



State of Utah

Department of Commerce
Division of Public Utilities

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Action Request Response

To: Public Service Commission of Utah

From: Utah Division of Public Utilities

Artie Powell, Director

Doug Wheelwright, Utility Technical Consultant Supervisor

Abdinasir Abdulle, Utility Technical Consultant

Bob Davis, Utility Technical Consultant

Justin Christensen, Utility Analyst

Date: September 9, 2020

Re: **Docket Nos. 19-035-18 & 20-035-T04, Approval of Tariff Sheet Changes,** Rocky Mountain Power's 2019 Avoided Cost Input Changes Quarterly Compliance Filing and Rocky Mountain Power's Proposed Tariff Revisions to Electric Service Schedule No. 37, Avoided Cost Purchases from Qualifying Facilities Compliance Filing.

Recommendation (Approval)

The Division of Public Utilities ("Division") recommends the Public Service Commission ("Commission") approve Rocky Mountain Power's ("RMP") proposed revisions to Electric Service Schedule No. 37.7. The revisions became effective on August 20, 2020. The Division determined that RMP's filing complies with the Commission's Order in Docket Nos. 19-035-18 and 20-035-T04 dated August 20, 2020.

Issue

On August 20, 2020, the Commission issued its Order ("Order") in Docket Nos. 19-035-18 and 20-035-T04 approving RMP's proposed changes to Electric Service Schedule No. 37, Sheet No. 37.7, Wind Facility, filed on April 9, 2020. The Commission directed RMP to file an updated

tariff sheet reflecting its decision.¹ On August 27, 2020, RMP filed with the Commission its compliance filing with updated tariff Sheet No. 37.7. On August 31, 2020, the Commission issued an action request to the Division asking it to review RMP's tariff filing for compliance. The Commission requested the Division report back by September 14, 2020. This memorandum represents the Division's response to the Commission's request to review RMP's filing for compliance.

Discussion

In compliance with the Commission's Order, RMP filed its Tenth Revision to Electric Service Schedule No. 37, Sheet No. 37.7. The Division concludes RMP's filed Sheet No. 37.7 contains the same prices as the proposed Sheet No. 37.7 filed on April 9, 2020 with updated Advice No., Filed Date, and Effective Date. The Division concludes RMP has complied with the Commission's Order.

In review of RMP's advice letter for this matter, the Division reviewed Utah Administrative Code R746-405-2(D)(3)(g), which requires a statement that the tariff sheets proposed do not constitute a violation of state law or Commission rule. However, the rule also 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 filing does not appear to violate statute or rule.

Conclusion

The Division concludes that RMP's filing complies with the Commission's Order and recommends that the Commission approve RMP's filing with an effective date of August 20, 2020.

Cc: Joelle Steward, RMP
Jana Saba, RMP
Michele Beck, OCS

¹ See <https://pscdocs.utah.gov/electric/19docs/1903518/3150691903518and20035T04o8-20-2020.pdf>, page 15, Section 5, ¶ 3.