



State of Utah  
Department of Commerce  
Division of Public Utilities

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ACTION REQUEST RESPONSE

**REDACTED**

To: Public Service Commission

From: Division of Public Utilities

Chris Parker, Director  
Artie Powell, Energy Section Manager  
Charles Peterson, Technical Consultant  
Justin Christensen, Utility Analyst

Date: November 18, 2013

Subject: Docket No. 13-035-185: In the Matter of the Application of Rocky Mountain Power for Approval of its Agreement for Electric Service to Additional Customers with Springville City, Utah.

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**RECOMMENDATION: (Approve)**

The Utah Division of Public Utilities (Division) recommends that the Public Service Commission of Utah (Commission) approve the Customer Service Agreement between Rocky Mountain Power and Springville City.

**ISSUE**

In an application dated November 5th, 2013, Rocky Mountain Power (RMP or the Company) requests that the Commission approve its agreement with Springville City (City), whereby the

Company and City agree pursuant to Utah Code Annotated § 63G-4-201, 203 and Utah Admin. Code R746-100-3, that Springville City will provide electric service to specified customers (Customer), [REDACTED] which is located outside the municipal boundaries of the City.

## **DISCUSSION**

The recently passed Senate Bill 180 (SB 180) provides a framework for the transfer of customers between an electric corporation and a municipality. SB 180 passed in the 2013 legislative session and effective May 14, 2013, provides a framework for transfer of customers between a municipality that provides electric service and an electric corporation. Specifically, this statute provides a framework for new customers who request service after June 15, 2013.

Contracts under this statute are approved by the Commission.

Although the Customer is located up a canyon approximately ten(?) miles outside Springville City's municipal boundary, the City has facilities in the area because of pre-existing service to a nearby area. In fact, the City's facilities are within approximately one hundred feet of the Customer. By contrast the Company's nearest facilities are nearly nine miles from Customer. This agreement will not affect any other current Rocky Mountain Power Customers.

The agreement between the Company and the City, is dated October 29th, 2013.<sup>1</sup> The petition is provided as a convenience to the Customer and is based upon the unique circumstances and conditions associated with the location of the Customer; i.e. that it is presently uneconomic for the Company to provide electric service to the Customer, but it is relatively convenient and economic for the City to provide electric service. Pursuant to Utah Administrative Code Section 10-8-14, the parties have petitioned the Commission for approval of the Agreement.

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<sup>1</sup> September 27, 2013 is the date of the most recent signature on the document.

**Conclusion**

Given these factors, the Division recommends Commission approval of RMP's agreement with Springville City.

CC David Taylor, Rocky Mountain Power  
Michele Beck, Office of Consumer Services  
Cheryl Murray, Office of Consumer Services  
Service List