related to the capacity and amount of electricity produced at each of OPPD's generating plants, purchased power for use by OPPD's Customers, and credits for interchange sales through OPPD's system.

*Western Area Power Authority (WAPA) Cost of Production:* Actual cost of generation provided by WAPA and assigned to OPPD for delivery to Offutt AFB.

##### Service Regulations

Customers under this Rate Schedule must comply with all OPPD Service Regulations.



# RIDER SCHEDULES

RIDER SCHEDULE NO. 355

Electric Energy Purchased from  
Cogenerating and Small Power Producing Facilities

APPLICABILITY

This Rider Schedule is applicable to all Customers who have qualified cogenerating or Small Power Producing Facilities that have the appropriate metering to measure the delivery of electric energy to OPPD.

BILLING COMPONENTS

For facilities with less than 1000 kW of generating capacity:  
Service Charge: \$4.00 per Meter per month

Energy Credit:  
OPPD will pay the Customer based on the type of metering installed as follows:

No Meter: No Rate

	Summer <u>(June 1 – Sept. 30)</u>	Non-Summer <u>(Oct. 1 – May 31)</u>
All Hours	4.00 cents/kWh	3.52 cents/kWh
<u>Time of Day</u>	Summer <u>(June 1 – Sept. 30)</u>	Non-Summer <u>(Oct. 1 – May 31)</u>
On-Peak Hours: 6:00AM – 10:00PM M-F	5.40 cents/kWh	4.39 cents/kWh
Off-Peak Hours: All Other Hours	2.73 cents/kWh	2.73 cents/kWh

For facilities with 1000 kilowatts or more of generating capacity, the rate will be based on OPPD’s avoided costs and will be established for each facility.

ADMINISTRATIVE

Special Conditions  
A written agreement between the Customer and OPPD is required. OPPD will not operate in parallel without a contract.

The Customer will pay for the additional equipment required for parallel operation and installation costs, as outlined in the agreement, before the initiation of parallel operation.

The interconnection of this equipment with OPPD's system must meet the standards specified in the OPPD policy for "Parallel Operation of Customer-Owned Generation Equipment." All required policies can be found at <https://www.oppd.com>.

Service Regulations  
Customers under this Rider Schedule must comply with all OPPD Service Regulations.

**RIDER SCHEDULE NO. 461**

Fuel and Purchased Power Adjustment

**APPLICABILITY**

This Rider Schedule is applicable to all Customers throughout OPPD’s Service Area that take electrical service under OPPD’s Rate Schedule Nos. 110, 115, 226, 230, 231, 232, 236, 245, 350, 351, or 357.

This Schedule applies an adjustment per kilowatt-hour to all retail and municipal service energy sales to reflect changes in fuel and purchased power expenses that are above, or below, the Fuel and Purchased Power Base Rate.

**BILLING COMPONENTS**

**FPPA Charge:**

The Customer’s monthly bill will reflect a Fuel and Purchased Power Adjustment (FPPA) applied to the monthly kilowatt-hour usage.

**FPPA Annual Calculation**

The FPPA is calculated as follows:

$$FPPA = \frac{NEC - O}{S} - F$$

Where:

NEC = Annual Budgeted Net Energy Costs = (FC +C +PP –OSSR)

- FC = Fuel Costs: These are the costs incurred to support the generation of electricity
- C = Consumables: Materials that are used or depleted as part of the generating process and vary with each kilowatt-hour produced
- PP = Purchased Power Costs: Costs from Southwest Power Pool transactions associated with purchase of power
- OSSR = Off-System Sales Revenue: Revenues from Southwest Power Pool transactions associated with off-system sales

O = Over/Under Balance: For any given period, the Over/Under variance is the difference between the actual net energy costs and the revenue generated by the FPPA Base Rate plus the FPPA in effect during the period

S = Actual Budgeted Energy Sales: Budgeted kilowatt-hour sales to retail and municipal service customers

F = Fuel and Purchase Power Base Rate: The portion of the energy charge component of the applicable OPPD Rate Schedules that recovers the net costs of fuel, purchased power, off-system sales and related consumable costs. For all applicable Rate Schedules, the Fuel and Purchased Power Base Rate is 1.951 cents per kilowatt-hour

OPPD will adjust the FPPA annually on January 1<sup>st</sup> of each year and will calculate the FPPA before that date. To facilitate that calculation, OPPD will establish its fuel and purchased power budget for the year in advance of January 1<sup>st</sup> of that year. The Over/Under Balance to be included in the FPPA will be the amount approximately three (3) months before January 1 of the upcoming year, plus the projected amounts for the remainder of the calendar year. The amount will be transferred from the Over/Under Balance to the FPPA. Accordingly, the Over/Under Balance will be adjusted by the amount to be included in the FPPA.

ADMINISTRATIVE

Special Conditions

OPPD reserves the right to modify the FPPA at any time, with approval of the Board of Directors.

Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

RIDER SCHEDULE NO. 462

Primary Service Discount

APPLICABILITY

This Rider Schedule is applicable to Customers taking single-phase or three-phase service from OPPD at a standard available voltage above 11,000 volts, provided there is only one transformation involved from an OPPD transmission voltage (above 60,000 volts) to the service voltage.

This Rider Schedule is not available to those Customers taking service under Rate Schedule Nos. 245 or 261M.

BILLING COMPONENT

The monthly credit will be calculated as a percent of the monthly bill as determined by the applicable Rate Schedule:

<u>Delivery Voltage</u>	<u>Discount</u>
4,000 to 60,000	3%
60,001+	5%

ADMINISTRATIVE

Special Conditions

OPPD may change its standard delivery voltage to any affected Customer receiving a discount after advanced written notice. The Customer has the option to change their system to receive service at the new standard delivery voltage or to accept service without the Primary Service Discount after the change in delivery voltage through transformers owned by OPPD.

Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

RIDER SCHEDULE NO. 464

Standby Service

APPLICABILITY

This Rider Schedule is applicable to all Customers normally serving all or a portion of their own electrical or mechanical Load from Customer-Owned equipment when the sum of the combined nameplate rating of the primary generator(s) and the combined nameplate rating of the mechanical Load converted to Equivalent Electrical Load in excess of 25 kW. (The primary generator(s) and the Equivalent Electrical Load shall be referred to as "Units.")

This Rider Schedule does not apply to Units operated for emergency purposes, to Emergency Generating Unit(s), Auxiliary Generating Unit(s) operated as standby to the Customer's Units, or for Load not requiring Standby Service (Load is permanently isolated from OPPD's System), for shared service, or as leased capacity to OPPD under Rate Schedule No. 467L. This Rider Schedule is not mandatory for Customer-Owned renewable energy equipment.

BILLING COMPONENTS

*Standby Service Option No. 1* – Standby Service for the Customer's Units

*Standby Service Option No. 2* – Standby Service with separate status (on/off) metering of the primary, auxiliary, and mechanical generating unit(s):

Monthly Service Charge:

<u>Standby Service Option</u>	<u>Monthly Rate</u>
<i>Standby Option 1:</i>	No Rate
<i>Standby Option 2:</i>	\$45.45

Standby Charge:

<u>Electric Service Level</u>	<u>Standby Option 1:</u>	<u>Standby Option 2:</u>
Primary Level	\$5.08/kW of Contract Demand	\$5.08/kW of Contract Demand
Secondary Level	\$5.55/kW of Contract Demand	\$5.55/kW of Contract Demand

Rider Schedule No. 462 – Primary Service Discount does not apply to this Rider Schedule.

Determination of Contract Demand (Applies to Options 1 and 2)

Where OPPD is required to stand ready to supply Standby Service, the Contract Demand shall be equal to:

- (1) the Load normally isolated from OPPD's System by a throw-over switch and normally served by the Customer's equipment, and/or
- (2) the nameplate rating of the Customer's Primary Generating Unit(s) normally operated in parallel with OPPD's System if the nameplate rating of the Primary Generating Unit(s) is less than the maximum 15-minute peak Demand of the Customer's facility, or

(3) the maximum 15-minute peak Demand of the Customer's facility if the nameplate rating of the Primary Generating Unit(s) normally operated in parallel with OPPD's system is greater than the maximum 15-minute peak Demand of the Customer's facility, whichever is applicable.

The Customer may arrange for OPPD to supply Standby Service for a portion of the Load normally isolated from OPPD's System with a throw-over switch and normally served by the Customer's equipment. The Customer will furnish and install suitable switchgear to reduce Demand to the Contract Demand level when the Customer's Demand exceeds the Contract Demand during an outage of the Customer's equipment. The switchgear furnished by the Customer shall be approved by OPPD and will be under exclusive OPPD control.

Demand and Energy Charges (Applies to Options 1 and 2)

The charges, as determined under the regular Rate Schedule, apply to the service rendered.

However, if an increase in Billing Demand occurs in the current billing period as a result of a total outage of one or more of the Customer's primary or mechanical generating unit(s) and the failure of the auxiliary unit(s) to operate as back-up to the primary unit(s) or the Equivalent Electrical Load, the current month's Standby Charge will be reduced. The reduction will be based on the difference between the Billing Demand, as determined from the highest actual Meter reading occurring during such outage interval, and the Billing Demand, as determined from the Reference Demand.

The Reference Demand is the highest Demand resulting from any 15-minute Meter reading occurring during the current billing period being reduced by any portion of the Customer's Contract Demand not served by the Customer's equipment during such 15-minute period. The resulting Reference Demand will not be established higher than the original 15-minute Meter reading.

If, in the current billing period, the actual metered Demand during such outage interval is greater than the maximum metered Demand during any non-outage period, the Reference Demand will be used in the determination of charges for the next 11 months.

Standby Service Option No. 3 – Waiver of Standby Charge by designation of a Firm Demand:

Standby Charge:

Electric Service Level

Standby Option 3:

Excess Demand Charge

Applies

Rate Schedule No. 462 – Primary Service Discount does not apply to this Rate Schedule.

Demand and Energy Charges (Applies to Option 3)

The charges as determined under the regular Rate Schedule applicable to the service rendered with the exception that the Demand used to calculate the monthly bill will be determined as outlined in the “Determination of Billing Demand” clause within this Rate Schedule.

#### Excess Demand Charge (Applies to Option 3)

The current levelized cost of a combustion turbine peaking unit, including fixed capital and operation and maintenance cost. This charge will be increased by 23% to recover costs associated with the reserve margin and Demand losses on the transmission and distribution system. The resultant charge will be applied to the Customer's Excess Demand.

#### Designation of Demand (Applies to Option 3)

The Customer must (1) designate a Firm Demand for the facility to be served under this Rate Schedule and (2) declare the nameplate rating of the Customer's Units.

If the maximum potential Demand of a Customer's facility exceeds the supply capability of OPPD's electrical network at that location, the Customer will furnish and install suitable switchgear to limit Demand to a level determined by OPPD. This level will be no less than the Firm Demand level.

#### Determination of Billing Demand (Applies to Option 3)

The Customer's monthly Billing Demand will be determined by (a) the Power Factor-adjusted Demand, as calculated in the "Determination of Demand" clause in the applicable Rate Schedule subject to Demand minimums, or (b) the Firm Demand, whichever is greater.

#### Determination of Excess Demand Charges (Applies to Option 3)

If the Customer's Power Factor adjusted Demand exceeds the Firm Demand during the On-Peak Periods of any calendar year, the Customer will be assessed the Excess Demand Charge for the difference between the Firm Demand and the Power Factor adjusted Demand in the current month. The Excess Demand Charge will be assessed only once for each kW for which the Power Factor Adjusted-Demand exceeds the Firm Demand during the On-Peak Periods in any calendar year.

#### Minimum Monthly Bill

The minimum monthly bill from the regular Rate Schedule, applicable to the service rendered, plus the charges for the applicable Standby Service Option.

### ADMINISTRATIVE

#### Schedule Duration:

A minimum of three years, pursuant to a written agreement. Said agreements, at their expiration dates, will automatically be renewed for additional two-year periods unless cancelled by written notice by either party at least six months before the expiration dates.

Customers may elect to take service under a different Standby Service Option only after the current option has been in effect for at least 12 months. The Customer will provide written notice to OPPD of their intention to change options sixty (60) days before the proposed effective date of such change.

For those Customers whose Contract Demand is determined according to Condition No. 1 or Condition No. 3 in the "Determination of Contract Demand" clause within this Rate Schedule, the level of the Contract Demand will be reviewed annually.

For Standby Service Option No. 3, the Firm Demand may be decreased only after the current Firm Demand has been in place for at least 12 months. The Customer will provide written notice to OPPD of their intention to decrease the Firm Demand 30 days before the proposed effective date of such decrease.

The Firm Demand may be increased according to the following conditions:

1. For increases in the Firm Demand that are greater than 20 MW, the Customer will provide written notice to OPPD of their intention to increase the Firm Demand at least six months before the proposed effective date of the increase.
2. For increases in the Firm Demand that are less than or equal to 20 MW, the Customer will provide written notice to OPPD of their intention to increase the Firm Demand at least three months before the proposed effective date of the increase.

#### Definitions

*Contract Demand:* The nameplate capacity of the Customer's Primary Generating Unit(s) or the Equivalent Electrical Load normally isolated from OPPD's System and served by a Customer's generating equipment.

*Equivalent Electrical Load:* The electrical power required to operate mechanical Load at the nameplate horsepower. One horsepower will be converted to Equivalent Electrical Load using an 85% efficiency. (One horsepower mechanical equals 877 watts electrical.)

*On-Peak Periods:* Monday through Friday between the hours of 12:00 P.M. and 10:00 P.M. during the months of June, July, August, and from September 1 through September 15, excluding Federal Holidays.

*Firm Demand:* The Demand to be served by OPPD that the Customer expects to be served by OPPD in normal operation during the On-Peak Periods.

*Excess Demand:* The amount of the Customer's Demand served by OPPD that exceeds the Firm Demand during the On-Peak Periods.

#### Special Conditions

OPPD will not be required to furnish more than one Standby Service Option for a Customer taking service at one location.

OPPD will not be required to furnish duplicate service hereunder.

The Customer shall reimburse OPPD for all metering and switchgear equipment and the maintenance of such equipment necessary to administer this Rate Schedule.

Any metering and switchgear equipment installed, for purposes of this Rate Schedule, on the Customer's side of the Meter by the Customer must be approved by OPPD and must be installed and maintained to provide a safe environment for OPPD's and Customer's personnel.

Any metering and switchgear located on the Customer's side of the Meter must be inspected by OPPD and tested before being energized and tested once a year after that with the results of the tests reviewed and approved by OPPD.

All installations must be in conformance with the National Electrical Safety Code.

OPPD will not be liable for any damage to a Customer's equipment due to the failure of any metering or switchgear installed by the Customer on the Customer's side of the Meter.

#### Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

**RIDER SCHEDULE NO. 467 & 467H**

General Service/Large General Service – Curtailable  
*(Currently Unavailable for New Customers)*

**APPLICABILITY**

This Rider Schedule is applicable to all non-Residential Customers throughout OPPD’s Service Area that are capable and willing to curtail a minimum of 100 kilowatts of Curtailable Demand (consisting of a minimum of 20% of Customer Load) or 500 kilowatts (without restrictions) during Curtailment Periods specified by OPPD, subject to the terms of this Rider Schedule and any applicable Curtailment Agreement.

The Customer must agree to reduce the Load served by OPPD during a Curtailment Period, upon request by OPPD, to the Firm Demand. The Customer must enter into a Curtailment Agreement with OPPD, and the decision to enter into a Curtailment Agreement with any Customer under this Rider Schedule is at the discretion of OPPD and is based on operational and market conditions.

This Rider Schedule is not available to those Customer accounts served under Rider Schedule Nos. 355, 464, or 467L.

**BILLING COMPONENTS**

Monthly Service Charge: \$84.70 per month

Curtailment Credit:

Option	467	467H
Minimum Demand	100 kW – 9,999 kW	10,000+ kW
Capacity Curtailment Only (Max. 100 hours per year)	\$4.67 per kW	\$4.96 per kW

#### Determination of Firm Demand and Curtailable Demand

For purposes of determining the Firm Demand and Curtailable Demand, before December 1 of each year, OPPD will review the Customer's recent historical Load at the time of OPPD's system peak to determine the Customer's average Load for those hours in which OPPD's Load was within 90% of OPPD's annual system peak. Periods during which the Customer provided a Demand reduction in response to a curtailment request will be excluded from this calculation.

Prior to January 1, the Customer may elect to adjust the Firm Demand amount provided the resulting Curtailable Demand is at least 100 kilowatts (consisting of a minimum of 20% of Customer Load) or 500 kilowatts (without restrictions).

An adjustment will be made to the Curtailable Demand if the annual review of the Customer's historical Load characteristics indicates a smaller amount of Curtailable Load is appropriate. If the annual review indicates that the Customer is unable to provide a minimum of 100 kilowatts of Curtailable Demand (consisting of a minimum of 20% of Customer Load) or 500 kilowatts of Curtailable Demand (without restrictions), the Customer will be notified that service will no longer be provided under this Rider Schedule and any applicable Curtailment Agreement will be terminated.

If Demand history is not available, OPPD will review the operation of the facility with the Customer and determine reasonable Curtailable and Firm Demands.

#### Non-Compliance Charge for Failure to Reduce Load to the Firm Demand

For a July or August billing period, loss of credit for four (4) times the monthly credit per kilowatt of Curtailable Demand for all Demand exceeding the Firm Demand during any Curtailment Period. For a June or September billing period, loss of credit for two (2) times the monthly credit per kilowatt of Curtailable Demand for all Demand exceeding the Firm Demand during any Curtailment Period.

In the event of multiple failures to reduce Load within the same billing period:

- The loss of credit penalty will be applied once per kilowatt to the Customer's highest Demand recorded for all Demand exceeding the Firm Demand during the billing period; and
- For any monthly billing period, 50 cents per kilowatt-hour for all energy exceeding the Firm Demand level taken during each Curtailment Period.

If a Customer's failure to curtail to the Firm Demand when requested results in an OPPD purchase of capacity, the Customer will also reimburse OPPD for a proportionate share of this capacity cost. This reimbursement will be based on the current levelized cost of a combustion turbine peaking unit, including fixed capital and operation and maintenance costs. This charge will be increased by 23% to recover costs associated with the reserve margin and Demand losses on the transmission and distribution system. The resultant charge will be applied to the Customer's highest Demand recorded for all Demand exceeding the Firm Demand during a Curtailment Period. These charges will be assessed only once during the June 1 through September 15 period.

If the capacity purchase is less than the amount of Load not curtailed by the Customer, a pro-rated share of the capacity charge will be assessed to the Customer.

## ADMINISTRATIVE

### Definitions

*Curtable Demand:* The Demand the Customer agrees to have available for curtailment within a four-hour notification period. The Demand is either at least 100 kilowatts consisting of a minimum of 20% of Customer Load or 500 kilowatts without restrictions. This Load can be curtailed and/or served by the Customer's Emergency Generating Units.

### *Curtailment Period:*

*Capacity Curtailment:* May only occur when OPPD's projected Load is within 95% of the Deficit Load Condition, as determined by OPPD, or as directed by the Southwest Power Pool (SPP) by the Reliability Coordinator or Balancing Coordinator for OPPD, to reduce Load from June 1 through September 15, 12 P.M. to 10 P.M., Monday through Friday, excluding NERC Holidays. There is a maximum of 100 hours of Capacity Curtailment during a contract year.

*Firm Demand:* The Demand the Customer agrees not to exceed during a Curtailment Period. The Firm Demand is the Customer's Load that is not subject to curtailment.

*Deficit Load Condition:* The point at which OPPD's Load exceeds available capability, less net reserve capacity obligation, plus firm purchases, less firm sales.

*Duration of Curtailment Period:* The Curtailment Period will not exceed ten (10) hours.

*Curtailment Notification:* The Customer will be notified at least four (4) hours in advance of the time the Customer's Load must be curtailed. OPPD will specify that the Customer must not exceed the Firm Demand level during the Curtailment Period. Notification will be given to the Customer by at least 3 P.M. on the day of a curtailment.

Notice of a Curtailment Period will be by email.

OPPD will also follow-up the email with a telephone call to the Customer's designated official contact. The Customer will provide OPPD with the name, telephone number, and email address of the primary and secondary contacts. The inability of OPPD to reach the primary or secondary contacts by telephone will not relieve the Customer of the obligation of curtailing Load when an email notification is sent by OPPD.

### Option to Change Curtailment Agreement

Annually, the Customer may make changes to the Curtailment Agreement, if agreed to by OPPD and incorporated into a new or amended Curtailment Agreement. The Customer must notify OPPD before January 1 to make a change for the following calendar year. If the Customer does not notify OPPD by December 31, the Customer will continue to be subject to the same curtailment for the following calendar year.

### Rider Schedule Period

This Rider Schedule Duration is three (3) years. The terms of any Curtailment Agreements hereunder will expire at their expiration dates.

#### Mandatory Testing

OPPD will, at its discretion, conduct one curtailment test day (maximum 10 hours) per year between June 1 and September 15 for testing and compliance with the Rider Schedule. The curtailment test day can be requested without regard to the Capacity Curtailment provision that the curtailment may only occur when OPPD's projected Load is within 95 percent of the Deficit Load Condition. The hours tested during the curtailment test day will count toward the maximum hours of Capacity Curtailment during a contract year.

#### Non-Compliance Charge

If a Customer fails to reduce their Load to the Firm Demand level when requested to do so during more than one billing month during the Rider Schedule Duration, including the curtailment test days, the Customer will be subject to the Non-Compliance Charge and:

- Will be removed from this Rider Schedule, or
- The Curtailable and/or Firm Demand level will be adjusted at the discretion of OPPD, provided the resulting Curtailable Demand is not less than 100 kilowatts (consisting of a minimum of 20% of Customer Load) or 500 kilowatts (without restrictions).

#### Metering

OPPD will provide the necessary Load profile metering equipment and telephone connection to this equipment to administer this Rider Schedule. OPPD will also provide Demand pulses at the metering location for Customer-Owned Demand metering within the Customer's facility.

#### Special Conditions

OPPD will not be required to accept a level of Curtailable Demand with a Customer greater than OPPD reasonably believes the Customer is capable of providing.

OPPD retains the discretion to limit total participation and total Curtailable Demand under this Rider Schedule.

If OPPD does not require all of the Customers on this Rider Schedule to curtail during a Capacity Curtailment, the Customers that are requested to curtail will be determined at the sole discretion of OPPD. OPPD will rotate these curtailments among all of the Customers on this Rider Schedule.

Customers will not be able to enter into a Curtailment Agreement under this rider for the current calendar year after January 1.

The terms and conditions of the appropriate standard Rate Schedule applicable to the service rendered form a part of this Rider Schedule.

If the Customer elects to operate Emergency Generating Units in parallel with OPPD rather than curtail Load, the interconnection of this equipment with OPPD's system must meet the standards specified in the policy for "Parallel Operation of Customer-Owned Generation Equipment." All required policies can be found at <https://www.oppd.com>.

#### Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

**RIDER SCHEDULE NO. 467E & 467V**

General Service – Emergency/Volunteer Curtailable  
*(Currently Unavailable for New Customers)*

**APPLICABILITY**

This Rider Schedule is applicable to all Customers throughout OPPD's Service Area taking service under Rate Schedule Nos. 231, 232, or 245 that may voluntarily curtail a minimum of 100 kilowatts of Demand at one service location when requested by OPPD.

A Customer can only take service under Option E or Option V, not both.

**BILLING COMPONENTS**

Curtailment Credit Per Event

<u>Option</u>	<u>Amount</u>
467E	\$10.25 kW/day
467V	\$5.12 kW/day

At the end of each billing period, including a Curtailment Period, OPPD will determine the amount of Curtailed Demand during that month.

**ADMINISTRATIVE**

Curtailment Period

OPPD has the option of declaring a Curtailment Period, whether Emergency or Voluntary, at OPPD's sole discretion during the period of June 1 through September 15.

The duration of any curtailment will not exceed eight (8) hours per day. Curtailment Periods will only occur from 12 P.M. to 10 P.M.

Curtailed Demand

The Demand (a minimum of 100 kilowatts) the Customer agrees to have available for the Curtailment Period when provided with a one-hour notification. This Load can be curtailed and/or served by the Customer's Emergency Generating Units.

OPPD will determine the Customer's Curtailed Demand during each billing period. This will be based on a comparison of the Load that would normally be placed on OPPD's system by the Customer during peak conditions with the Customer's Load observed during the Curtailment Period(s). A review of the Customer's actual Load profiles will be used for this comparison.

#### Curtailement Notification

Customers will be requested to curtail Demand with not less than one (1) hour notice from OPPD. Curtailement requests are at the sole discretion of OPPD.

OPPD will provide official notification of a curtailment request by email and will follow up on the email notification with a telephone call to the Customer's designated official contact. The Customer will provide OPPD with the name, telephone number, and email address of the Customer's primary and secondary contacts.

The Customer's primary or secondary contacts will indicate acceptance of OPPD's curtailment request by email. This acceptance will be regarded as notification by the Customer of intent to curtail a minimum of 100 kilowatts of Demand for the duration of the Curtailement Period at the price per the applicable Curtailement Credit section of this Rider. The Customer's failure to respond to OPPD's curtailment request before the start of the Curtailement Period will be regarded as an indication by the Customer that they will not curtail.

#### Schedule Period

This Rider Schedule Duration is one year. The terms of any Curtailement Agreements hereunder will expire at their expiration dates.

#### Non-Compliance Penalties

Customers failing to curtail a minimum of 100 kilowatts of Demand for the duration of the Curtailement Period after notifying OPPD of their intention to curtail will forfeit any credits and may be removed from the Voluntary Curtaileable Rider at the sole discretion of OPPD. For Emergency Curtaileable Customers, failure to execute a request to curtail will also be considered non-compliance.

#### Metering

OPPD will provide the necessary Load profile metering equipment to administer this Rider Schedule.

#### Special Conditions

The terms and conditions of the appropriate standard Rate Schedule apply to the service rendered and form a part of this Rider Schedule.

If the Customer elects to operate Emergency Generating Units in parallel with OPPD rather than curtail Load, the interconnection of this equipment with OPPD's system must meet the standards specified in the policy for "Parallel Operation of Customer-Owned Generation Equipment." All required policies can be found at <https://www.oppd.com>.

#### Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

**RIDER SCHEDULE NO. 467L**

General Service – Curtailable – Leased Capacity Option  
(Currently Unavailable for New Customers)

**APPLICABILITY**

This Rider Schedule is applicable to all non-Residential Customers throughout OPPD's Service Area that own and operate electric generating facilities that are interconnected with OPPD's distribution facilities, subject to the terms of this Rider Schedule and applicable Leased Capacity Agreement. The Customer's facilities may normally be used to serve part or all of the Customer's electrical Load. The Customer must be capable of providing a minimum of 100 kilowatts to OPPD.

The decision to enter into a Leased Capacity Agreement with any Customer under this Rider Schedule is at the discretion of OPPD based on operational and market conditions. A Customer desiring to provide curtailable capacity to OPPD by utilizing Emergency Generating Units or by reducing Load may be served on Rate Schedule No. 467, but not this Rider Schedule.

This Rider Schedule is not available to those Customer accounts served under Rate Schedule Nos. 355 or 464.

**BILLING COMPONENTS**

Monthly Credit:

Capacity Credit:

\$4.60 per kW of Leased Capacity

Energy Credit:

25.00 cents/kWh

Reimbursement for energy generated is applicable only when requested by OPPD during the current billing period or during the performance of test procedures when requested by OPPD.

**ADMINISTRATIVE**

Definitions

*Leased Capacity:* Amount of capacity, in kilowatts, of the Customer's generating facilities made available to OPPD, as agreed to under a Leased Capacity Agreement. This amount will be determined through test procedures, as discussed below. This amount will not exceed the Customer's Billing Demand as defined under the regular Rate Schedule, applicable to the service rendered by OPPD, unless the Customer has Nebraska Power Review Board approval for these generating facilities.

Metering

OPPD will determine whether the Customer's generating facility metering is sufficient to monitor energy production. If it is determined that new and/or additional metering is required, OPPD will provide and install this metering at the Customer's cost.

#### Duration of Generating Facility Operation

The duration of any requested generating facility operation will be for a minimum of four (4) hours and a maximum of ten (10) hours, unless otherwise mutually agreed. These requests will occur year-round from 12 P.M. to 10 P.M., Monday through Friday, excluding NERC Holidays.

#### Curtailement Notification

The Customer will be notified at least four (4) hours in advance of the time the Customer must operate its generating facility. Notification will be given to the Customer by at least 3 P.M. on the day of a request to operate.

Notice of a request to operate will be by email.

OPPD will also follow-up the email with a telephone call to the Customer's designated telephone contact. The Customer will provide OPPD with the name, telephone number, and email address of the primary and secondary contact. The inability of OPPD to reach the primary or secondary contact by telephone will not relieve the Customer of the obligation of operating the Leased Capacity when an email notification is sent by OPPD.

#### Rider Schedule Period

This Rider Schedule Duration is three (3) years. The terms of any Curtailement Agreements hereunder will expire at their expiration dates.

#### Test Procedures

The tests to determine the Leased Capacity will be conducted jointly by OPPD and the Customer. The tests will be performed periodically at the request of either the Customer or OPPD and will be one-hour tests. The Customer will provide the personnel and equipment to perform the tests, and the Customer will record and document the tests. If a change in Leased Capacity is indicated it will be revised accordingly on the first day of the subsequent billing period, and the Customer and OPPD either will enter into a new Leased Capacity Agreement or amend the existing Agreement.

#### Increase in Leased Capacity

The Customer may install or enlarge its generating facilities, and subject to the approval of OPPD, add to the Leased Capacity made available to OPPD. OPPD will recognize the Leased Capacity as determined by the test procedures specified above, and the Customer and OPPD either will enter into a new Leased Capacity Agreement or amend the existing Agreement.

#### Non-Compliance Actions

If all, or part, of the Leased Capacity is not available to OPPD during any month, OPPD will have the right to suspend credit for that part of the Leased Capacity which is not available for that month or any subsequent month(s). Upon Customer's demonstration in accordance with the test procedures that all or part of the previously unavailable Leased Capacity is available, OPPD will resume the monthly credit for this capacity during the following month.

Absent this demonstration, OPPD may reduce the amount of Leased Capacity for the remainder of the term of the Leased Capacity Agreement.

In the event all or part of the Leased Capacity, excluding any scheduled maintenance, is not available when OPPD requests that power be generated, OPPD will provide written notice to the Customer of this non-compliance. If two of these notices are sent to the Customer in a two year period, OPPD will have the right to reduce the amount of the Leased Capacity for the remainder of the term of the applicable Leased Capacity Agreement. OPPD will provide the Customer with not less than fifteen (15) days written notice before exercising this right.

#### Scheduled Maintenance

The Customer will not schedule maintenance of the generating facilities between June 1 and September 15 of any calendar year. The Customer will provide 60-day prior notice of any scheduled maintenance to OPPD. The unavailability of generating facilities for scheduled maintenance will not exceed thirty (30) days.

#### Special Conditions

OPPD retains the right at its sole discretion to limit participation and the total amount of Leased Capacity it purchases through this Rider Schedule.

The terms and conditions of the appropriate standard Rate Schedule applicable to the service rendered form a part of this Rider Schedule.

#### Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

RIDER SCHEDULE NO. 469 & 469S

General Service – Time-of-Use

APPLICABILITY

This Rider Schedule is applicable to all Customers throughout OPPD’s Service Area taking service under Rate Schedule Nos. 231, 232, or 245.

This Rider Schedule cannot be combined with Rider Schedule Nos. 464, 467, or 467L.

Option 469S is not available to Customers with a Billing Demand exceeding 150 kilowatts.

BILLING COMPONENTS

Monthly Rate: \$56.40

Determination of Billing Demand

The Billing Demand for the applicable Rate Schedule will be adjusted as specified by the Determination of Billing Demand section of this Rider Schedule.

For the summer months, defined as the billing months of June through September 15, will be the greater of:

- The highest On-Peak Demand during the current month or the preceding eleven (11) months, or
- 33% of the highest Off-Peak Demand of the current month, or
- The Demand minimum of the applicable Rate Schedule.

For the non-summer months, defined as the billing months of September 16 through May, will be the greater of:

- The highest On-Peak Demand occurring during the preceding June through September 15 time period, or
- 33% of the highest Off-Peak Demand of the current month or preceding 11 months, or
- The Demand minimum of the applicable Rate Schedule.

If the Demand is less than 85% of the Customer’s highest 15-minute kilovolt ampere Demand, OPPD will increase the Demand under this Schedule by 50% of the difference between 85% of the kilovolt ampere Demand and the Demand as determined above.

## ADMINISTRATIVE

### Definitions

*On-Peak Demand:* The kilowatts of Demand as determined from OPPD's Meter for the 15-minute interval of the Customer's highest use during the billing period. The On-Peak Demand is set only between the hours of 12 Noon and 10:00 PM, Monday through Friday, from June to September, excluding Federal Holidays.

*Option 469S – On-Peak Demand:* The kilowatts of Demand as determined from OPPD's Meter for the 15-minute interval of the Customer's highest use during the billing period. The On-Peak Demand is set only between the hours of 2:00 PM and 7:00 PM, Monday through Friday, from June to September, excluding Federal Holidays.

*Off-Peak Demand:* The kilowatts of Demand as determined from OPPD's Meter for the 15- minute interval of the Customer's highest use during the Off-Peak hours of the billing period. The Off-Peak hours are defined as all hours of the year not defined as on-peak hours.

### Special Conditions

OPPD reserves the right to limit total participation and total On-Peak Demand on this Rate Schedule.

Customers taking service on this Rider Schedule are not eligible to be on OPPD's level payment plan.

For a Customer requesting to start on this Rider Schedule during an Off-Peak billing period, October to May, without a previously established On-Peak Demand, the Billing Demand will be determined by OPPD until such time that an actual On-Peak Demand is established. Once an actual On-Peak Demand has been established, the criteria defined in the determination of Billing Demand will apply.

*Option 469S:* Any Customer that exceeds an On-Peak Demand of 150 kilowatts or an Off-Peak Demand of 457 kilowatts during two billing periods within a twelve (12) month period will not be eligible for this Rider Schedule and will not be able to take service under this Rider Schedule again for a period of twelve (12) months. At the end of the twelve (12) months and OPPD's discretion, if OPPD's annual review of the historical Load indicates the Customer can maintain a maximum Billing Demand of no greater than 150 kilowatts, the Customer may be allowed take service under this Rider Schedule.

### Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

**SCHEDULE NO. 470**

**General – Customer Service Charges**

**APPLICABILITY**

This Rider Schedule is applicable to all Customers, Contractors, and Developers for miscellaneous service operations.

**BILLING COMPONENTS**

**Rates:**

(470A): Activation Fee	
Non-landlords	\$ 22.50
Landlords	\$ 15.00
 (470B): Reconnect Service after Delinquent Bill Disconnect	 \$ 75.00
(470C): Disconnect following Unauthorized Reconnect – Each Occurrence	\$175.00
(470D): Field Collection Call – No Disconnect	\$ 30.00
(470E): Returned Payment Fee	\$ 30.00

(470F): Line Extension Charges (Residential)

Underground service to new apartment complexes will be \$30.00 per dwelling unit. All conduit and pull boxes are to be installed by the Customer.

200 Amp, 120/240 volt, 3-wire underground service in overhead areas will be billed at \$1,050.00 each. The Customer is required to install a secondary conduit from the overhead service pole or pedestal to the Meter.

320 Amp, 120/240 volt, 3-wire underground service in overhead areas will be billed at \$1,050.00 each. The Customer is required to install a secondary conduit from the overhead service pole or pedestal to the Meter.

Costs for underground dips exceeding 320 Amperes will be based on actual costs, plus overheads.

There is no charge to extend underground service to the closest Point of Entrance in Residential developments. Extensions beyond that point will be billed at \$8.25 per foot.

Underground service to new subdivisions of normal configuration where such lot is less than one acre will be reimbursed at \$540 per lot. The Customer is required to design, procure, and install all primary and secondary conduits, pull boxes, transformer basements and pedestals. Effective, January 1, 2017, all underground services to new subdivision lots of normal configuration, where such lot is less than one acre and signed under an Underground Service Agreement before December 31, 2013, the Customer is required to install secondary conduit from OPPD service pedestal stub-out to the Meter.

The charge for temporary single-phase overhead service will be \$326.00, including the activation fee.

The charge for temporary single-phase underground service will be \$130.00, including the activation fee.

Rerouting an existing underground service to accommodate homeowner property changes will be charged at \$19.62 per foot, with a \$200 minimum charge.

(470G): Farm Transfer Switch Charges to be Actual Cost Plus Overhead (ACPO)

200 Amp Transfer Switch – ACPO

400 Amp Transfer Switch – ACPO

(470H): Line Extensions and Temporary Service Disconnects Charges (General Service)

The underground service charge for 200 Amp Loop within any new commercial or industrial developments for a primary backbone is \$4,060.00 per acre.

The underground service charge for 200 Amp Loop within any new commercial or industrial developments for a primary backbone where customer has designed, procured, and installed all facilities necessary to provide a path for OPPD to install primary cables and switches between sources is \$1,620.00 per acre.

The underground service charge for 600 Amp Loop within any new commercial or industrial developments for a primary backbone will be charged based on the estimated difference between underground costs vs. overhead costs.

200 Amp – All standard voltages, commercial underground dip for single-phase service will be billed at \$2,500.00 each.

320 Amp – All standard voltages, commercial underground dip for single-phase service will be billed at \$2,500.00 each.

All three-phase underground commercial dips will be charged based on the estimated difference between underground costs vs. overhead costs.

The charge for temporary single-phase overhead service will be \$350.00, including the activation fee.

The charge for temporary single-phase underground service will be \$250.00, including the activation fee.

The charges for temporary service disconnects at the Customer's request will be as follows:

*Guaranteed Start Time:*

\$295.00 per hour on Saturdays.

\$430.00 per hour after 3:00 P.M. and before 7:00 A.M. on Monday through Friday.

\$565.00 per hour on Sundays and OPPD designated holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and the day after Thanksgiving, Christmas Eve and Christmas Day or the days these holidays are observed by OPPD.

There is no charge during all remaining hours.

(470I): The Tenant Attachment Fee

The annual tenant attachment fee for joint use of OPPD's poles is \$18.00 per attachment.

(470K): Miscellaneous Charges

Many of OPPD's Customer service charges are based on actual expenses incurred by OPPD. Examples of these charges include raising power lines for house moves, service reroutes, temporary relocations of systems during construction, emergency repairs of Customer-Owned equipment and, at OPPD's discretion, information requests that require extensive research. All of these charges will be billed at the utility's costs plus overhead.

(470L): Overhead Costs

All charges that are based on actual costs will include the current transmission and distribution overhead rate.

(470M): Monthly Meter Reading and Access Charge

The charge for meter reading for Customers who have an inaccessible meter, deny access or elect to utilize meters that do not have two-way communications capability is \$50.00 per meter per month reading.

(470N): Non-AMI Meter Installation Charge

The installation charge for meters for customers not utilizing meters that have two-way communications capability is \$220.00 per installation.

ADMINISTRATIVE

Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

**RIDER SCHEDULE NO. 483**

Net Metering Service

**APPLICABILITY**

This Rider Schedule is applicable to all Customers in OPPD’s Service Area with a Qualified Generator not taking service for the same Qualified Generator under Rider Schedule No. 355. This Rider Schedule is also not available to Customers taking service under Rate Schedule No. 357 – Municipal Service. Energy Storage systems capable of storing OPPD-supplied energy and exports that energy back to OPPD’s system do not qualify.

DG Systems qualifying for Rider Schedule No. 483 shall not exceed 100kW in the aggregate system AC nameplate capacity, as determined by OPPD during the DG application and approval process.

**BILLING COMPONENTS**

Net Excess Generation Credit:

<u>Excess Generation</u>	<u>Summer (June 1 – Sept. 30)</u>	<u>Non-Summer (Oct. 1 – May 31)</u>
Per kWh	4.00 cents/kWh	3.52 cents/kWh

**Determination of Customer Bill**

The Customer can use Qualified Generator electrical output to supply all or a portion of the Customer’s Demand and deliver the surplus to OPPD. At the end of the billing period, the net flow of the energy between the Customer and OPPD will be calculated, and the Customer’s bill will be based on the net energy flow as follows:

- *Net flow from OPPD to the Customer:* The Customer will be billed for the net use at the monthly rate and based on the provisions included in the Customer’s applicable Rate Schedule.
- *Net flow from the Customer to OPPD:* The Customer will be billed for the non-energy charges based on the provisions included in the Customer’s applicable Rate Schedule and will receive a bill credit for the Net Excess Generation. If the bill credit is greater than the current month’s billing, the Customer will carry an account credit balance for use in future months. At the end of the calendar year, any excess bill credits associated with Net Excess Generation will be paid to the Customer.

**ADMINISTRATIVE**

**Definitions**

*Net Excess Generation:* Production of more electrical energy than is consumed by the Customer during a billing period.

**Special Conditions**

Customers are responsible for Qualified Generator equipment and services required for interconnection. If desired, Customers are responsible for metering to measure the energy produced by the Customer’s Qualified Generator. The Customer will maintain ownership of renewable energy credits associated with a Qualified Generator.

Customers taking service on this Rider Schedule are not eligible for OPPD's Level Payment Plan.

OPPD will provide, at no additional cost to the Customer, metering that is capable of measuring the flow of electricity in both directions. This equipment may be a single bidirectional Meter, smart Meter, two Meters, or another Meter configuration that provides the necessary information for service under this Rider Schedule.

#### Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

RIDER SCHEDULE NO. 484

Supplemental Distribution Capacity

APPLICABILITY

This Rider Schedule is applicable to all Customers throughout OPPD's Service Area taking service under Rate Schedule Nos. 231, 232, 245 or 357.

BILLING COMPONENTS

A monthly charge based on the style of switch required to serve the Customer's Load:

<u>Switch Style Charge*</u>	<u>Amount</u>
PMH style ATO	\$665.00
Upright Gear Non-Split Bus	\$645.00
Upright Gear Split Bus-2 Sources	\$1,885.00

*\*If applicable, this can be divided among multiple Customers. Please refer to Special Conditions for more information.*

Distribution System Capacity Charge of \$1.41 per kilowatt of Demand

Demand will be determined from the "Determination of Demand" section of the applicable Rate Schedule.

OPPD will adjust the Demand when OPPD is requested to provide an additional source(s) of distribution capacity for partial Customer Load.

Minimum Monthly Bill

The Minimum Bill from the regular Rate Schedule applicable to the service rendered, plus the charges for the ATO Switch Charge and the Distribution System Capacity Charge, as applicable.

ADMINISTRATIVE

Rider Schedule Period

This agreement remains in place five years, with automatic renewal for additional one-year periods, as long as OPPD continues to provide the service as requested by the Customer under this Rider Schedule.

Service Provided

The Customer may request OPPD to provide an additional source(s) of distribution capacity to serve all or part of the Customer's Load as a contingency service when the normal distribution capacity is unavailable. OPPD may provide a manual throw-over switch for this service, or OPPD will provide an automatic throw-over (ATO) switch if the Customer requests the ATO. The ATO Switch Charge will not apply if a manual throw-over switch is provided.

Such additional source(s) of distribution capacity will be provided at OPPD's sole discretion if practical and safe, as determined by OPPD. Such service will not be provided if it would create an unusual hazard or interfere with the service provided to other Customers.

#### Disconnect Charge

Termination of service by a Customer at any time within the initial period under this Rider Schedule will not suspend or eliminate the ATO Switch Charge or the Distribution System Capacity Charge, specified above, for the months for which this service is terminated and will be applied to the final bill.

#### Special Conditions

All ATO switches for Customers will be supplied, installed, and maintained by OPPD.

If an ATO switch serves more than one Customer that has requested such service, the ATO Switch Charge will be divided equally among the Customers based on the number of Customers receiving such service. This calculation will be adjusted monthly if existing Customers discontinue service or if new Customers initiate service through this ATO switch.

Any investment required to connect the switch to the alternative distribution capacity source will be charged in accordance with OPPD's internal policies, including investments for new connections or upgrades to existing connections.

#### Service Regulations

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

## RIDER SCHEDULE NO. 500

### Community Solar

#### APPLICABILITY

This Rider Schedule is applicable to all Customers throughout OPPD's Service Area taking service under any Retail Rate Schedule.

#### BILLING COMPONENTS

Refundable Enrollment Deposit:

Residential Customers on Rate Schedules 110 and 115 will be charged a \$100 refundable enrollment deposit to begin participation under this rate Rider Schedule. All other Customer rates will be assessed a refundable enrollment deposit based on the greater of \$100 or a combination of the average usage of the rate class and the Community Solar subscription level as agreed upon in the Community Solar Service Agreement.

OPPD will refund this deposit if the Customer participates in this rate Rider Schedule for:

- Five (5) consecutive years for Rate Schedules 110 and 115
- Ten (10) consecutive years for Rate Schedules 226, 230, and 231
- Twenty (20) consecutive years for Rate Schedules 232, 245 and 261M

If a Customer elects to end participation under this rate Rider Schedule before the above requirements, the refundable enrollment deposit will be forfeited.

Community Solar Charge:

Community Solar Charge = Market Based Value of Solar \* Subscription Level

#### ADMINISTRATIVE

Definitions

*Subscription Level*: Quantity of Community Solar Share(s).

*Community Solar Share*: 100 kWh per month.

*Market-Based Value of Solar*: Calculated on a per-share cost and is defined as the interconnected cost of the community solar Purchased Power Agreement (PPA), less the actual hourly community solar production from the prior year valued at the corresponding Southwest Power Pool (SPP) day-ahead hourly prices, less the accredited capacity assigned by SPP to the community solar facility(s) valued at the annual levelized value of OPPD's next marginal generation capacity.

Special Conditions

Service under this Rider will be limited to the aggregate amount of generation available by all community solar PPAs.

The Community Solar Service Agreement may be revised periodically by OPPD.

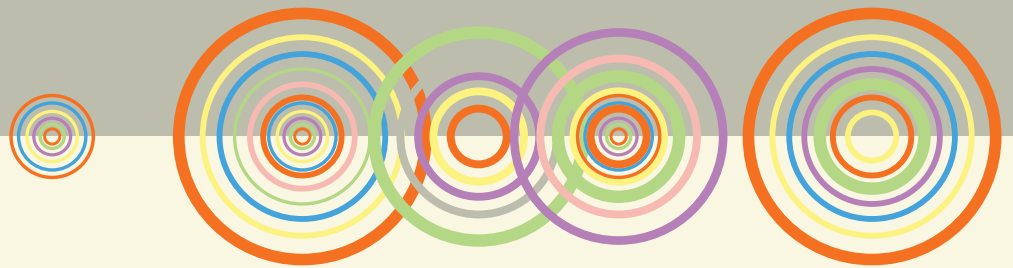
The Community Solar kWh Charge will be updated annually, as stated in the Community Solar Service Agreement.

**Service Regulations**

Customers under this Rider Schedule must comply with all OPPD Service Regulations.

# UPDATE TO SERVICE REGULATIONS

» 05.19.26 »



Brad Underwood  
Vice President & Chief Financial Officer



# ➔ ACCESS TO OPPD EQUIPMENT

# ACCESS TO OPPD EQUIPMENT

Overview: OPPD is updating its service regulations to ensure safe, reliable, and unobstructed access to meters, enabling accurate billing, efficient operations and timely maintenance in support of system reliability.

## Sections Modified:

- **Conditions of Service**
  - Easement and Legal Authority
  - Right of Access
  - Customer Responsibility for Access
  - Failure to Provide Access
- **Metering**
  - Location of Meters
- **Billing**
  - Owner/Landlord Responsibilities
- **Rider 470M**

# ACCESS TO OPPD EQUIPMENT

## CONDITIONS OF SERVICE SECTION

This section clarifies OPPD's easement and right-of-way authority and outlines customers' responsibilities to provide safe, unobstructed access for meter reading and equipment work, including required actions and potential service impacts when access is restricted.

### CONDITIONS OF SERVICE

#### Easements and ~~Right Of Way~~Legal Authority

~~The utility retains all rights granted under utility easements, which run with the property and permit access for the installation, maintenance, and operation of electric service equipment. Customer, without expense to OPPD, will make or procure the necessary easements, satisfactory to OPPD, for OPPD's lines, routes or extensions and all the equipment required to provide service to the Customer.~~

#### Right of Access

The District or its authorized agents shall have the right of unobstructed and safe access to the Customer's Premises, at all times the District determines access is necessary, for the purpose of reading meters, tree trimming, removing or exchanging District Property, and installing, inspecting, testing, disconnecting or repairing District equipment.

#### Customer Responsibility for Access

Customers, including landlords and property managers, are responsible for ensuring that:

- OPPD equipment, including Meters, are readily accessible to utility personnel
- Any gates, doors, or enclosures that restrict access are unlocked or utility personnel are provided with keys, codes, or other means of entry
- Pets or hazards that may impede safe access are properly managed

#### Failure to Provide Access

If access to OPPD equipment, including the Meter, is denied or obstructed:

- The utility may issue, and customers shall pay, estimated bills based on historical usage
- The customer will be notified and given a reasonable opportunity to correct the issue
- Continued failure to provide access may result in disconnection of service, the imposition of an access charge, or both, in accordance with applicable regulations and required notice

# ACCESS TO OPPD EQUIPMENT

## METERING SECTION

Meters may be placed outside, inside, or behind barriers, provided the location ensures safe and reliable access for authorized OPPD personnel.

### METERING

Metering equipment must be located on the exterior of new and rewired construction. OPPD may grant exceptions under certain circumstances.

#### Location of Meters

##### Meters may be located:

- Externally on the structure (e.g., wall-mounted or pedestal-mounted)
- Internally within a residence or building
- Behind access barriers such as fences, gates, locked enclosures, or other obstructions; provided, however, that authorized personnel obtain access

# ACCESS TO OPPD EQUIPMENT

## BILLING SECTION

This section clarifies that property owners are responsible for all electric usage from the time they acquire the property unless a tenant is actively billed, and outlines the process for owners to manage interim service and request automatic disconnection between tenancies.

### Owner/Landlord Responsibilities

From the date of property acquisition, the Owner assumes responsibility for all Electrical Service usage at the premises, unless such service is actively billed directly to a tenant. The Owner will be responsible for interim service and associated charges at Premises when the Owner fails to disconnect utility service between tenancies. OPPD will bill the Owner for any unbilled usage. If the Owner wants the Electric Service disconnected automatically in the event an occupant or tenant terminates the Electric Service, the Owner must complete a Service Disconnection Form or a Landlord Contract Form and file it with OPPD.  
~~The Owner will be responsible for interim service at Premises when the Owner fails to disconnect utility service between tenancies. OPPD will bill the Owner for any unbilled usage. If the Owner wants the Electric Service disconnected automatically in the event an occupant or tenant terminates the Electric Service, the Owner must complete a Service Disconnection Form or a Landlord Contract Form and file it with OPPD.~~

# ACCESS TO OPPD EQUIPMENT

## RATE 470M

The updated language changes the meter-reading fee from \$50 per reading to a \$50 monthly charge for customers who deny access, have inaccessible meters, or choose non-communicating meters.

(470M): Monthly Meter Reading and Access Charge

The charge for meter reading for Customers who have an inaccessible meter deny access or elect to utilize meters that do not have two-way communications capability is \$50.00 per meter per month reading.

➔ **RESALE, REDISTRIBUTION,  
OR EXTENSION OF ELECTRIC  
SERVICE**



# RESALE, REDISTRIBUTION OR EXTENSION OF ELECTRIC SERVICE

Overview: OPPD is clarifying its regulations on the resale and redistribution of electric service to maintain fairness, prevent unauthorized reselling based on metered usage, and ensure that electricity is delivered and billed in accordance with established utility standards.

# RESALE, REDISTRIBUTION OR EXTENSION OF ELECTRIC SERVICE

The updated language prohibits owners from billing tenants based on metered usage and requires that any redistribution be included as a fixed part of rent, replacing the old standard that simply capped total tenant charges at no more than the owner's OPPD bill.

## RESALE, REDISTRIBUTION, OR EXTENSION OF ELECTRIC SERVICE

The resale, redistribution or extension of Electric Service will not be allowed in OPPD's service territory except under conditions identified in these Service Regulations.

The redistribution of electricity by a Customer from electric vehicle charging, truck stop, campground, or other similar plug-in power equipment will not be considered the resale of electricity as long as the charge for the plug-in service is not sold on a metered kilowatt-hour or kilowatt basis. The Customer is not prohibited from recovering the cost of the electric vehicle charging equipment or plug-in power equipment and related infrastructure.

Except as otherwise expressly allowed by these service regulations, an Owner or Customer is prohibited from charging a tenant or occupant for Electric Service based on the tenant's or occupant's electrical usage on a per kilowatt-hour basis. Electric Service supplied by OPPD to an Owner or Customer may be redistributed by an Owner or Customer to a tenant or occupant of the Owner's or Customer's Premises only when the amount the Owner or Customer charges the tenant or occupant for Electric Service is included as a part of the rent with no variation in the amount charged based on the actual amount of electricity used by the tenant or occupant. Otherwise, Electric Service must be supplied by OPPD directly to each tenant or occupant through OPPD's individual meters.

~~If the Customer is qualified to redistribute electricity to individual tenants, the Customer must ensure that the total electricity revenue recovered is no more than the total cost of electricity as billed by OPPD to the Customer.~~

Moody/Underwood

**RESOLUTION NO. xxxx**

**WHEREAS**, the District seeks to clarify its Service Regulations to reinforce easement and right-of-way authority, ensure safe and unobstructed access to metering and operating equipment, and clarify customer responsibilities under the Conditions of Service, Metering, and Billing sections; and

**WHEREAS**, the updated Metering section provides that meters may be placed outside, inside, or behind barriers, provided that safe and reliable access for authorized personnel is maintained; and

**WHEREAS**, the updated Billing section clarifies that property owners are responsible for electric usage from the time the property is acquired unless an active tenant billing arrangement is in place; and

**WHEREAS**, updates to Rider 470M Monthly Meter Reading Charge now is named Monthly Meter Reading and Access Charge applicable for inaccessible meters or deny access to the District's meter; and

**WHEREAS**, updated Resale, Redistribution, or Extension of Electric Service section prohibits owners from billing tenants based on metered usage, requiring that redistributed costs be included as a fixed component of rent unless service is individually metered;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of Omaha Public Power District accepts the updates to the Service Regulations as presented in Exhibit A: Service Regulations and Schedules red line attached hereto, is hereby approved.



Omaha Public Power District  
**BOARD OF DIRECTORS**

## Action Item

May 19, 2026

### ITEM

SD-3: Access to Credit Markets Monitoring Report

### PURPOSE

To ensure full Board review, discussion and acceptance of SD-3: Access to Credit Markets Monitoring Report

### FACTS

- a. The Board confirmed the Corporate Governance Initiative Charter in December 2014, in order to assess and refine OPPD's corporate governance infrastructure.
- b. The first set of Board policies was approved by the Board on July 16, 2015. A second set of Board policies was approved by the Board on October 15, 2015.
- c. Each policy was evaluated and assigned to the appropriate Board Committee for oversight of the monitoring process.
- d. The Finance Committee is responsible for evaluating Board Policy SD-3: Access to Credit Markets on an annual basis.
- e. The Finance Committee has reviewed the SD-3: Access to Credit Markets Monitoring Report and is recommending that OPPD be found to be sufficiently in compliance with the policy as stated.

### ACTION

The Finance Committee recommends Board approval of the 2026 SD-3: Access to Credit Markets Monitoring Report.

#### RECOMMENDED:

DocuSigned by:  
*Bradley R. Underwood*  
D76A6627FE154F8...

Bradley R. Underwood  
Vice President and Chief Financial Officer

#### APPROVED FOR BOARD CONSIDERATION:

Signed by:  
*L. Javier Fernandez*  
AC399FDCE56247E...

L. Javier Fernandez  
President and Chief Executive Officer

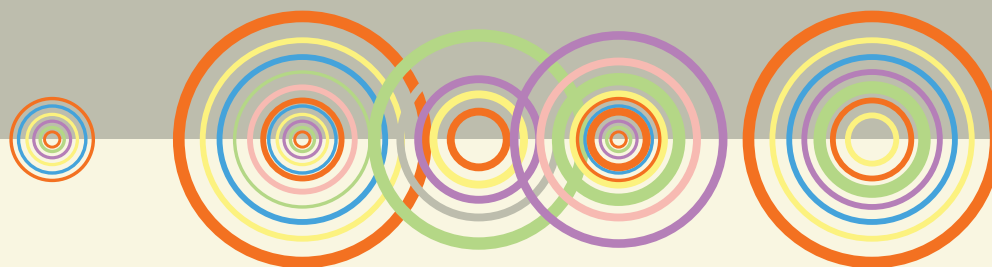
BRU: jap

Attachments: Exhibit A – Monitoring Report  
Resolution

**Exhibit A**

# **MONITORING REPORT SD-3: ACCESS TO CREDIT MARKETS**

» 05.19.26 »



Brad Underwood  
Vice President & Chief Financial Officer



## SD-3: ACCESS TO CREDIT MARKETS

To achieve a low cost and flexible cost structure, OPPD shall maintain financial ratios and targets to ensure efficient and cost-effective access to the credit markets

Therefore:

- For OPPD's annual budgets, the Board establishes a minimum total debt service coverage\* ratio of 2.0 times
- When making resource decisions, OPPD shall take into consideration long-term revenue requirements, minimum risk-adjusted liquidity\* levels, debt-to-capitalization ratio, competitive position, financial risk, and financial flexibility
- OPPD's goal is to maintain an AA credit rating with the credit rating agencies consistent with the above expectations

\* TERMS AND DEFINITIONS

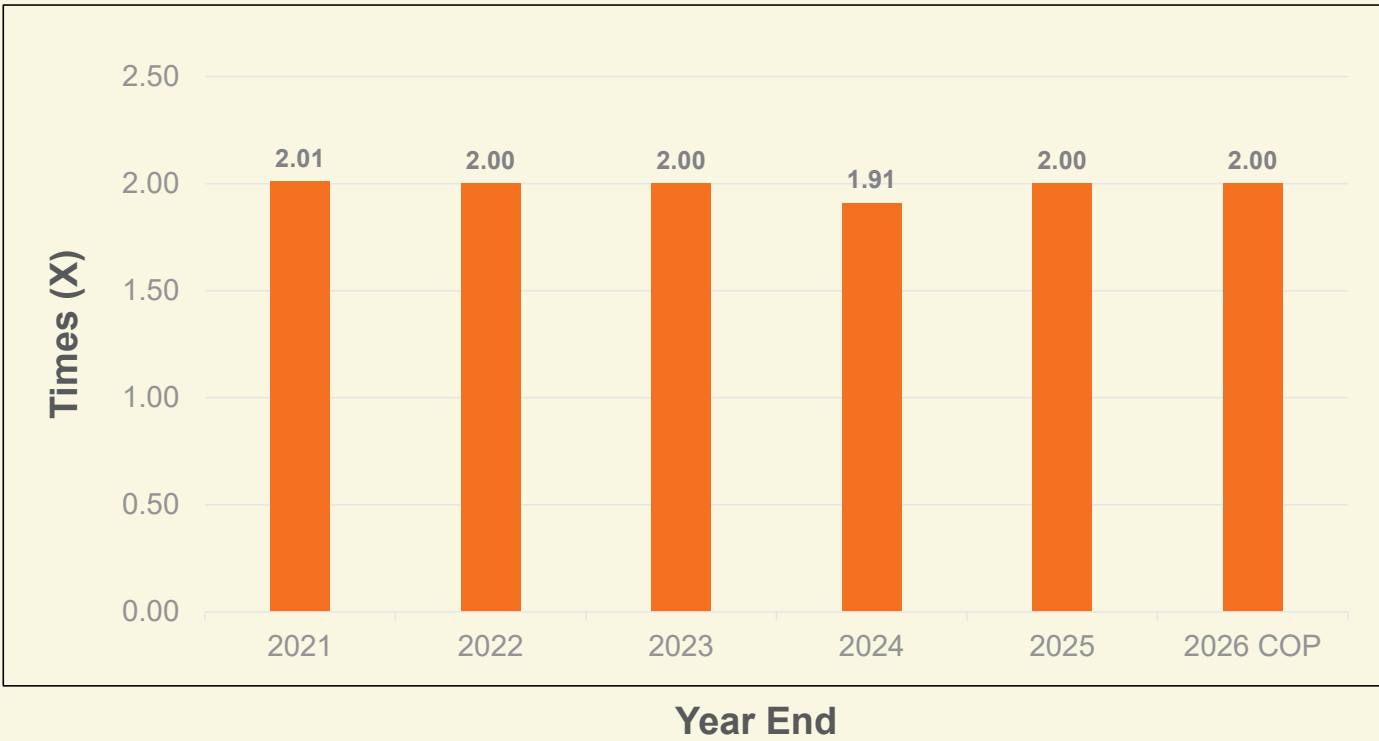
*Total Debt Service Coverage:* Revenues less expenses divided by total annual senior and subordinate lien debt interest and principal payments

*Liquidity:* Total cash (operating and supplemental cash accounts) and unrestricted lines of credit available to meet ongoing daily cash requirements

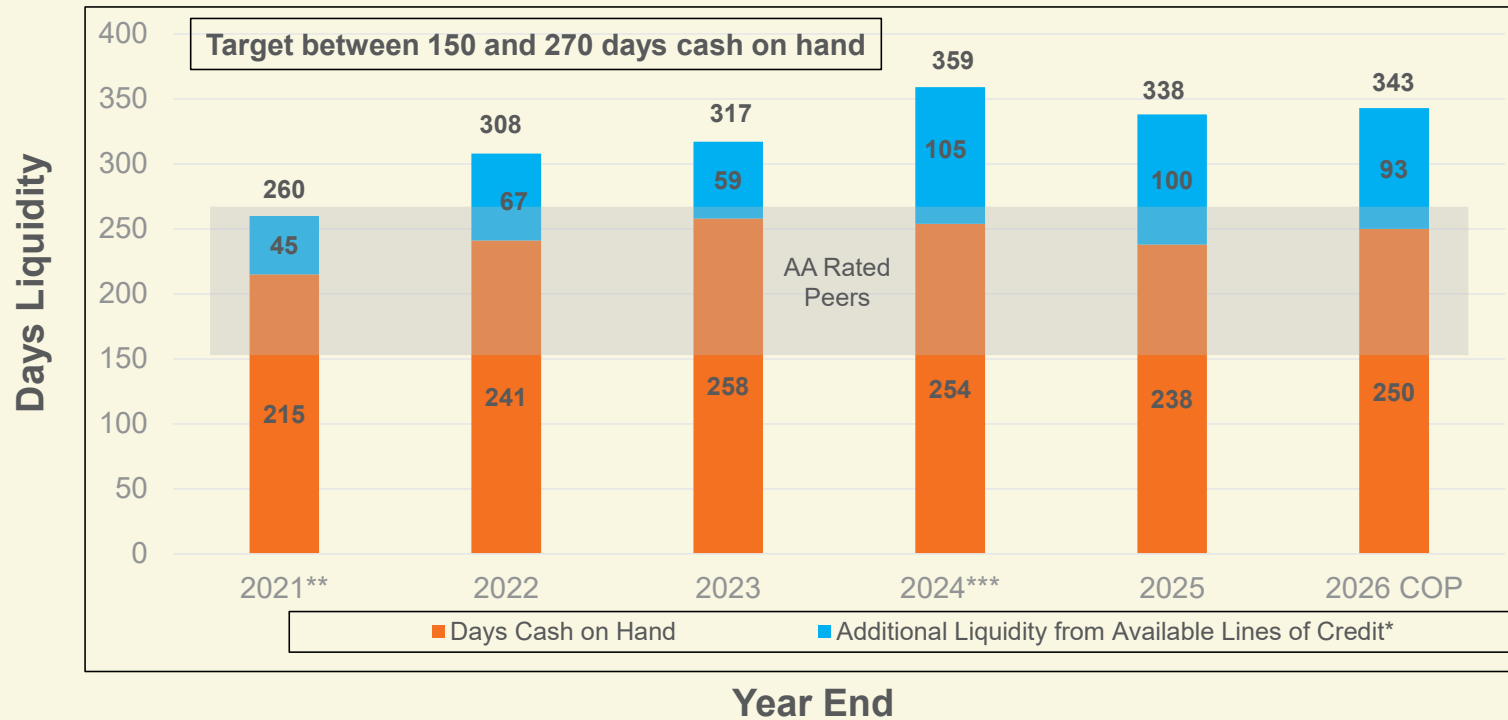


# SD-3: ACCESS TO CREDIT MARKETS

For OPPD’s annual budgets, the Board established a minimum total debt service coverage ratio of 2.0 times (minimum for a AA rated electric utility)



# DAYS LIQUIDITY

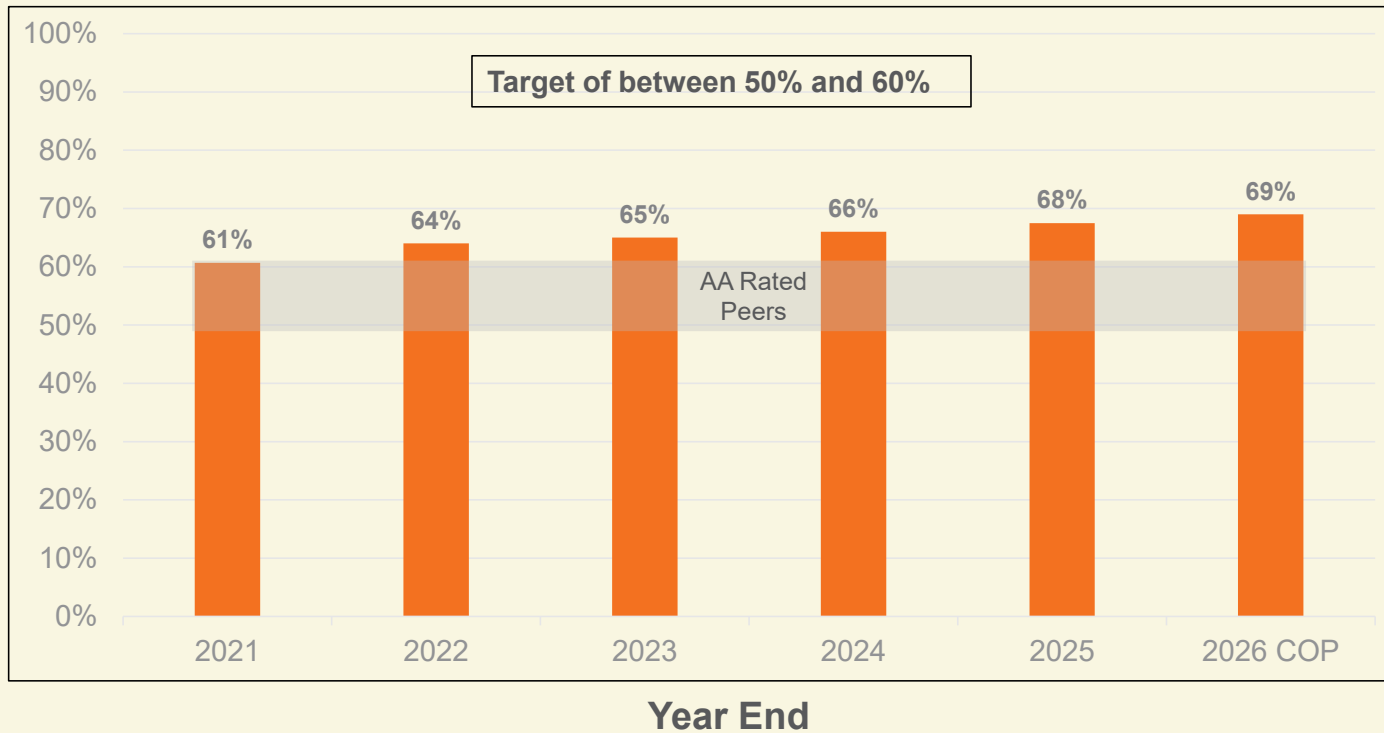


\* Available lines of credit equal total lines of credit less outstanding commercial paper and letters of credit

\*\* Lines of credit increased from \$325 million to \$450 million

\*\*\* Lines of credit increased from \$450 million to \$600 million

# DEBT RATIO\*



\* Share of debt-to-capitalization (debt plus net position)

# CREDIT RATING

OPPD's goal is to maintain an AA credit rating with the credit rating agencies consistent with the above expectations

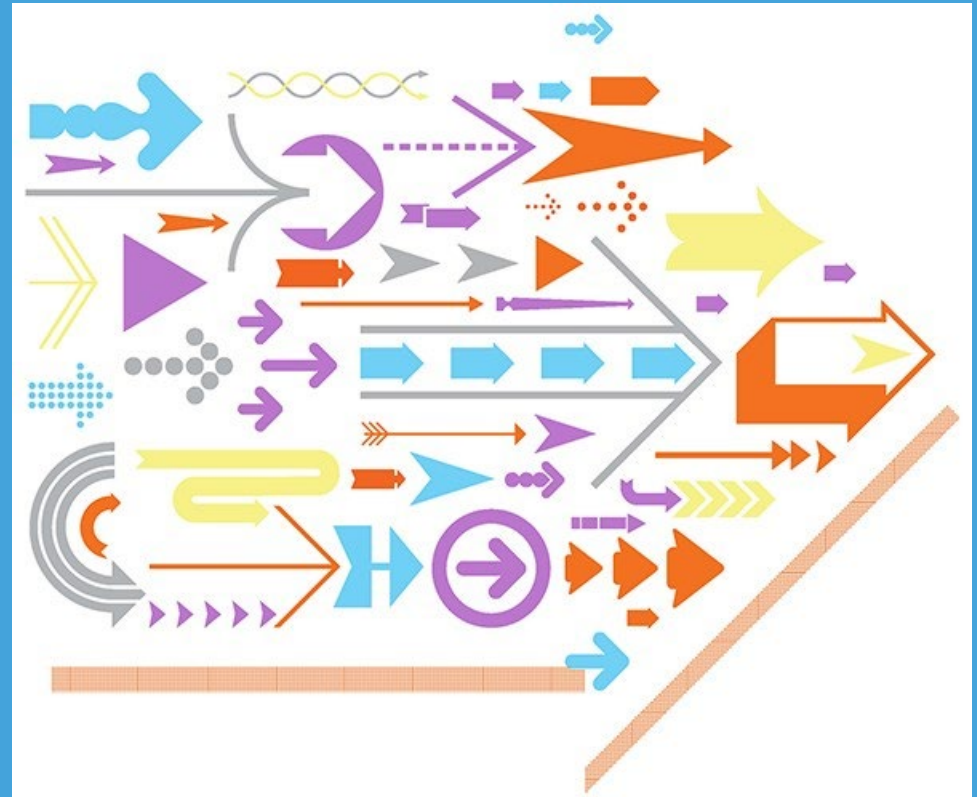
	2021	2022	2023	2024	2025
Moody's	Aa2	Aa2	Aa2	Aa2	Aa2
Standard & Poor's	AA	AA	AA	AA	AA

## **RECOMMENDATION**

**The Finance Committee has reviewed and accepted this Monitoring Report for SD-3: Access to Credit Markets and recommends that the Board finds OPPD to be sufficiently in compliance with Board Policy SD-3.**

# Any reflections on

➤ what has been accomplished, challenges and/or strategic implications?





Moody/Underwood

**DRAFT**  
**RESOLUTION NO. xxxx**

**WHEREAS**, the Board of the Directors has determined it is in the best interest of the District, its employees, and its customer-owners to establish written policies that describe and document OPPD's corporate governance principles and procedures; and

**WHEREAS**, each policy was evaluated and assigned to the appropriate Board Committee for oversight of the monitoring process; and

**WHEREAS**, the Board's Finance Committee (the "Committee") is responsible for evaluating Board Policy SD-3: Access to Credit Markets on an annual basis. The Committee has reviewed the SD-3: Access to Credit Markets Monitoring Report and finds OPPD to be sufficiently in compliance with the policy as stated.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of Omaha Public Power District accepts the SD-3: Access to Credit Markets monitoring report, in the form as set forth on Exhibit A attached hereto and made a part hereof, and finds OPPD to be sufficiently in compliance with the policy as stated.



# Reporting Item

May 19, 2026

## ITEM

Advanced Metering Infrastructure ("AMI") Program Update

## PURPOSE

Provide the Board of Directors with an update on execution progress for the AMI ecosystem of technologies and to report key decisions made.

## FACTS

- a. The AMI Ecosystem program will enable two-way communication between OPPD operators and each customer meter, provide detailed energy usage data to help customers make informed decisions, improve account access and self-service, enhance reliability through grid situational awareness, provide better outage information, and set the stage for future interactive, customized products and service options.
- b. The "Soft Launch" meter rollout for 11,500+ meters in the pilot areas began on October 1, 2025, and is substantially complete. The meters and field area network are performing well with an average daily register read rate of greater than 99%. The remote ON/OFF capabilities of the meters have saved a significant number of truck rolls.
- c. The AMI Customer and Stakeholder Engagement update will highlight how OPPD's coordinated communications, community outreach, and MyOPPD insights strengthened customer understanding, trust, and readiness during the soft launch. It will also outline how these lessons and data-driven improvements are shaping a more scalable, consistent, and customer-centered approach for full deployment.

RECOMMENDED:

DocuSigned by:  
*Bradley R. Underwood*

Bradley R. Underwood  
Vice President and Chief Financial Officer

APPROVED FOR REPORTING TO BOARD:

Signed by:  
*L. Javier Fernandez*

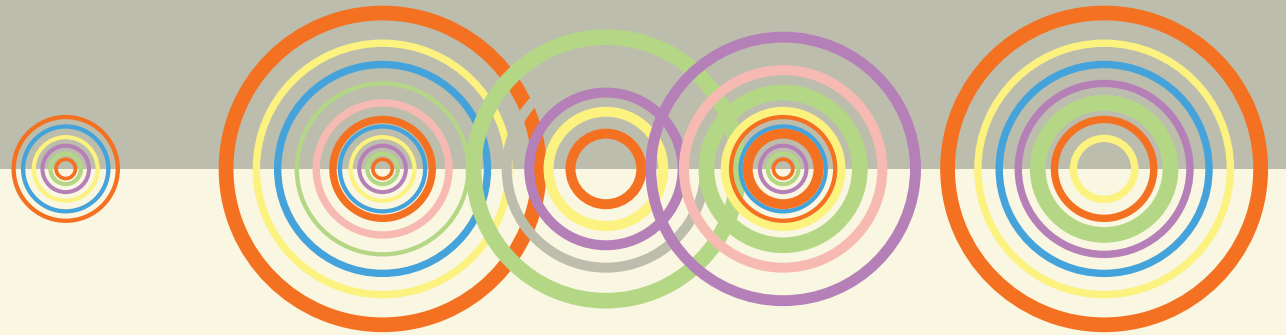
L. Javier Fernandez  
President and Chief Executive Officer

BRU: ats, mwh

# QUARTERLY AMI UPDATE

➤ 05.19.26 ➤

BOD ALL COMMITTEE MEETING



Aaron Smith  
Director Distributed Device Strategy & Distribution Planning

Matt Hardebeck  
Director Customer Experience & Operations



# AGENDA

**May 19, 2026**

- Soft Launch - Early Results
- AMI Customer and Stakeholder Engagement | Lessons Learned
- Customer and Stakeholder Key Measurements



# LESSONS LEARNED

## AMI CUSTOMER & STAKEHOLDER ENGAGEMENT

Physical letters helped drive attendance to open houses

Outreach will use multi-channel approach for future open houses



Customers wanted tighter notices to when the meter would be replaced

Working through the process of adding automated call to share tighter window of when the meter will be replaced



Meter exchange process should be refined

Working on a better customer experience and better process for internal efficiency



Business didn't need all communications – specifically 90 day notice

We will eliminate the 90 day communication for business customers



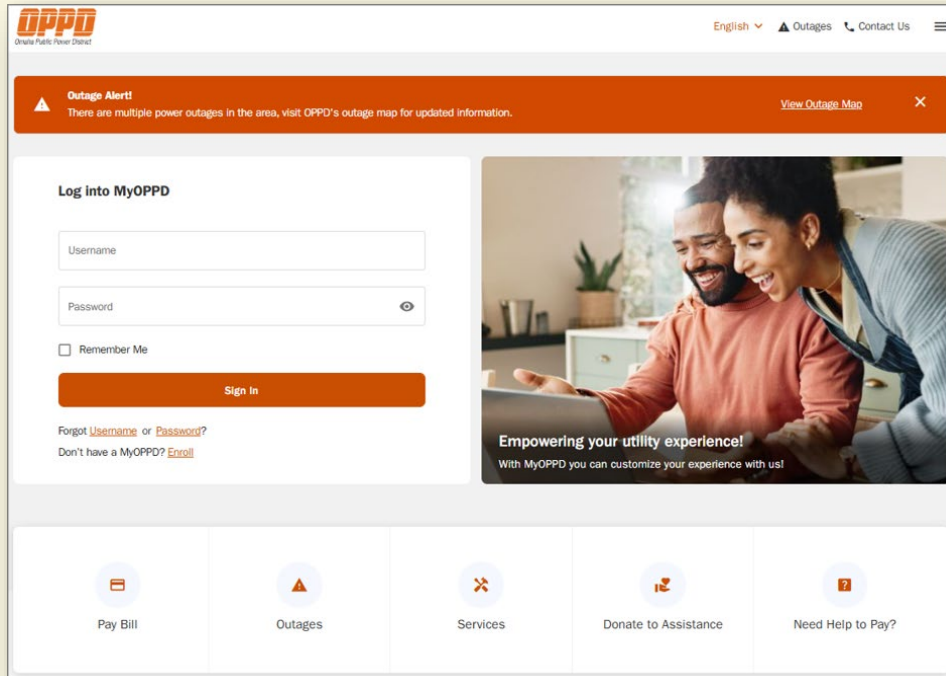
Early data issues were challenging but corrected

Data error between system caused mis-communications with customers, we have corrected that error and have a better process to catch items like that



# AMI KEY MEASUREMENTS

## CUSTOMER & STAKEHOLDER ENGAGEMENT AND MYOPPD



- **Primary MyOPPD visit reason:** View/Pay Bill
- **MyOPPD Adoption:** 64% (up 3% since MyOPPD deployment)
- **Post-install CSAT:** Residential 4.14/5; Commercial 3.4/5
- **Digital campaign:** 1.5M+ impressions; 3.61% click through rate across AMI education/outage map topics.
- **Community engagement:** 95% positive feedback; 151 attendees; 54% learned via letters
- **MyOPPD App downloads:** 6.7%
- **Safety incidents:** 0 with ~11,500 AMI Meters installed

# NEXT STEPS

## AMI Board Update: August & November

- Purpose: Awareness of customer and stakeholder experience, schedule and any key changes as OPPD moves towards full deployment of AMI meters



## Reporting Item

May 19, 2026

### ITEM

SD-2 Discussion

### PURPOSE

To review and discuss regional comparisons and target selection for SD-2 Monitoring Report.

### FACTS

- a. Board Policy SD-2: Rates was revised and approved by the Board on December 15, 2022.
- b. Current SD-2 : Rates: Pursue a directional rate target of 10% below average published rates of seven states in the North Central Region on a system average basis.
- c. Currently, Illinois and Indiana make up over 50% of the retail sales of the North Central Region.
- d. Comparison data, by state, from such metrics as: Grid Operators, Class Average Price Increases from 2021-2025, Generation Types and Ownership Structure show large structural differences between Illinois and Indiana compared to other states such as Minnesota and North Dakota.
- e. Comparing OPPD to the West North Central Region puts more pressure on OPPD management to limit rate increases, as there is less room between the current rates and the 10% target.
- f. The recommendation for SD-2: Rates: Pursue a directional rate target of 10% below average published rates of seven states in the West North Central Region on a system average basis.

### RECOMMENDED:

DocuSigned by:

*Bradley R. Underwood*

D76A8627FE154F8...

Bradley R. Underwood  
Vice President and Chief Financial Officer

### APPROVED FOR REPORTING TO THE BOARD:


Signed by:

*L. Javier Fernandez*

ALC399FDCE56247E...

L. Javier Fernandez  
President and Chief Executive Officer

Attachment: Exhibit A - Clean Version of SD-2  
Exhibit B - Redline Version of SD-2

	<b>OMAHA PUBLIC POWER DISTRICT Board Policy</b>	<b>Category:</b>	Strategic Direction
	<b>Policy No. and Name:</b>  <b>.SD-2: Rates</b>	<b>Monitoring Method:</b>	Finance Committee Board Report
		<b>Frequency:</b>	Annually
		<b>Resolution No.:</b>	6070 6210 6471 6541
<b>Date of Approval:</b>	July 16, 2015 November 16, 2017 November 18, 2021 December 15, 2022		

OPPD shall strive to provide affordable energy services and set rates in order to achieve the long-term vision of the organization.


In implementing this directive, OPPD shall:

- Maintain fair, reasonable and non-discriminatory rates as stated in Nebraska Revised Statute § 70-655;
- Equitably assign costs across and within all customer classes;
- Monitor affordability indicators;
- Pursue rate process and structure changes to reflect the cost of energy when it is used;
- Offer flexibility and options;
- Be simple and easy to understand; and
- Pursue a directional rate target of 10% below average published rates of seven states in the West North Central Region\* on a system average basis\*.

**\*TERMS AND DEFINITIONS**

*Seven states in the West North Central Region:* Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota.

*System Average Basis:* Total revenue billed to retail customers divided by total kWh sold to retail customers. The result is measured in cents per kWh or the average system basis.

	<b>OMAHA PUBLIC POWER DISTRICT Board Policy</b>	<b>Category:</b>	Strategic Direction
	<b>Policy No. and Name:</b>  <b>.SD-2: Rates</b>	<b>Monitoring Method:</b>	Finance Committee Board Report
		<b>Frequency:</b>	Annually
	<b>Date of Approval:</b>	July 16, 2015 November 16, 2017 November 18, 2021 December 15, 2022 <a href="#">June 18, 2026</a>	<b>Resolution No.:</b>

OPPD shall strive to provide affordable energy services and set rates in order to achieve the long-term vision of the organization.

In implementing this directive, OPPD shall:

- Maintain fair, reasonable and non-discriminatory rates as stated in Nebraska Revised Statute § 70-655;
- Equitably assign costs across and within all customer classes;
- Monitor affordability indicators;
- Pursue rate process and structure changes to reflect the cost of energy when it is used;
- Offer flexibility and options;
- Be simple and easy to understand; and
- Pursue a directional rate target of 10% below average published rates of seven states in the [West North Central Region](#)\* on a system average basis\*.

**\*TERMS AND DEFINITIONS**

Seven states in the [West North Central Region](#): ~~Illinois~~, Iowa, ~~Indiana~~, Kansas, [Minnesota](#), Missouri, Nebraska, [North Dakota](#), South Dakota.

*System Average Basis*: Total revenue billed to retail customers divided by total kWh sold to retail customers. The result is measured in cents per kWh on the average system basis.



## Reporting Item

May 19, 2026

### ITEM

Nuclear Oversight Committee Report

### PURPOSE

The Nuclear Oversight Committee provides regular oversight of items related to Fort Calhoun Station (FCS).

### FACTS

In addition to safe and secure dry cask storage of fuel, the following major decommissioning activities were conducted:

- a. Completed backfilling of the former containment building and waste shipping facility following radiological surveys, completing the last major excavations. The primary remaining scope is completion of site-wide final status radiological surveys, which are now the critical path for license termination.
- b. Completed the final bulk rail shipment of radiological waste, achieving a major project milestone and reducing on-site inventory to residual volumes. Only periodic shipments in smaller containers will be required through the remainder of the year.
- c. Secured several key regulatory advancements, including NRC approval of Revision 2 of the License Termination Plan, which establishes updated survey criteria and reduces regulatory uncertainty. We also submitted the annual decommissioning funding assurance plan in alignment with NRC requirements.

### RECOMMENDED:

Signed by:

A handwritten signature in black ink that reads "Troy R. Via".

181187221FA24AE...

Troy R. Via

Chief Operating Officer and Vice  
President – Utility Operations

### APPROVED FOR REPORTING TO BOARD:

Signed by:

A handwritten signature in black ink that reads "L. Javier Fernandez".

AC390FDC156247E...

L. Javier Fernandez

President and Chief Executive Officer

TRV:tsu



# **FCS DECOMMISSIONING UPDATE**

## Waste Shipping Facility Backfill



## Containment Area Backfill



# FINISHING STRONG

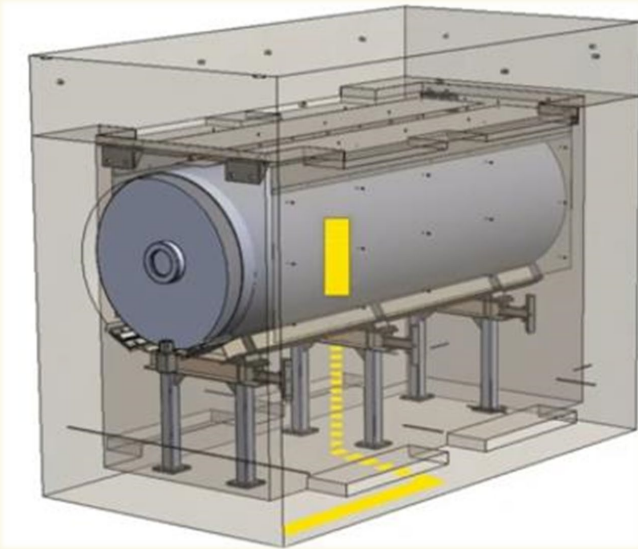
## Path to Substantial Completion:

- Planned demolition work – **COMPLETE**
- Remove shipping facility – **COMPLETE**
- Restore demo areas to grade – **COMPLETE**
- Conduct radiological surveys – in progress

**Additional OPPD staffing reductions anticipated in the 3<sup>rd</sup> & 4<sup>th</sup> quarters**



# AGING MANAGEMENT INSPECTION



## Used Fuel Storage System

- Initial inspection required after 20 years of service
- Robotics, cameras and sensors are used to inspect the canister for degradation
- Concrete modules are included in the inspection





## Reporting Item

May 19, 2026

### ITEM

New Generation and Transmission Update

### PURPOSE

The District is providing an update on the large number of bulk electric system projects that are advancing through the planning, engineering, construction, and commissioning phases of their respective project lifecycles.

### FACTS

a. New Generation:

1. Construction for the Cass County Station expansion is 33 percent complete overall with focus on piping and the construction of multiple buildings on site.
2. Turtle Creek Station is 37 percent complete with the turbine set on the pedestal, generator installed and aligned, and construction officially going vertical.

b. New Transmission and Substation:

1. North Douglas County Transmission Project construction activities continue with wire stringing as well as distribution and transmission construction all happening on different areas of the project.
2. Cass to Sarpy Transmission Project construction is progressing on schedule with foundations and structures continuing to be placed. Transmission line stringing is underway.
3. The reduced network options have been announced for the Southeast Bellevue segment of the Bellevue Reliability Project.
4. Routing, Siting and Public Involvement teams have hosted 12 meetings year-to-date on three different projects in the Major Programs portfolio.

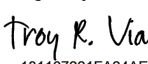
c. Renewable Energy Resource Facilities:

1. K Junction Solar – The Southwest Power Pool Interconnection Agreement was allowed to expire. Project development efforts continue for the potential 310MW K Junction solar project in York County, Nebraska.
2. Pierce County Energy Center - Contracts have been executed for a new 420MW solar/170MW battery facility in Pierce County, Nebraska, dependent on results of the Southwest Power Pool surplus interconnection study and firm network transmission study. Construction activities continue to progress and commercial operation for the facility is anticipated in 2027.


d. North Omaha Station:

1. The SPP-led transmission tariff study and OPPD Integrated System Plan are both underway with anticipated completion by the end of 2026. These studies will inform any system investments that will be necessary to enable retirement of North Omaha Station units 1-3 and refueling of units 4 and 5.

RECOMMENDED:

Signed by:  
  
181187221FA24AE...  
Troy R. Via  
Chief Operating Officer and  
Vice President – Utility Operations

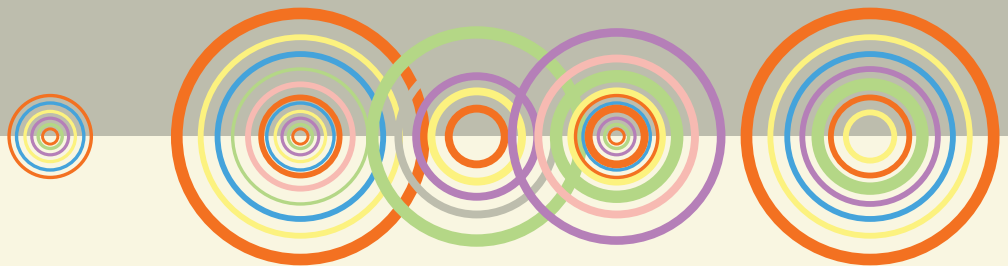
APPROVED FOR REPORTING TO BOARD:

Signed by:  
  
AC399FDC E56247E...  
L. Javier Fernandez  
President and Chief Executive Officer

TRV: ddb, mre, clw, sae, rak

# NEW GENERATION & TRANSMISSION UPDATE

▶ 05.19.26 ▶



All Committee Meeting  
May 19, 2026

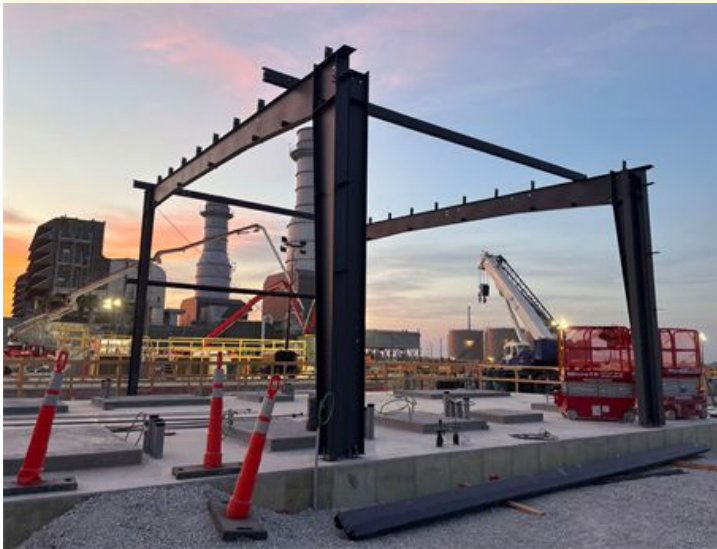


# AGENDA

- Generation Update
- Transmission and Substation Update
- Renewables and Storage Update
- North Omaha Station Update



# PROGRESS: NEW GEN



▶ The compressed air building begins to take shape. The air is used for multiple purposes to run plant.

Combustion Turbine and gantry crane set up for final move into place. ▶



● Budget  
● Schedule  
**33% complete**



Q2 2026

## Turtle Creek Station

- Expansion work is officially going vertical.
- Turbine has been placed on the pedestal.
- Concrete pours for the stack and the maintenance building occurred in early April.

### KEY WINS

- **Schedule:** Kiewit continues to make good progress, staying slightly ahead of schedule.
- **Equipment:** The spare generator step-up transformer has been set on site.
- **Safety Culture:** Strong focus on safety, additional tornado shelters delivered.

# PROGRESS: NEW GEN

Q2 2026

## Cass County Station

- Water Treatment Building is fully enclosed and interior work underway.
- Fuel Oil Building steel erection started.
- Preparing for mud mat pour for Unit 3 combustion turbine.
- Night shift started for pipe work.

Budget

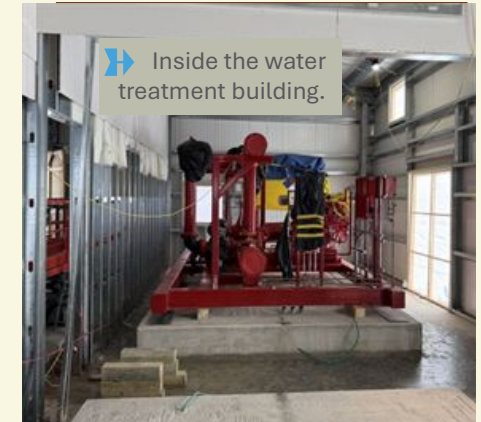
Schedule

30%  
complete



## KEY WINS

- Kiewit completed one year with **no reportable safety incidents.**
- Bringing on specialized subcontractor to **double size of pipefitter craft**, addressing underground piping delays
- Successful **coordination with OPPD** on site maintenance outages
- **Ahead of schedule** on overall construction



# TRANSMISSION & SUBSTATION

Q2 2026

## Cass-to-Sarpy T-Line

- 130 foundations (63%) and 88 structures (44%) complete.
- Transmission line stringing underway.

## North Douglas County T-Line

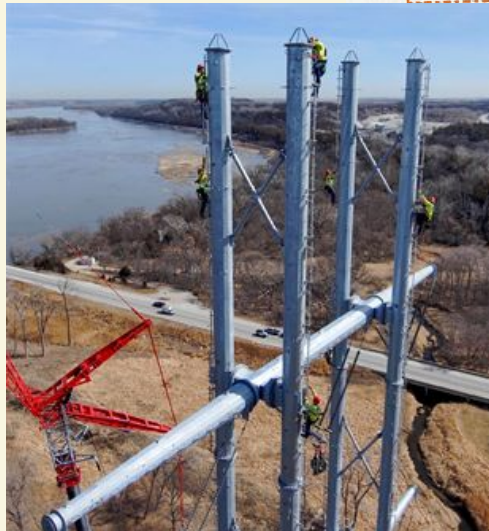
- Distribution construction underway on Segment 3 with transmission beginning in June. Stringing Segment 1 is underway.

Budget

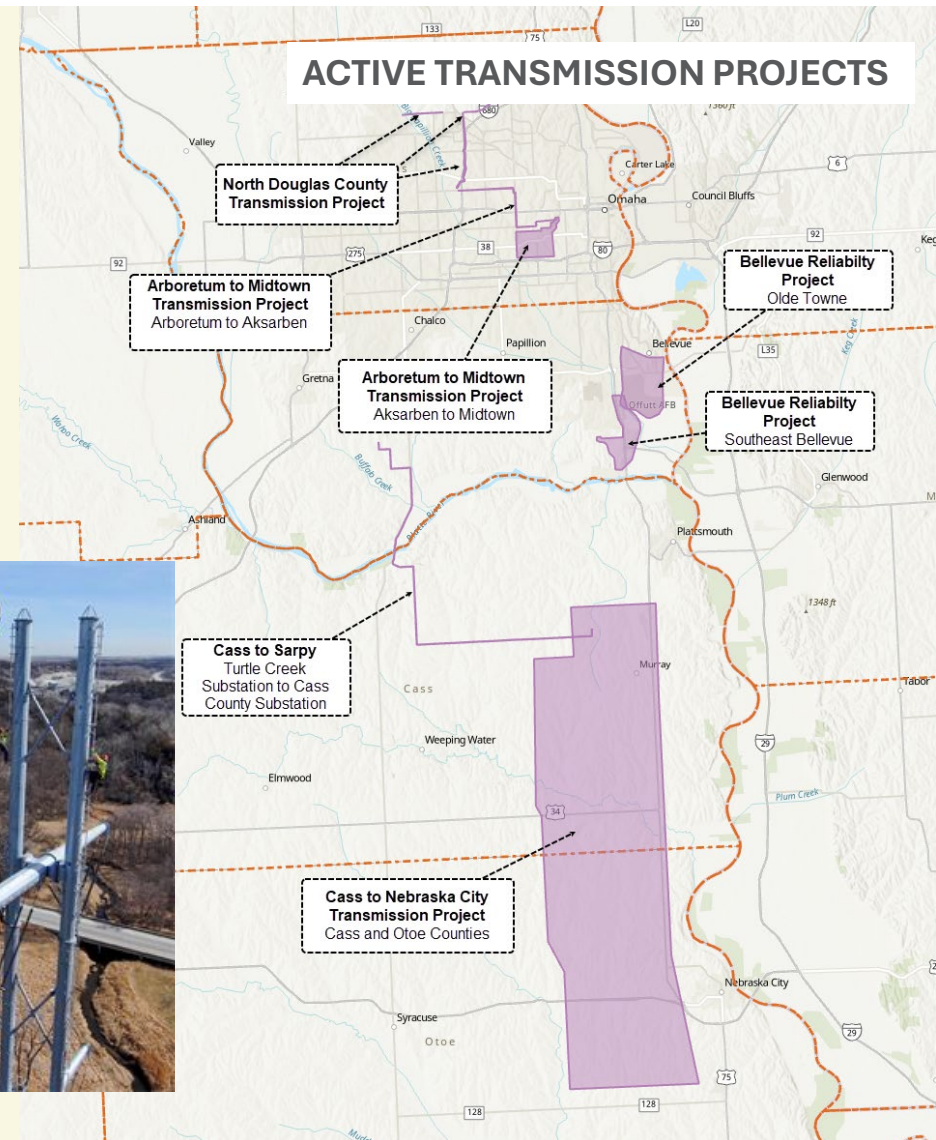
Schedule

## KEY WINS

- Piloted **virtual open house** for the Arboretum to Midtown Transmission Project.
- **Announced reduced network** for the Southeast Bellevue Transmission Project; seeking public feedback on the reduce route network.
- Hosted **12 meetings** year-to-date to engage local leaders and public on planning for new transmission routes.
- Assembly complete on **river-crossing structures**.
- Routing expected to kick off by end of year for **three more transmission projects**, including JTIQ.



## ACTIVE TRANSMISSION PROJECTS



# PROGRAM RISKS



Outage Management



Materials Management

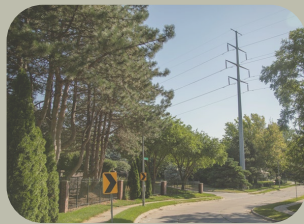


Global Instability



Program Scale and Complexity

## TRANSMISSION



Public sentiment: Two active transmission projects plus a generation project in Cass County.



Supply Chain: Delayed deliveries being monitored for potential scheduling impacts

## GENERATION



Turtle Creek Station construction activity – road construction, small footprint



Supply Chain: Two Cass County GSUs delayed because of Panama Canal congestion

# RESULTS: ENGINEERING CERTIFICATE

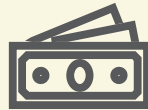


OPPD Board Resolution 6709 – Transmission and Substation Contract Alliance – Engineer’s Certificate to Negotiate (Approved May 15, 2025)

*TaSCA is allowing OPPD to move more quickly in a tight labor and resource environment, creating certainty around resourcing, predictability for costs and agility in scheduling work.*



Allowed **direct awards** on North Douglas County Transmission Project, providing work continuity, efforts to accelerate work and safety



Established **standardized pricing** for typical transmission structures, supporting both major projects and seasonal work



Allowed for **seamless scheduling** for underground distribution work on both Cass to Sarpy and North Douglas County T-Line Projects

**3**

UPCOMING RFPs

**2**

CONTRACTS

**1**

UPCOMING DIRECT AWARD

**\$3.6**

SPEND  
(in millions)



# RENEWABLES AND STORAGE UPDATE



# PIERCE COUNTY ENERGY CENTER

## PROJECT OVERVIEW & STATUS

### Project Nameplate Capacity

- **Solar:** 420 MW
- **Energy Storage:** 170 MW

**Location:** Pierce County, Nebraska

**Developer:** NextEra Energy Resources

**Estimated Commercial Online Date:** May 2027

Enhanced structure providing an optimized partnership among OPPD, Google and NextEra Energy Resources

### Contingent items include:

- Firm network transmission service study

### Construction activity progress

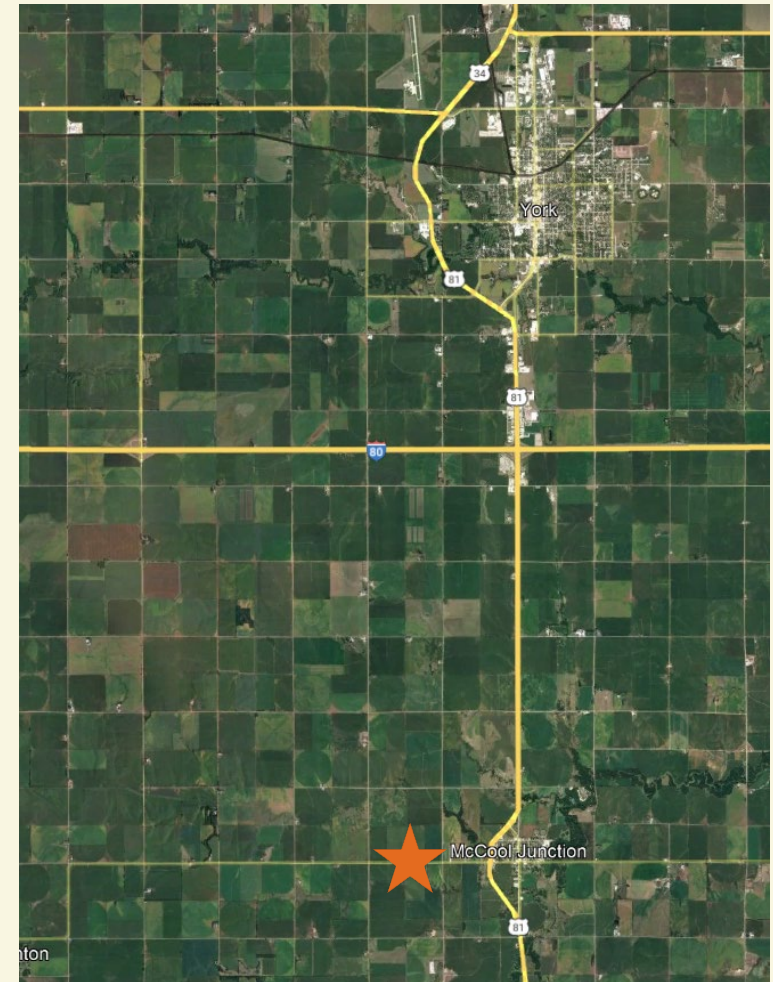
- County road construction: 100%
- Site grading: 100%
- Racking installation: 70%
- Panel installation: 60%
- Substation grading: 50%



# K-JUNCTION SOLAR

## Project Overview & Status

- The York County Board has been reviewing solar regulations since before OPPD acquired K Junction in 2023.
- The Board approved highly restrictive regulations in April 2026.
- OPPD allowed the Generation Interconnection Agreement to expire due to schedules required therein that can no longer be met due to delays in regulation development.
- Project Team continuing to evaluate viable paths forward and exploring future partnerships to develop project.



★ General solar facility location

# ➔ **NORTH OMAHA STATION UPDATE**

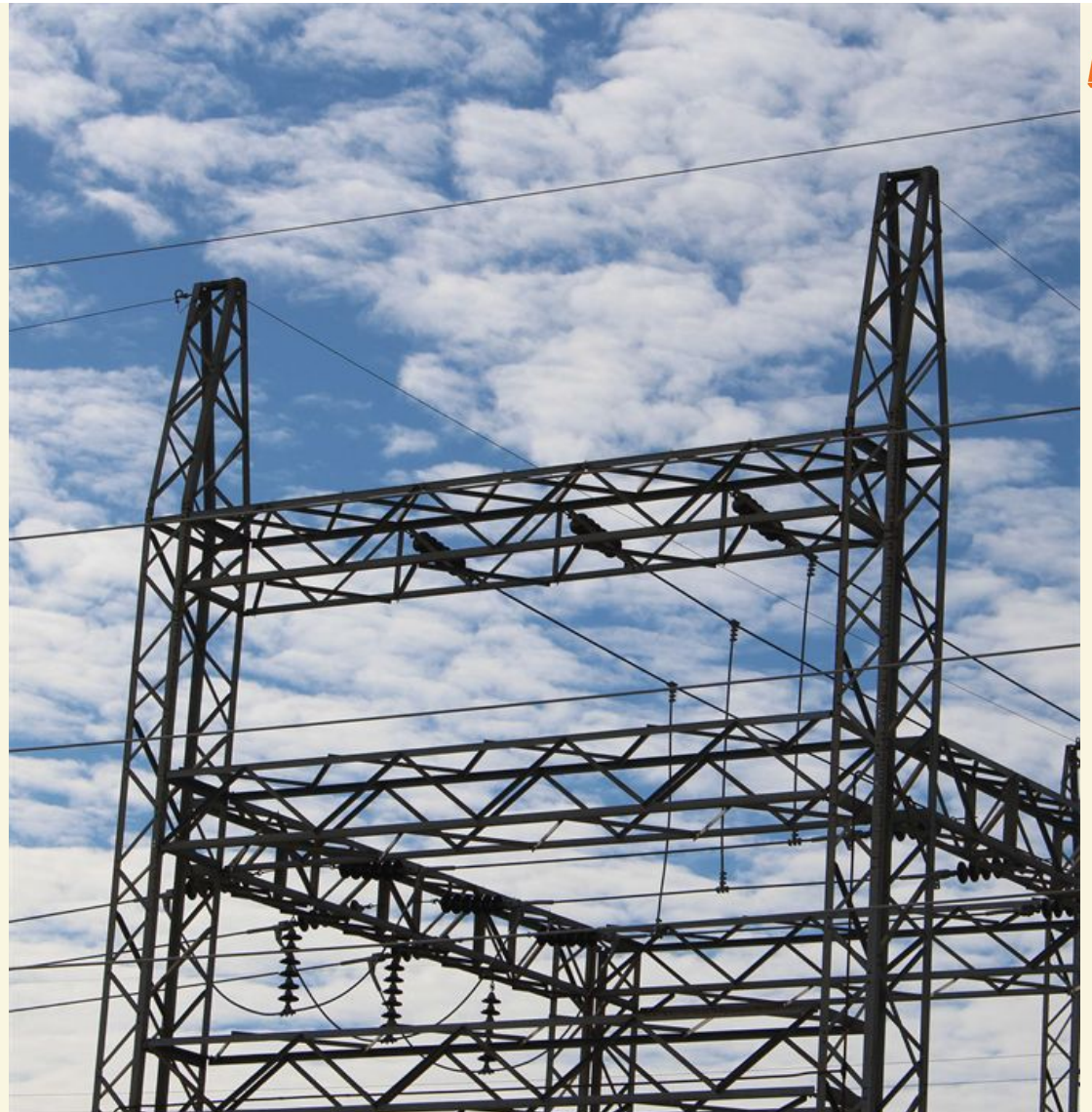


# ADDITIONAL UPDATES: NORTH OMAHA STATION

- In late Dec 2025, OPPD received the FERC approved Southwest Power Pool (SPP) generation interconnection agreements as outlined in Board Resolution 6518.
- In accordance with Board Resolution 6744, OPPD initiated the SPP transmission tariff study in Jan 2026. SPP anticipates the study will be completed by the end of 2026.
- This SPP-led study will inform any transmission investments needed to retire North Omaha units 1-3 and refuel units 4 & 5.
- The District's 2026 Integrated System Plan will assume the NOS refuel/retirement and will consider SPP's study requirements to prioritize necessary investments. The ISP will be completed by the end of 2026.
- Management will provide updates as these studies progress.



Substation equipment outside of  
North Omaha Station



⇒ **QUESTIONS?**





## Board Action

May 19, 2026

### ITEM

Health Plan – 2025 Annual Report

### PURPOSE

Provide an annual report on the District's Health Plan

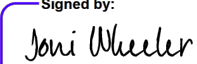
### FACTS

- a. In 1991, the Board of Directors authorized the formation of a self-funded Administrative Services Only Health Plan (Health Plan). The Health Plan includes the health insurance programs and dental program offered by the District.
- b. The Health Plan is subject to the Political Subdivision Self-Funding Benefits Act, set forth in §13-1601 to §13-1626, Revised Statutes of Nebraska (Benefits Act). In order to comply with the Benefits Act, the District is required to prepare an annual report on the Health Plan and required reserves.
- c. Two funded reserves are maintained for the Health Plan in accordance with the Benefits Act. One reserve is to account for timing delays in claims filing and processing which is referred to as an Incurred But Not Presented Reserve. A second reserve ensures that funds will be available during each ensuing month and is called the Monthly Claims and Expenses Reserve.


### ACTION

Review and approval of the Health Plan – 2025 Annual Report

#### RECOMMENDED:

Signed by:  
  
\_\_\_\_\_  
Joni W. Wheeler  
Vice President, Human Capital

#### APPROVED FOR BOARD CONSIDERATION:

Signed by:  
  
\_\_\_\_\_  
L. Javier Fernandez  
President and Chief Executive Officer

Attachments: Health Plan – 2025 Annual Report  
Resolution

**Exhibit A**  
**Omaha Public Power District**  
**Health Plan – 2025 Annual Report**  
**May 19, 2026**

As required by the Benefits Act, the following is a report on the District’s Health Plan for 2025 and required reserves.

**HEALTH PLAN REPORT**

	<b>2025</b>	<b>2024</b>
<b>Expenses - Gross</b>		
Medical, dental and prescription claims	\$44,060,700	\$39,972,000
Other post-employment benefits-OPEB	\$23,401,000	\$23,352,000
Fees and reserve adjustments	\$3,750,000	\$4,363,200
Subtotal	\$71,211,700	\$67,687,200
<b>Reduction of Expenses</b>		
Employee and COBRA contributions	\$9,378,000	\$8,406,300
Prescription Rebates <sup>(1)</sup>	\$6,158,900	\$3,475,900
Stop Loss Reimbursements <sup>(2)</sup>	\$673,200	\$356,700
MISC Refunds <sup>(3)</sup>	\$392,500	\$224,000
Subtotal	\$16,602,600	\$12,462,900
<b>Total</b>	\$54,609,100	\$55,224,300

Note <sup>(1)</sup> This represents prescription drug rebates issued by the drug manufacturers.

<sup>(2)</sup> This represents reimbursements for claims that exceed the individual stop loss.

<sup>(3)</sup> This represents reimbursements from UMR and other self-insurance refunds.

**RESERVES**

	<b>2025</b>	<b>2024</b>
<b>Incurring But Not Presented</b>		
Beginning balance	\$3,954,000	\$3,765,000
Activity	-\$226,000	\$189,000
Ending balance	\$3,728,000	\$3,954,000
<b>Monthly Claims and Expenses</b>		
Beginning balance	\$3,729,200	\$3,153,300
Activity	\$295,000	\$575,900
Ending balance	\$4,024,200	\$3,729,200

The reserve balances change based on annual projections and actuarial information received.



*Spurgeon/Wheeler*

**RESOLUTION NO. XXXX**

**WHEREAS**, the District maintains a Health Plan for its employees, retirees and their dependents, and

**WHEREAS**, the Board of Directors directed management to provide for self-funding of the District's Health Plan, as well as the use of Administrative Services Only providers, and to authorize such providers to issue payments and adjustments in settlement of such health benefits, and

**WHEREAS**, such arrangements were completed and the District's self-funded Health Plan is in effect, and

**WHEREAS**, State statutes require the Board of Directors to review and approve an annual report on the self-funded Health Plan and required reserves, and

**WHEREAS**, the Health Plan - 2025 Annual Report has been completed and indicates that the Health Plan was operated in accordance with the Board's directive and applicable State statutes.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Omaha Public Power District that the Health Plan - 2025 Annual Report on the District's self-funded Health Plan, a copy of which is attached hereto, is hereby approved.



## Board Action

May 19, 2026

### ITEM

RFP No. 6239 Resources for Metro Cable Replacements

### PURPOSE

Award supplemental labor contract for construction services to replace aging infrastructure in OPPD's Metro service territory.

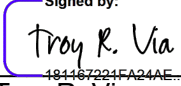
### FACTS

- a. Contract provides additional construction labor to support the District's current resources.
- b. The RFP and bidder responses were based on an expected number of units, multiplied by the bidder's unit rate, to compare each bidder's costs. Total annual costs will vary based on the actual volume of work performed.
- c. Three (3) proposals were received in response to RFP 6239. One (1) proposal was both legally and technically responsive. Two (2) proposals were technically responsive but deemed legally non-responsive.
- d. Contract offers a three (3) year initial term with the option to renew three (3) additional one (1) year terms based on Management's assessment of the contractor's performance.
- e. The Nielsen Construction proposal, evaluated as the sum of \$7,723,903.00 as described in item (b) above, is recommended as the lowest and best bid.
- f. Work associated with this contract will begin July 2026.

### ACTION

Authorization by the Board to award a labor-only contract to Nielsen Construction for an initial term of three (3) years, with an option to renew up to three (3) additional one (1) year contract terms, for the procurement of construction services related to the installation of Metro Cable Replacements.

#### RECOMMENDED:

Signed by:  
  
184487224FA24E...  
Troy R. Via  
Chief Operating Officer and  
Vice President – Utility Operations

#### APPROVED FOR BOARD CONSIDERATION:

Signed by:  
  
AC399FDCE5624E...  
L. Javier Fernandez  
President and Chief Executive Officer

TRV:snr

Attachments: Analysis of Proposals  
Tabulation of Bids  
Legal Opinion  
Resolution

Date: May 19, 2026

From: B. D. Kramer

To: T. R. Via

RFP No. 6239  
Resources for Metro Cable Replacements  
Analysis of Proposals

1.00 GENERAL

RFP No. 6239 was advertised for bid on April 16, 2026.

This contract will provide construction services to replace specified equipment in new and existing metro circuit rebuild projects, including emergent cable repairs.

Construction is scheduled to begin July 1, 2026 and conclude by June 30, 2029. OPPD will award this contract for a three (3) year initial term, beginning in calendar year 2026. OPPD will have option to renew the contract with three (3) additional one (1) year contract renewal terms potentially extending contract to 2032.

Proposals were requested and opened at 1:00 p.m., C.S.T., Thursday, April 16, 2026.

Three (3) total proposals were received. The proposals received are summarized as follows:

<b>Bidder</b>	<b>Lump Sum Firm Price</b>	<b>Legally Responsive</b>	<b>Technically Responsive</b>
Valley Corporation	\$ 7,018,837.71	No	Yes
Nielsen Construction	\$ 7,723,903.00	Yes	Yes
Ward Electric	\$ 27,450,286.20	No	Yes

T.R. Via  
May 21, 2026  
Page 2 of 2

## 2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

OPPD's legal counsel has determined that the proposal submitted by Valley Corporation is legally non-responsive. A clarification was noted regarding a material deviation from the RFP's required pricing framework. As a result, the proposal cannot be considered by the Board of Directors for the award of this contract.

The proposal from Nielsen Construction was deemed to be legally responsive.

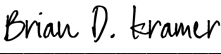
OPPD's legal counsel has determined that the proposal submitted by Ward Electric is legally non-responsive. A clarification was noted regarding a material deviation from the RFP's required pricing framework. As a result, the proposal cannot be considered by the Board of Directors for the award of this contract.

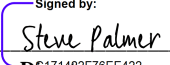
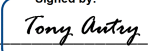
## 3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

All proposals were deemed to be technically responsive.

## 4.00 RECOMMENDATION

On the basis of compliance with the legal and technical requirements of the specifications, cost evaluations, and guaranteed completion dates, it is recommended that RFP No. 6239 be awarded to Nielsen Construction for an initial term of three (3) years, with an option to renew up to three (3) additional one (1) year contract terms, for the procurement of construction services related to the installation of Metro Cable Replacements.

DocuSigned by:  
  
47A1B598F51E44A...  
Brian D. Kramer  
Senior Director Utility Operations Construction and Maintenance  
Utility Operations

<p><b>TABULATION OF BIDS</b>  <b>Opened at 1:00 p.m., CST</b>  <b>Thursday, April 16, 2026, in Omaha, Nebraska</b></p>	<p align="center"><b>REQUEST FOR PROPOSAL NO. 6239</b>  <b>Metro Cable Replacement Project</b></p> <p align="right">Page 1 of 1</p>			<p>Signed by:                    Director                  Supply Chain Management                  Signed by:                    Compiled by and Certified Correct</p>		
<p><b>Anticipated Award Date</b>  <b>May 22, 2026</b></p>						
<p><b>ENGINEER'S ESTIMATE</b>  <b>\$14,987,210.00</b></p>						
<p align="center"><b>BID ITEM</b></p>	<p align="center"><b>BIDDER'S NAME &amp; ADDRESS</b></p>					
	<p align="center">Valley Corporation                  28001 Ida Cir                  Valley, NE 68064</p>	<p align="center">Nielsen Construction                  10120 S 148th St.                  Omaha, NE 68138</p>	<p align="center">Ward Electric Company, LLC                  9586 E I-25 Frontage Rd. Ste. B                  Longmont, CO 80504</p>			
<p><b>1. Price Proposal:</b>                   Lump Sum Firm Price (Contract Price) to perform all Work as specified.   <b>2. Start/Completion Dates:</b>                   Desired Start: 07/01/26                   Completion Dates: 06/30/29</p>	<p align="center"><b>SUPPLIER'S BID</b></p> <p align="center"><u>\$7,018,837.71</u></p> <p align="center"><b><u>Guaranteed Start/Completion Date</u></b></p> <p align="center"><u>July 1, 2026</u></p> <p align="center"><u>June 30, 2029</u></p>	<p align="center"><b>SUPPLIER'S BID</b></p> <p align="center"><u>\$7,723,903.00</u></p> <p align="center"><b><u>Guaranteed Start/Completion Date</u></b></p> <p align="center"><u>July 1, 2026</u></p> <p align="center"><u>June 30, 2029</u></p>	<p align="center"><b>SUPPLIER'S BID</b></p> <p align="center"><u>\$27,045,286.20</u></p> <p align="center"><b><u>Guaranteed Start/Completion Date</u></b></p> <p align="center"><u>July 1, 2026</u></p> <p align="center"><u>June 30, 2029</u></p>			



Amelia V. Prickett  
ATTORNEY  
402.978.5264  
aprickett@fraserstryker.com  
fraserstryker.com

May 6, 2026

Omaha Public Power District  
1919 Aksarben Drive  
Omaha, NE 68106

RE: Request for Proposal No. 6239 – Metro Cable Replacement Project (“RFP No. 6239”)

Ladies and Gentlemen:

We have reviewed the three (3) proposals received in response to the Omaha Public Power District (“District”) RFP No. 6239 as submitted by Nielsen Construction (“Nielsen”), Valley Corporation (“Valley”), and Ward Electric Company, LLC (“Ward”), and provide the following legal opinion:

**Nielsen Construction**

The proposal of Nielsen was timely submitted, signed by its President on April 15, 2026, and does not contain any exceptions to the District’s standard terms. However, we note that Nielsen’s proposal provides minimal detail regarding references and resources; instead, stating that Nielsen holds the current contract and would continue with the same level of work if awarded the next contract. Thus, the District has sufficient information to evaluate Nielsen and its work. As with all bidders, Nielsen will be required to complete certain post-award exhibits, including Attachment D – Equipment Taxation Certificate and Attachment I – Letter of Credit or Performance and Payment Bond, as a condition of contract execution. The Nielsen proposal is legally responsive and, subject to the District's technical and economic evaluation, may be considered by the Board.

**Valley Corporation**

The proposal of Valley Corporation was timely submitted, signed by its Vice President on April 15, 2026, and does not contain any exceptions to the District's standard terms. We draw the District’s attention to the same issues raised in the RFP 6240 legal opinion, regarding safety matters and the selection of an “Option 1 Contractor”, as the identical issues are present in the RFP 6239 proposal.

Fraser Stryker PC LLO

500 Energy Plaza, 409 South 17th Street, Omaha, NE 68102 — TEL: 402.341.6000 — FAX: 402.341.8290

However, Valley’s proposal to RFP 6239 contains a material deficiency that renders it legally non-responsive. Line item 30 of Valley’s unit price sheet (Attachment A) includes a charge of \$35,917.84 for “Expedited cable replacement project” with no explanation of the trigger criteria, applicable thresholds, or recurring nature of the fee. OPPD issued Confirmation Request No. 1 on April 27, 2026, seeking clarification on these specific points. Valley’s response did not sufficiently address the questions asked. Instead, Valley stated it is “open to negotiating pricing pending additional clarification” on the item—expressly conditioning the submitted price on further negotiation with the District. This language demonstrates that the price for line item 30 is not firm, which is a material departure from the RFP’s required unit price and lump sum framework. Accordingly, the Valley proposal is legally non-responsive and should not be considered by the Board.

**Ward Electric Company, LLC**

The proposal of Ward was timely submitted, signed by its CEO on April 16, 2026. As with all bidders, Ward would be required to complete certain post-award exhibits, including Attachment D – Equipment Taxation Certificate and Attachment I – Letter of Credit or Performance and Payment Bond, as a condition of contract execution. We note, however, a concern that warrants the District’s attention. Ward's proposal includes a clarification (page 57) stating that permits, traffic control, restoration beyond grass seeding, and materials will be provided on a cost-plus-15% basis. To the extent materials are applicable to RFP 6239 - which is consistent with the RFP’s Exhibit B (requiring the contractor to "provide all materials necessary for the satisfactory completion of these Contract Documents") - this clarification constitutes a material deviation from the RFP's required unit price and lump sum pricing framework. Accordingly, the Ward proposal is deemed non-responsive and should not be considered by the Board.

As described above, the Nielsen proposal is legally responsive and may be considered by the Board for the award of RFP No. 6239.

Best,



Amelia V. Prickett  
FOR THE FIRM



Williams/Via

**RESOLUTION NO. XXXX**

**WHEREAS**, OPPD issued Request for Proposal (RFP) No. 6239 to procure a multi-year supplemental contract for construction services to replace aging infrastructure in OPPD's Metro service territory; and

**WHEREAS**, bids were received and opened at the time and place mentioned in the published notices and the Director – Supply Chain Management supervised the tabulations, which have been submitted to this Board; and

**WHEREAS**, RFP No. 6239 provides for OPPD to initially procure supplemental contract for construction services to replace aging infrastructure in OPPD's Metro service territory for a three (3) year initial term and renew contract with the successful bidder for up to three (3) additional one (1) year terms based on the bidders' responses; and

**WHEREAS**, the proposal submitted by Nielsen Construction was evaluated by Management as the lowest and best bid and provided an acceptable option to renew up to three (3) additional one (1) year terms based on legal and technical evaluation for the procurement of construction services to replace aging infrastructure in OPPD's Metro service territory; and

**WHEREAS**, the Board of Directors has carefully considered the bids submitted, as well as the recommendations of the District's Management and General Counsel.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Omaha Public Power District that Management is hereby authorized and directed to accept the proposal of Nielsen Construction for the procurement of construction services for replacing aging infrastructure in OPPD's Metro service territory, with the option to renew up to three (3) additional one (1) year contract terms, and the bond of such bidder is hereby approved.



## Board Action

May 19, 2026

### ITEM

RFP No. 6240 Resources for North Rural Cable Replacements

### PURPOSE

Award supplemental labor contract for construction services to replace aging infrastructure in OPPD's North Rural service territory.

### FACTS

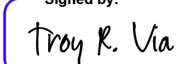
- a. Contract provides additional construction labor to support the District's current resources.
- b. The RFP and bidder responses were based on an expected number of units, multiplied by the bidder's unit rate, to compare each bidder's costs. Total annual costs will vary based on the actual volume of work performed.
- c. Three (3) proposals were received in response to RFP 6240. Two (2) proposals were both legally and technically responsive. One (1) proposal was technically responsive but deemed legally non-responsive.
- d. Contract offers a three (3) year initial term with the option to renew three (3) additional one (1) year terms based on Management's assessment of the contractor's performance.
- e. The Nielsen Construction proposal, evaluated as the sum of \$2,194,389.00 as described in item (b) above, is recommended as the lowest and best bid.
- f. Work associated with this contract will begin July 2026.


### ACTION

Authorization by the Board to award a labor-only contract to Nielsen Construction for an initial term of three (3) years, with an option to renew up to three (3) additional one (1) year contract terms, for the procurement of construction services related to the installation of North Rural Cable Replacements.

RECOMMENDED:

APPROVED FOR BOARD CONSIDERATION:

Signed by:  
  
\_\_\_\_\_  
Troy R. Via  
Chief Operating Officer and  
Vice President – Utility Operations

Signed by:  
  
\_\_\_\_\_  
L. Javier Fernandez  
President and Chief Executive Officer

TRV:snr

Attachments:

Analysis of Proposals

Tabulation of Bids

Legal Opinion

Resolution



## MEMORANDUM

Date: May 21, 2026

From: B. D. Kramer

To: T. R. Via

RFP No. 6240  
"Resources for North Rural Cable Replacements"  
Analysis of Proposals

1.00 GENERAL

RFP No. 6240 was advertised for bid on April 16, 2026.

Award supplemental labor contract for construction services to replace aging infrastructure in OPPD's North Rural service territory.

Construction is scheduled to begin July 1, 2026 and conclude by June 30, 2029. OPPD will award this contract for a three (3) year initial term, beginning in calendar year 2026. OPPD will have option to renew the contract with three (3) additional one (1) year contract renewal terms potentially extending contract to 2032.

Proposals were requested and opened at 1:00 p.m., C.S.T., Thursday, April 16, 2026.

Three (3) total proposals were received. The proposals received are summarized as follows:

Bidder	Lump Sum Firm Price	Legally Responsive	Technically Responsive
Nielsen Construction	\$ 2,194,389.00	Yes	Yes
Valley Corporation	\$ 2,254,403.82	Yes	Yes
Ward Electric	\$ 6,302,321.99	No	Yes

T.R. Via  
May 21, 2026  
Page 2 of 2

## 2.00 COMPLIANCE WITH CONTRACT TERMS AND GENERAL REQUIREMENTS

OPPD's legal counsel has determined that the proposal submitted by Ward Electric is legally non-responsive. A clarification was noted in regard to a material deviation from the RFP's required pricing framework. As a result, the proposal cannot be considered by the Board of Directors for the award of this contract.

The proposals from both Nielsen Construction and Valley Corporation were deemed to be legally responsive.

## 3.00 COMPLIANCE WITH TECHNICAL REQUIREMENTS

All proposals were deemed to be technically responsive.

## 4.00 RECOMMENDATION

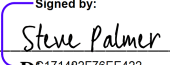
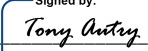
On the basis of compliance with the legal and technical requirements of the specifications, cost evaluations, and guaranteed completion dates, it is recommended that RFP No. 6240 be awarded to Nielsen Construction for an initial term of three (3) years, with an option to renew up to three (3) additional one (1) year contract terms, for the procurement of construction services related to the installation of North Rural Cable Replacements.

DocuSigned by:

*Brian D. Kramer*

47A18598E51E44A  
Brian D. Kramer

Senior Director Utility Operations Construction and Maintenance  
Utility Operations

<p><b>TABULATION OF BIDS</b>  <b>Opened at 1:00 p.m., CST</b>  <b>Thursday, April 16, 2026, in Omaha, Nebraska</b></p>	<p align="center"><b>REQUEST FOR PROPOSAL NO. 6240</b>  <b>North Rural Cable Replacement Project</b></p> <p align="right">Page 1 of 1</p>			<p>Signed by:                    Director                  Supply Chain Management                  Signed by:                    Compiled by and Certified Correct</p>		
<p>Anticipated Award Date                  May 22, 2026</p>				<p align="center"><b>BIDDER'S NAME &amp; ADDRESS</b></p>		
<p><b>ENGINEER'S ESTIMATE</b>                  \$2,618,017.00</p>				<p>Nielsen Construction                  10120 S 148th St.                  Omaha, NE 68138</p>	<p>Valley Corporation                  28001 Ida Cir                  Valley, NE 68064</p>	<p>Ward Electric Company, LLC                  9586 E I-25 Frontage Rd. Ste. B                  Longmont, CO 80504</p>
<p><b>BID ITEM</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>	<p align="center"><b>SUPPLIER'S BID</b></p>			
<p><b>1. Price Proposal:</b>                   Lump Sum Firm Price (Contract Price) to perform all Work as specified.</p> <p><b>2. Start/Completion Dates:</b>                   Desired Start: 07/01/26                   Completion Dates: 06/30/29</p>	<p align="center"><u>\$2,194,389.00</u></p> <p align="center"><u>Guaranteed Start/Completion Date</u></p> <p align="center"><u>July 1, 2026</u></p> <p align="center"><u>June 30, 2029</u></p>	<p align="center"><u>\$2,254,403.82</u></p> <p align="center"><u>Guaranteed Start/Completion Date</u></p> <p align="center"><u>July 1, 2026</u></p> <p align="center"><u>June 30, 2029</u></p>	<p align="center"><u>\$6,302,410.40</u></p> <p align="center"><u>Guaranteed Start/Completion Date</u></p> <p align="center"><u>July 1, 2026</u></p> <p align="center"><u>June 30, 2029</u></p>			



Amelia V. Prickett  
ATTORNEY  
402.978.5264  
aprickett@fraserstryker.com  
fraserstryker.com

April 29, 2026

Omaha Public Power District  
1919 Aksarben Drive  
Omaha, NE 68106

RE: Request for Proposal No. 6240 – North Rural Cable Replacement Project (“RFP No. 6240”)

Ladies and Gentlemen:

We have reviewed the three (3) proposals received in response to the Omaha Public Power District (“District”) RFP No. 6240 as submitted by Nielsen Construction (“Nielsen”), Valley Corporation (“Valley”), and Ward Electric Company, LLC (“Ward”), and provide the following legal opinion:

#### **Nielsen Construction**

The proposal of Nielsen was timely submitted, signed by its President on April 15, 2026, and does not contain any exceptions to the District’s standard terms. However, we note that Nielsen’s proposal provides minimal detail regarding references and resources; instead, stating that Nielsen holds the current contract and would continue with the same level of work if awarded the next contract. Thus, the District has sufficient information to evaluate Nielsen and its work. As with all bidders, Nielsen will be required to complete certain post-award exhibits, including Attachment D – Equipment Taxation Certificate and Attachment I – Letter of Credit or Performance and Payment Bond, as a condition of contract execution. The Nielsen proposal is legally responsive and, subject to the District's technical and economic evaluation, may be considered by the Board.

#### **Valley Corporation**

The proposal of Valley Corporation was timely submitted, signed by its Vice President on April 15, 2026, and does not contain any exceptions to the District's standard terms. As with all bidders, Valley will be required to complete certain post-award exhibits, including Attachment D – Equipment Taxation Certificate and Attachment I – Letter of Credit or Performance and Payment Bond, as a condition of contract execution. Drawing the District’s attention to Attachment F – Contractor Sales and Use Tax, Valley selected “Option 1 Contractor”, unlike Nielsen and Ward’s selection as Option 2 Contractors. Accordingly, the District would need to evaluate the impact of

Fraser Stryker PC LLO

500 Energy Plaza, 409 South 17th Street, Omaha, NE 68102 — TEL: 402.341.6000 — FAX: 402.341.8290

such sales and use tax classification on Valley's proposed price when comparing to the other proposals.

We note two safety related concerns relevant to the District's evaluation of Valley. First, Valley's Safety Questionnaire discloses an affirmative regulatory citation within the last five years. Specifically, a 2022 incident involving one employee fatality, resulting in an OSHA citation and penalty. While the matter was resolved, the disclosure is material to the District's evaluation under the Safety Record criterion. Additionally, Valley's Workers Compensation Experience Modification Rates (EMRs) for the last three (3) years are higher than those of Nielsen or Ward. While these issues do not render Valley's proposal legally non-responsive, the District may wish to inquire further into industry benchmarks and corrective measures implemented by Valley.

Further, the District's attention is drawn to line item 30 of Valley's unit price sheet (Attachment A), which includes a charge of \$41,065.77 for "expedited cable replacement". Valley's proposal provides no explanation of what criteria trigger the "expedited" designation, resulting in the significant fee or whether the fee would recur in subsequent contract years. In connection with RFP No. 6239 Metro Cable Replacement Project, OPPD issued Confirmation Request No. 1 to Valley on April 27, 2026, seeking clarification on materially identical questions regarding Valley's expedited fee line item in that proposal. Valley's response did not address the questions asked; instead, Valley stated it is "open to negotiating pricing pending additional clarification" on the item. While a separate confirmation request was not issued to Valley under RFP No. 6240, the same ambiguity is present in this proposal, and Valley's response in the parallel proceeding provides the best available indication of how Valley would respond to such an inquiry. The District should be aware that the submitted price for line item 30 may not be firm, and that the trigger criteria for the expedited fee remain undefined. The District may wish to take this into account in its technical and commercial evaluation of Valley's proposal. We note that if Valley's position in the RFP No. 6239 proceeding (lacking to sufficient information to evaluate the "expedited" criteria, and that its expedited fee pricing is subject to further negotiation) would apply equally here, that position would constitute a material departure from the RFP's required unit price and lump sum framework and would render the Valley proposal legally non-responsive.

### **Ward Electric Company, LLC**

The proposal of Ward was timely submitted, signed by its CEO on April 16, 2026. As with all bidders, Ward would be required to complete certain post-award exhibits, including Attachment D – Equipment Taxation Certificate and Attachment I – Letter of Credit or Performance and Payment Bond, as a condition of contract execution.

We note, however, a material deficiency that warrants the District's attention. Ward's proposal includes a clarification (page 55) stating that permits, traffic control, restoration beyond grass seeding, and materials will be provided on a cost-plus-15% basis. To the extent materials are applicable to RFP 6240 - which is consistent with the RFP's Exhibit B (requiring the contractor to "provide all materials necessary for the satisfactory completion of these Contract Documents") - this clarification constitutes a material deviation from the RFP's required pricing framework.

April 29, 2026  
Page 3

Accordingly, the Ward proposal is deemed non-responsive and should not be considered by the Board.

As described above, the Nielsen proposal is legally responsive and may be considered by the Board for the award of RFP No. 6240. The Valley proposal may also be considered by the Board, subject to the caveat regarding a lack of clarity of the expedited fee.

Best,

A handwritten signature in blue ink that reads "Amelia Prickett". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Amelia V. Prickett  
FOR THE FIRM

3557455.3



Williams/Via

**RESOLUTION NO. XXXX**

**WHEREAS**, OPPD issued Request for Proposal (RFP) No. 6240 to procure a multi-year supplemental contract for construction services to replace aging infrastructure in OPPD's North Rural service territory; and

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**WHEREAS**, the Board of Directors has carefully considered the bids submitted, as well as the recommendations of the District's Management and General Counsel.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Omaha Public Power District that Management is hereby authorized and directed to accept the proposal of Nielsen Construction for the procurement of construction services for replacing aging infrastructure in OPPD's North Rural service territory, with the option to renew up to three (3) additional one (1) year contract terms, and the bond of such bidder is hereby approved.



## Agenda

### OPPD BOARD OF DIRECTORS REGULAR BOARD MEETING Thursday, May 21 at 5:00 P.M.

*Conducted in person at the Omaha Douglas Civic Center, 1819 Farnam Street,  
2<sup>nd</sup> Floor Legislative Chamber, Omaha, NE 68183*  
*Public may attend in person at the Omaha Douglas Civic Center or remotely by going to  
[www.oppd.com/BoardAgenda](http://www.oppd.com/BoardAgenda) to access the Webex meeting link and view materials.*

#### **Preliminary Items**

1. Chair Opening Statement
2. Safety Briefing
3. Guidelines for Participation
4. Roll Call
5. Announcement regarding public notice of meeting

#### **Board Consent Action Items**

6. Approval of the March 2026 Financial Reports, April 2026 Meeting Minutes, and May 21, 2026 Agenda
7. 2025 Annual Health Plan Report – Resolution No. 6xxx
8. RFP 6239 – Resources for Metro Cable Replacements – Resolution No. 6xxx
9. RFP 6240 – Resources for North Rural Cable Replacements – Resolution No. 6xxx
10. SD-3: Access to Credit Markets Monitoring Report – Resolution No. 6xxx
11. Update to Service Regulations – Resolution No. 6xxx

#### **Board Discussion Action Items**

TBD

#### **Other Items**

12. President's Report
13. Opportunity for comment on other items of District business
14. Adjournment

Please use the link below to find all committee and board agendas, materials and schedules. Board governance policies and contact information for the board and senior management team also can be found at [www.oppd.com/BoardMeetings](http://www.oppd.com/BoardMeetings).