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December 4, 2012

***VIA ELECTRONIC FILING
AND OVERNIGHT DELIVERY***

Public Service Commission of Utah
Heber M. Wells Building, 4th Floor
160 East 300 South
Salt Lake City UT 84111

Attention: Gary Widerburg
Commission Administrator

Re: **Rocky Mountain Power's
Schedule 107 - Solar Incentive Program
Docket No. 11-035-104**

Enclosed for filing are an original and two copies of minor modifications to Rocky Mountain Power Schedule 107- Solar Incentive Program. Rocky Mountain Power requests that these go into effect on January 1, 2013. Rocky Mountain Power will also provide an electronic version of this filing to psc@utah.gov.

First Revision of Sheet No. 107.2	Schedule 107	Solar Incentive Program
First Revision of Sheet No. 107.3	Schedule 107	Solar Incentive Program
First Revision of Sheet No. 107.5	Schedule 107	Solar Incentive Program

During the preliminary implementation of the program it has become apparent that minor modifications to the tariff could provide increased clarity to customers interested in participating in the Solar Incentive Program.

The primary concern of these edits is to clarify that systems designed to be compliant with Section 54-2-1(16)(d) of the Utah Code are eligible to participate in the Solar Incentive Program. The Solar Incentive Program is primarily designed to provide financial assistance for customers who purchase solar generating systems to offset their electricity usage onsite. Utah law generally prohibits a customer from interconnecting a generating system that is owned by a third party when the financial instrument controlling the transaction is written as a sale of the generation to the customer. However, Section 54-2-1(16)(d) of the Utah Code provides an exemption to this prohibition in the case when the third party owner is supplying the generation to a government entity or a Sec. 501(c)(3) charitable organization. These edits provide enough flexibility within the tariff to allow participation of systems using this exemption. Specifically:

- Sheet No. 107.2: Purpose: In this section a clause is added exempting systems compliant with the statute from a general prohibition against participation in the Solar Incentive Program of systems designed for the sale of power.
- Sheet No. 107.3: Incentive Claim Form: This edit modifies the requirement to provide a copy of the sales invoices of the transaction to claim the incentive. The edit allows the option to provide a copy of the contract controlling the transaction. This edit recognizes the fact that there will be no sale contract in a third party owned system.
- Sheet No. 107.5: Special Condition 5: The condition was modified to add a prohibition for systems that have been purchased or installed prior to acceptance into the program. This addition broadens the safeguards against free ridership by recognizing that there is never a purchase transaction in a third party ownership situation and a prohibition against previous installation must be included.

Rocky Mountain Power also proposes an edit to the Sheet No. 107.2: Enrollment Process a. clarifying that the company will begin accepting applications on January 15 of each Program Year.

It is respectfully requested that all formal correspondence and Staff requests regarding this filing be addressed to:

By e-mail (preferred): datarequest@pacificorp.com
dave.taylor@pacificorp.com

By regular mail: Data Request Response Center
PacifiCorp
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Portland, Oregon, 97232

Informal questions should be directed to Dave Taylor at (801) 220-2923.

Very truly yours,

Jeffery K. Larsen
Vice President, Regulation

Enclosures