

The Commission met on **Thursday, March 10, 2022**, with Acting Chair Sullivan and Commissioners Schuerger and Tuma present.

The following matters were taken up by the Commission:

E,G999/CI-12-1344

E,G999/M-19-505

E,G002,008/M-21-761

In the Matter of a Joint Petition for Approval of the Process to Release Whole Building Data to Facilitate Local Residential Rental Ordinance Compliance

Acting Chair Sullivan moved that the Commission take the following actions:

1. Approve the Joint Petition as filed such that the Commission finds the proposed approach for whole buildings up to four units reasonably protects a customer's energy usage data and allows the Utilities to release confidence intervals to local governments as a result of local residential rental property ordinances, without first obtaining customer consent and require the utilities to provide notice of which local governments they are providing release of such confidence interval data to as part of their annual data compliance filings.
2. Require CenterPoint Energy and Xcel Energy to provide the Commission and Department access to any raw data and equations upon request.
3. Require CenterPoint Energy and Xcel Energy to provide short summaries of the program in their annual data compliance filings in Data Privacy Docket No. 19-505.
4. Within 16 months of the issuance of the Commission's order, the Utilities shall make a compliance filing in this Docket and in Data Privacy Docket No. 19-505 evaluating 1) the appropriateness of confidence intervals to represent energy use; and 2) the potential for reverse engineering of the confidence intervals or other means to discover private data in any data transfer made by the Utilities. Prior to making the compliance filing the utilities shall have a discussion with the City of Minneapolis, DOC, and OAG regarding any data privacy concerns and whether it would be appropriate to engage a third-party expert to evaluate data privacy protection for utility customers. The compliance filing shall provide a summary of the discussions and recommendations regarding any additional evaluation of Data privacy protection.

5. If, in the utility's judgement, the initial confidence interval methodology does not adequately protect CEUD, then the utilities will adjust to a higher confidence interval level. If the higher confidence interval level still does not adequately protect CEUD then require written customer consent.

The motion passed 3—0.

There being no further business, the meeting was adjourned.

APPROVED BY THE COMMISSION: March 23, 2022

A handwritten signature in black ink, appearing to read "Will Seuffert", with a long horizontal flourish extending to the right.

Will Seuffert, Executive Secretary