

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1610

In the Matter of

PUBLIC UTILITY COMMISSION OF
OREGON,

Staff Investigation Into Qualifying Facility
Contracting and Pricing.

ORDER

DISPOSITION: STAFF'S RECOMMENDATION ADOPTED

At its public meeting on August 27, 2019, the Public Utility Commission of Oregon adopted Staff's recommendation in this matter. The Staff Report with the recommendation is attached as Appendix A.

BY THE COMMISSION:



Nolan Moser

Chief Administrative Law Judge



A party may request rehearing or reconsideration of this order under ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Circuit Court for Marion County in compliance with ORS 183.484.

**PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: August 27, 2019**

REGULAR _____ **CONSENT** X **EFFECTIVE DATE** _____ **N/A** _____

DATE: August 20, 2019

TO: Public Utility Commission

FROM: Brittany Andrus

THROUGH: Jason Eisdorfer and JP Batmale **SIGNED**

SUBJECT: PACIFIC POWER: (Docket No. UM 1610) Application for Approval of Compliance Filing for Third Party Transmission Costs.

STAFF RECOMMENDATION:

The Commission should suspend PacifiCorp's Amended Application for Approval of Compliance Filing pending further investigation.

DISCUSSION:

Issue

Whether the Commission should suspend for further investigation PacifiCorp's Amended Application for Approval of Compliance Filing dated August 9, 2019, consisting of amended revised standard and non-standard avoided cost rate schedules and corresponding power purchase agreement (PPA) exhibits.

Applicable Rule or Order

The Commission directed PacifiCorp to file within 60 days "...revised standard contract forms that set forth standard rates, terms and conditions that are consistent with the resolutions made in this order," and stated, "The revised contract forms shall become effective 30 days after the date of filing unless otherwise suspended..."¹

Analysis

Background

On July 12, 2019, PacifiCorp filed its application in compliance with Order No. 19-172,

¹ Order No. 19-172, p. 12.

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consisting of revised standard and non-standard avoided cost rate schedules and corresponding PPA exhibits. Order No. 19-172 addresses the last outstanding issue in Docket No. UM 1610, "...how to calculate and assign the third-party transmission costs attributable to a QF."²

Following the filing, Staff requested additional information from PacifiCorp. During a phone conference on July 19, PacifiCorp informed Staff that an amended filing would be forthcoming to correct an error.

On July 29, 2019, the Community Renewable Energy Association (CREA) and the Renewable Energy Coalition (REC) filed an objection to PacifiCorp's compliance filing, requesting that the Commission condition approval on correction of several issues.

On August 9, 2019, the Administrative Law Judge issued a ruling granting the Staff request to suspend the effective date for an additional 30 days. On that same day, PacifiCorp filed an amended application. PacifiCorp also responded to the objections filed by CREA and REC.

CREA and REC filed an objection to the amended application on August 16, 2019.

Status

Staff is currently reviewing the filing, and requires more time to explore objections and develop a recommendation for the Commission.

Conclusion

Because Staff requires additional time to complete a thorough review of the materials included in PacifiCorp's application, and in order to have sufficient time to assess objections raised by CREA and REC, the effective date for the filing should be suspended to allow for further investigation.

PROPOSED COMMISSION MOTION:

Suspend PacifiCorp's Amended Application for Approval of Compliance Filing pending further investigation.

UM 1610 PAC 3rd Party Transmission Cost Compliance

² Order No. 19-172, p. 1.