

Illinois Power Agency  
160 North LaSalle Street  
Chicago, Illinois 60601

InClime, Inc. - Program Administrator

## **Comments on Contract Requirements**

Thank you for putting together these contract requirements and allowing for a comment period. To frame our comments below CSG will outline the usual contractual arrangement with our customers. Our customers have a system installation/purchase contract with the installer or developer building the system. The system owner then has a second contract with CSG managing the transfer of the RECS from the system. It is our assumption that the contract provisions open for comment need to be included in one of these two contracts and not in both. To say that in another way as long as all of the terms listed in the contract requirements are in either the Installation Contract or the REC Contract the system will meet the contract requirement provision of the ABP.

This assumed arrangement should be fairly easy to manage. Our comments point out a few of the items in the list not usually included in a contract.

### **Schedule and System Design**

Final system design and construction schedule can change several times between the signing of the contract and the final system installation. These provisions should be flexible enough to allow for reasonable system design change.

Also as an example of our general comment above. The construction schedule, while common in an installation contract would almost never be included in the system's REC Contract.

### **Engineering**

Engineering drawings for a system are a significant cost. These are generally not performed prior to contract execution. This should not be included in the list of required contract provisions.

### **Mechanic's Lien**

It is very unusual for a residential system to have a Mechanic's Lien. At a minimum this provision should not apply to residential systems.

### **Meter Reads and Provisions for Transfer of RECS**

Our comments here are just to illustrate our statement above. The party responsible for sending in meter reads is almost never covered in a system installation contract. However, this is always covered in a REC contract. The same goes with a provision for transfer of RECS. This is mandatory in a REC contract and rarely covered in a system installation contract.

Thank you for reviewing our comments. Please feel free to reach out if you have any questions or want more detail on any of the issues addressed above.

Sincerely,



Dylan DeBiasi