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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 5, 2013

Subject: Docket No. 13-035-160: In the Matter of the Application of Rocky Mountain Power for Approval of its Agreement for Electric Service to Additional Customers with Hurricane, Utah.

RECOMMENDATION: (Approve)

The Utah Division of Public Utilities (Division) recommends that the Public Service Commission of Utah (Commission) approve the Customer Service Agreement as being in the public interest.

ISSUE

In an application dated October 4, 2013, Rocky Mountain Power (RMP or the Company) requests that the Commission approve its agreement with Hurricane 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 RMP will provide electric service to a specified customer (Customer), [REDACTED] which is located within 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.

The Company currently has in place distribution facilities located near the Customer because the Company already serves approximately 140 other nearby customers who are within the City's boundaries.¹

The agreement between the Company and the City is dated September 17, 2013.² 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 requested service. The Division understands that the Customer has desired service from RMP for some time due to an apparent inability of the City to provide the increased service the Customer desired. Pursuant to Utah Administrative Code R746-100-3, the parties have petitioned the Commission for approval of the Agreement.

¹ Response to Office of Consumer Services data request 1.3.

² September 17, 2013 is the date of the most recent signature on the document.

The Company has represented that the Customer will be provided service under Schedule 23³ and that it does not anticipate that existing RMP customers will be harmed by service to this Customer.⁴

CONCLUSION

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

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

³ Response to Office of Consumer Services data request 1.2.

⁴ Response to Division data requests 1.5 and 1.6.