



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

Chris Parker, Director

Artie Powell, Manager

Doug Wheelwright, Utility Technical Consultant Supervisor

Abdinasir Abdulle, Utility Technical Consultant

Date: November 10, 2022

Re: **Docket No. 22-025-01**, Empire Electric Association, Inc. Wildland Fire Protection Plan Annual Compliance Report.

Recommendation (Acknowledge)

The Division of Public Utilities (Division) recommends the Public Service Commission (Commission) acknowledge Empire Electric Association, Inc.'s (Empire Electric) October 17, 2022, filing as complying with Utah Code §54-24-203(4)(b).

Issue

On October 17, 2022, Empire Electric filed a copy of its annual Wildland Fire Protection Plan (WFPP) compliance report. On the same date, the Commission issued an Action Request to the Division asking the Division to review the filing for compliance and make recommendations. The Commission asked the Division to report back by November 16, 2022. This memorandum represents the Division's response to the Action Request.

Discussion

Utah Code § 54-24-203(4) requires electric cooperatives to (a) file with the governing authority an annual report detailing the electric cooperative's compliance with the WFPP; and (b) file with the Commission a copy of the annual compliance report. The report was reviewed and approved by the Empire Electric's Board of Directors at its October 14, 2022, meeting and was filed with the Commission on October 17, 2022. The Division has reviewed the filing and noticed that, in its cover letter, Empire Electric inadvertently referred to Utah Codes § 54-24-201(4) and § 54-24-202(2) instead Utah Code § 54-24-203(4)(b). The Division recommends the Commission acknowledge that Empire Electric has complied with Utah Code § 54-24-203(4)(b).

Cc: Michele Beck, Office of Consumer Services
Josh Dellinger, General Manager, Empire Electric Association, Inc.