

Consumers Energy PowerMI Fleet Program

Participant Terms & Conditions

PowerMIFleet Program Information

Consumers Energy Company's ("Consumers Energy" or the "Company") PowerMIFleet program is part of a permanent rebate program offering as governed by the Company's Electric tariff which was originally approved as a 3-year voluntary pilot program governed by the Michigan Public Service Commission (MPSC) in Case No. U-20697 and approved as a permanent rebate program offering in Case No. U-21389.

PowerMIFleet has been created to help fleet owners reduce operating costs, eliminate emissions, and simplify vehicle maintenance by transitioning to electric vehicles, while keeping the grid operating efficiently and sustainably for all customers via 80% or greater off-peak charging.

This document is a summary of the terms governing participation in PowerMIFleet for Consumers Energy commercial full service electric customers, but the program is ultimately governed by the MPSC and any further orders it may issue.

Terms and conditions and the Company's tariff may change without notice to program participants and shall be applicable to program participants as they become effective.

Definitions

Applicant: The person or entity seeking eligibility to participate in the PowerMIFleet program which has the legal right to install, own, operate, and maintain EVSE within Consumers Energy's electric service territory, and is the customer of record for Consumers Energy that will be responsible for paying the corresponding electric bill (Customer) (any reference to "Applicant" or "Customer" herein are synonymous.)

DCFC: Direct Current Fast Charger

Electric Service Infrastructure: Traditional utility infrastructure to deliver power from the utility distribution system, including power lines, transformer, and service meter.

EV: Plug-in hybrid or battery electric vehicle

EVSE: Electric vehicle supply equipment used for charging EVs (i.e., "charging station"), including any UL listed, Energy Star Certified Level 2 (240-volt) or Direct Current (DC) Charger.

EVSE Charge Port: The plug or connector of the electric vehicle supply equipment used for charging EVs.

EVSE Supply Infrastructure: Charging infrastructure necessary to deliver power from the meter to the EVSE, which may include electric panel, cable and conduit (referred to as "Electric Vehicle Charging Outlets or hard-wired chargers" in the Company's MPSC-approved Electric Tariff).

Off-Peak Hours: Time of day when electricity pricing is lower during a 24-hour day; midnight – 2pm, and 7pm – midnight is considered off-peak for Consumers Energy's commercial time of use electric rate.

On-Peak Hours: Time of day when electricity pricing is higher during a 24-hour day; 2pm – 7pm is considered on-peak for Consumers Energy's commercial time of use electric rate.

Separate Meter: Separate billing meter dedicated to newly installed EVSE.

Site Host: The person or entity approved for participation in the PowerMIFleet program which owns, operates, and maintains the EVSE and is the customer of record for Consumers Energy that will be responsible for paying the corresponding electric bill.

Site: The property owned or occupied by the Site Host where the EVSE will be installed.

Time of Use (TOU) Electric Rate: An electric rate schedule with dynamic pricing based on the time of use; electricity pricing is lower during the off-peak hours of midnight – 2pm, and 7pm – midnight.

Uptime: The percentage of time that a charging station must be functioning properly and available for use by EV drivers.

Fleet Electrification Assessments

To be eligible for a fleet electrification assessment provided by the PowerMIFleet program, the Applicant must meet all of the following minimum requirements:

1. Be a commercial or industrial electric customer of Consumers Energy that is current on payments and who own and operate a fleet of vehicles in any of the following sectors:
 - a. Schools, public transit, non-profits, and small to medium-sized businesses
2. Own and operate a fleet of on-road or off-road vehicles, including light-, medium-, or heavy-duty vehicles.

Customers interested in receiving a fleet electrification assessment must submit a customer interest form online via the Consumers Energy PowerMIFleet website for consideration. Submitting an interest form is not a guarantee of program selection for participation in a fleet assessment offering. Customers are encouraged to contact PowerMIFleet@cmsenergy.com with any questions about program eligibility requirements.

Upon submittal of the online customer interest form, a Consumers Energy representative will reach out to discuss participation process, timeline, and determine eligibility for participation in the fleet electrification assessment offered through PowerMIFleet.

Consumers Energy will designate a third-party consultant contracted by Consumers Energy to perform a fleet electrification assessment for selected customers. The reports generated by such consultants will be published publicly in an anonymized format unless a private sector customer agrees to make their report information public.

Selected applicants agree to share relevant information regarding their fleet data with the consultant in a timely manner to ensure fleet electrification assessment reports can be completed within 6 months of initiating the study.

Fleet Charging Station Rebates

To be eligible for PowerMI Fleet program EVSE rebates, the Applicant/Site Host must demonstrate and meet all of the following minimum requirements:

1. Be a school, public transit, non-profit, or small to medium business qualifying as a commercial or industrial electric customer of Consumers Energy that is current on payments and in good standing; and
2. Have the legal right to install, own, operate, and maintain EVSE on the Site, which must be located within Consumers Energy's electric service territory in accordance with the Terms & Conditions herein; and
3. Agree to acquire and deploy a minimum of one light-, medium-, or heavy-duty electric fleet vehicle; and
4. Agree to have EVSE on a separate meter, which must be enrolled on a commercial time of use (TOU) electric rate plan to encourage 80% or greater off-peak and weekend charging.
5. Agree to provide one dedicated parking space per EVSE charge port installed and deploy signage for each dedicated parking space.

Standard rebate amounts offered to selected customers through the PowerMI Fleet program are outlined below:

- \$7,500 per two (2) Level 2 EVSE Charge Ports installed
- \$15,000 per Long Duration DC Charge Port installed of 50 kW or less, designed to spread charging loads over 4 or more hours (e.g. 200 kWh battery / 50 kW = 4 hours)

Any rebate amount provided shall not exceed the total project cost. There is no rebate cap per site, but the availability of the total number of rebates and rebate funding may be limited by the Company at any time and without notice. Rebate awards will be determined by Consumers Energy, based on the number and type of vehicles being electrified by the Applicant.

Applicants selected for rebates will install charging infrastructure within 12 months of notification of rebate selection unless an alternative schedule is approved by Consumers Energy in writing. Rebate recipients agree to make efforts to maximize off-peak charging with the infrastructure rebated.

Pricing may be established for use of public-facing infrastructure at the site host's discretion, provided as an amenity, or in accordance with the guidelines established within Consumers Energy's rate book. Pricing strategy for publicly available infrastructure must be shared with Consumers Energy on an annual basis for the duration of the program.

Prior to rebate award, Applicants must:

- Provide proof of purchase, order or lease of at least one plug-in electric fleet vehicle; and
- Provide proof of purchase and installation of EVSE

Rebates will be issued in the form of a check, mailed to the customer's specified business address within 4-6 weeks of Consumers Energy's verification that all requirements of program participation have been met, including receipt of required documentation.

Make Ready Infrastructure Upgrades

Consumers Energy will evaluate the cost of upgrading or bringing new electric infrastructure to power the charging stations installed through PowerMIFleet, to include transformer and service meter ("make ready"). For selected customer sites, Consumers Energy may pay for the construction of new or upgrade of existing make ready infrastructure dependent upon funding availability.

To maximize the programmatic impact of PowerMIFleet, Consumers Energy reserves the right to make decisions about the allowance of cost contributions towards make ready infrastructure required for a project. Preliminary assessments of infrastructure needs may be utilized in determining applicant selection and priority for the fleet electrification assessment and rebates.

Inspections

Consumers Energy reserves the right to have its representatives inspect all projects to verify compliance with the program rules and accuracy of project documentation. This may include pre-installation and/or post-installation inspections, verification of EV charger infrastructure, and/or submittal of project documentation, including photographs of the installation, by the applicant.

Permission to Use Data

Participants in the PowerMIFleet Program grant Consumers Energy, and its agents and representatives, the unrestricted right to access and use all data gathered as part of the PowerMIFleet Program for use in regulatory reporting and program operations. Data for public facing reports, ordinary business use, industry forums, case studies, or other similar activities will be anonymized and used in accordance with applicable laws and regulations.

All approved customer fleet organizations and contact information will be shared with the program's fleet electrification assessment providers and/or approved charging station network providers to facilitate concierge services and/or provision of quote for purchase and installation of charging stations.

Disclaimer

Consumers Energy does not make any guarantee of the performance of operations of any EV charging equipment, expressly disclaims all warranties, whether expressed or implied, including without limitation all warranties of merchantability and of fitness for a particular purpose.

Consumers Energy has no obligations regarding and does not endorse or guarantee any claims, promises, work or equipment made, performed or furnished by any contractors or equipment manufacturers that sell or install EV chargers.

Consumers Energy is not liable for any damage caused by the operation or malfunction of any equipment installed. As a condition of participating in the PowerMIFleet Program, an applicant agrees to defend and indemnify Consumers Energy against any claims arising from the installation or use of any EV charger.

Compliance with Laws

All parties shall comply with applicable federal, state, and local statutes, rules, regulations, laws, orders and decisions governing or relating to participation in the PowerMIFleet Program during installation and throughout participation in the program.

Failure to Comply with Terms & Conditions

Without limitation, Consumers Energy, and the MEO if applicable, reserves the right to seek damages and recovery for losses incurred due to any breach of terms and conditions. This may include but is not limited to refund and/or return of rebate in part or in full, along with any fees, including attorney fees, in connection with recovery of those and other losses incurred.

Failure to comply with terms and conditions set forth herein may result in termination of an applicant's participation in the PowerMIFleet Program including revocation of rebate funds held for the applicant during installation.

Consumers Energy reserves the right to terminate an applicant's participation in the PowerMIFleet Program, including revocation of rebate funds held for applicant during installation or recovery of any rebate funds that are paid, for any of the following reasons: environmentally hazardous conditions, imminent public safety threats, or permitting issues pertaining to the installation site; failure to comply with the PowerMIFleet Program's terms and conditions; and/or failure to comply with local, State and Federal laws and regulations applicable during installation and/or operation of the EV charger.