

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF IDAHO POWER’S ) CASE NO. IPC-E-20-02**  
**PETITION TO DETERMINE THE )**  
**PROJECT ELIGIBILITY CAP FOR ) NOTICE OF**  
**PUBLISHED AVOIDED COST RATES AND ) MODIFIED PROCEDURE**  
**THE APPROPRIATE CONTRACT )**  
**LENGTH FOR ENERGY STORAGE ) ORDER NO. 34699**  
**QUALIFYING FACILITIES )**

---

On January 21, 2020, Idaho Power Company (“Idaho Power” or “Company”) filed a Petition with the Idaho Public Utilities Commission (“Idaho PUC”) requesting the Idaho PUC determine the appropriate project eligibility cap and contract term for energy storage qualifying facilities (“QF” or “QFs”) under the Public Utility Regulatory Policies Act of 1978 (“PURPA”). Petition at 11.

On February 10, 2020, the Idaho PUC issued a Notice of Application and Notice of Intervention Deadline. Order No. 34552. No parties intervened.

The Commission now sets: 1) a deadline for the parties to file initial comments and requests for public input, 2) a period for the public to respond to the initial comments and requests for public input, and 3) a deadline for the parties to file follow-up comments that take into consideration any public comments that may have been filed. This procedure is designed to solicit and incorporate information and perspectives from interested persons—including but not limited to QF developers—despite no parties intervening.

**BACKGROUND**

The project eligibility cap is the project size threshold below which QFs are entitled to published avoided cost prices. Federal Energy Regulatory Commission (“FERC”) rules implementing PURPA require states to set project eligibility caps at a minimum of 100 kilowatts and allow states to set higher project eligibility caps. 18 C.F.R. § 292.304(c)(1), (2). Minimum contract duration is not specifically established in PURPA or FERC regulations. *See* Order No. 33357 at 12.

The Company requests the Idaho PUC determine that energy storage QFs up to a maximum nameplate capacity of 100 kW are eligible for published avoided cost rates and a 20-year contract while energy storage QFs over 100 kW are eligible for avoided cost rates determined

using the incremental cost Integrated Resource Plan method (“IRP method”) and a maximum contract term of two years. Petition at 11.

**NOTICE OF MODIFIED PROCEDURE**

YOU ARE HEREBY NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and that it will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Commission’s Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that **parties to the case must file initial comments and requests for public input with the Commission by July 16, 2020.** The initial comments should state the parties’ initial position on the Petition and solicit additional information regarding energy storage technologies, costs, characteristics, and other information the party might require to inform its analysis. **Interested persons will have until August 6, 2020 to respond to the initial comments and requests for public input. The parties will have until August 27, 2020 to file follow-up comments** that take into consideration any public comments that may have been filed. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Petition should be sent electronically, unless email is not available, to the Commission and the Applicant at the email addresses reflected below:

**For the Idaho Public Utilities  
Commission:**

Commission Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, ID 83720-0074  
[secretary@puc.idaho.gov](mailto:secretary@puc.idaho.gov)

Street Address for Express Mail:

11331 W. Chinden Blvd.  
Building 8, Suite 201-A  
Boise, Idaho 83714

**For Idaho Power:**

Donovan E. Walker  
Idaho Power Company  
1221 West Idaho Street 83702  
P.O. Box 70  
Boise, ID 83707-0070  
Email: [dwalker@idahopower.com](mailto:dwalker@idahopower.com)  
[dockets@idahopower.com](mailto:dockets@idahopower.com)

Comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via email may do so by accessing the Commission’s home page located at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the “Case Comment Form” under

“Consumers,” and complete the comment form using the case number as it appears on the front of this document. These comments must also be sent to the Petitioner.

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

**ORDER**

IT IS HEREBY ORDERED that Idaho Power’s Petition be processed by Modified Procedure, Rule 201-204 (IDAPA 31.01.01.201-.204). Parties must submit initial comments and requests for public input by July 16, 2020. Interested persons may submit responses to the initial comments and requests for public input by August 6, 2020. The parties must submit follow-up comments by August 27, 2020. Interested persons may submit comments until August 27, 2020.

IT IS FURTHER ORDERED that parties should continue to comply with Order No. 34602, issued March 17, 2020. All pleadings should be filed with the Commission electronically and shall be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between parties should also be accomplished electronically. Voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

///

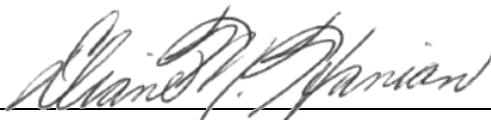
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 23<sup>rd</sup>  
day of June, 2020.

  
\_\_\_\_\_  
PAUL KJELLANDER, PRESIDENT

  
\_\_\_\_\_  
KRISTINE RAPER, COMMISSIONER

  
\_\_\_\_\_  
ERIC ANDERSON, COMMISSIONER

ATTEST:

  
\_\_\_\_\_  
Diane M. Hanian  
Commission Secretary

I:\Legal\ELECTRIC\IPC-E-20-02\IPCE2002\_ntc mod proc\_ej.docx