



State of Utah
Department of Commerce
Division of Public Utilities

FRANCINE GIANI
Executive Director

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Director, Division of Public Utilities

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Lieutenant Governor

ACTION REQUEST RESPONSE

To: Utah Public Service Commission

From: Utah Division of Public Utilities

Chris Parker, Director

Artie Powell, Energy Section Manager

Bob Davis, Utility Analyst

Date: December 28, 2016

Re: **Docket No. 16-035-T16**. In the Matter of Rocky Mountain Power's Revisions to Schedule No. 107, Solar Incentive Program.

RECOMMENDATIONS - (APPROVAL)

The Division of Public Utilities (Division) recommends that the Public Service Commission (Commission) approve Rocky Mountain Power's (Company) Compliance Filing (Filing) for Schedule No. 107.6, "Solar Incentive Program." The Division has reviewed Schedule 107.6 and determined that the Company has complied with the Commission's December 13, 2016, Bench Order.

ISSUE

On December 20, 2016, the Company filed its revised Schedule No. 107.6 sheet with the Commission. The Filing consists of a cover letter, edited sheet and clean sheet for Schedule No. 107.6. The Company proposes an effective tariff date of December 30, 2016. On December 21, 2016, the Commission issued an action request to the Division to investigate the Filing and make recommendations. The Commission requested the Division to complete its review by January 5, 2017.

DISCUSSION

In compliance with the Commission's Order, the Company submitted its Filing with the Commission on December 20, 2016. The Division has reviewed the Filing in light of the Commission's Order and determined that the language and form contained within the Filing is compliant.

The Division notes that the Company makes an affirmative statement in its cover letter that “the proposed tariff sheets do not constitute a violation of state law or Commission rule” per R746-405-2(D). In addition to requiring an explicit affirmation, the rule states that, “The filing of proposed tariff sheets shall of itself constitute the representation of the filing utility that it, in good faith, believes the proposed sheets or revised sheets to be consistent with applicable statutes, rules and orders.” The Division does not believe the tariff sheets violate any applicable statutes or rules and, therefore, accepts the Company’s filing as an implied affirmative representation as such.

CONCLUSION

The Division concludes that the Filing accurately implements the Commission’s Bench Order, and recommends approval.

CC: Jeffrey K. Larsen, RMP
Bob Lively, RMP
Michele Beck, OCS