**Section 412.20 Waiver**

a) The Commission, on application or petition of an ARES or non-ARES electric utility, may grant a temporary or permanent waiver from this Part, or any applicable subsections contained in this Part, in individual cases in which the Commission finds:

1) the provision from which the waiver is granted is not statutorily mandated;

2) no party will be injured by the granting of the waiver; and

3) the rule from which the waiver is granted would, as applied to the particular case, be unreasonable or unnecessarily burdensome.

b) The burden of proof in establishing a right to a waiver shall be on the party seeking the waiver.

(Source: Amended at 46 Ill. Reg. 19509, effective November 23, 2022)