

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

)	<u>DOCKET NO. 04-999-05</u>
In the Matter of Test Period Requirements for)	
the Implementation of UCA §54-4-4(3))	<u>ORDER ESTABLISHING A TEST</u>
)	<u>PERIOD TASK FORCE</u>

ISSUED: October 25, 2004

SYNOPSIS

The Commission establishes a Test Period Task Force to develop and propose rules to establish timing, evidentiary and procedural requirements to implement the provisions of Utah Code 54-4-4(3) regarding selection of a test period.

By The Commission:

On October 20, 2004, the Commission issued an order in PacifiCorp’s general rate case, Docket No. 04-035-42 approving a Test Period Stipulation that specifies the use of a particular test period for that case. The Test Period Stipulation also called for the establishment by the Commission of a Test Period Task Force with a specific charge and timetable for completion.

In accordance with the approved Test Period Stipulation, the Commission establishes this docket for the purpose of creating a Test Period Task Force to develop and propose rules to establish timing, evidentiary and procedural requirements to implement the provisions of UCA §54-4-4(3) regarding selection of a test period. The Test Period Task Force shall consider, without limitation, issues such as those identified in the Test Period Stipulation: (1) the evidence that is necessary and sufficient in order for the Commission to be able to properly determine the test year in a particular rate case; (2) the need for and timing of a test year hearing; (3) how to develop a sufficient record such that the Commission can “select a test period that, on the basis of evidence, [it] finds best reflects the conditions” in the new rate effective period (UCA §54-4-4(3)(a)); and (4) how the Commission should interpret and implement the factors to be considered in selecting a test period. The first scheduled meeting of the Test Period Task Force is set for November 1, 2004 at 9:30 am in room 427 of the Heber Wells Building. The Test Period Task Force shall meet thereafter as often as necessary in order to finalize and present to the Commission by April 1, 2005, a consensus report and proposed rules regarding the implementation of UCA 54-4-4(3). If the Task Force does not reach a consensus position, Parties who elect to do so shall file individual proposed rules and/or reports with the Commission by April 1, 2005. As this is a

generic docket and the outcome may impact utilities that were not parties to the approved Test Period Stipulation that set the timetable for the Test Period Task Force, we will consider changes to the original timetable at the request of the Test Period Task Force.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

1. A Test Period Task Force is established with the duties described herein.
2. The Division of Public Utilities will chair the Test Period Task Force.
3. The first meeting of the Test Period Task Force is November 1, 2004.
4. The final report of the Test Period Task Force shall be filed with the Commission by April 1, 2005.

DATED at Salt Lake City, Utah, this 25th day of October, 2004.

/s/ Ric Campbell, Chairman

/s/ Constance B. White, Commissioner

/s/ Ted Boyer, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

G#40972