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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

Brenda Salter, Assistant Director

Doug Wheelwright, Utility Technical Consultant Supervisor

Tyler McIntosh, Utility Analyst

Date: February 22, 2023

Re: **Docket No. 23-2167-T01**, South Utah Valley Electric Service District (SESD) revised tariff sheet.

Recommendation (Acknowledge)

The Division of Public Utilities (Division) recommends the Utah Public Service Commission (Commission) acknowledge SESD's proposed Electric Service Tariff Schedule (Tariff). The requested effective date for this filing is January 26, 2023.

Issue

On November 30, 2022, SESD sent a letter to their customers proposing a rate increase of \$.04/kWh and an amendment to the Power Cost Adjustment (PCA) calculation which will reduce the rolling average from twelve to three months. It also proposes new rates for various other services. On February 10, 2023, SESD filed with the Commission a revision to tariff sheet No. A; Electric Service Schedule No. 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12. SESD did not file much in the way of supporting documentation, and the revised tariff reflects an effective date of January 26, 2023, approximately 15 days prior to its Commission filing.

Division of Public Utilities

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Background

On February 10, 2023, SESD filed tariff pages to revise tariff sheet No. A for the electric schedules as shown in the table below. Schedules No. 8 and 9 have changed (highlighted in red), schedules 10-12 are new with this filing (highlighted in red), and the rest of the schedules stayed the same.

Schedule No.	Class of service	Old tariff rate	New tariff rate
1	Residential Service	\$20.75 per single phase service connection	\$20.75 per single phase service connection
3	General Service - up– Up to 50 kW	\$19.75 per single phase service connection	\$19.75 per single phase service connection
		\$39.50 per three phase service connection	\$39.50 per three phase service connection
4	General Service - over– Over 50 kW	\$33.00 per single phase service connection.	\$33.00 per single phase service connection.
		\$59.00 per three phase service connection.	\$59.00 per three phase service connection.
5	Irrigation and Soil Drainage Pumping	\$33.75 per service connection	\$33.75 per service connection
6	General Industrial Service - Medium Voltage	\$48.25 per service connection	\$48.25 per service connection
7	Municipal and Cooperative Culinary Pumping	\$ 30.75 per single - phase meter service	\$ 30.75 per single - phase meter service
		\$ 50.50 per three - phase meter service connection	\$ 50.50 per three - phase meter service connection

8	Private Area Lighting	\$13.65 per lamp	\$17.06 per lamp
9	Increase (or Reduced) Purchase Power Costs	Base power cost = \$0.0625	Base power cost = \$0.09431
10	Net Feed – In Tariff Service Renewable Generating Systems	N/A	\$22.75 per single phase service connection
11	General Service Distribution Voltage – Less than 1000 kW	N/A	\$53.25 per three phase service connection
12	General Service Distribution Voltage – Between 1000 kW and 2500 kW	N/A	\$71.25 per three phase service connection

In compliance with Utah Admin. Code Section 54-7-12(7), bill inserts, informing customers about the rate change were mailed on November 30, 2022. The December customer billing identified a proposed rate increase effective January 1, 2023, and notified customers of a public hearing to take place December 28, 2022, at 6:00 PM at the SESD office. In addition, there was a postcard sent out in January 2023 to all customers informing them of an additional public meeting to discuss the 2023 power rates that took place on January 26, 2023, at 6:00 PM at the SESD office. No comments were proffered at the meeting. SESD’s board approved the proposed schedule during the public meeting.

SESD filed notification of the revised tariff with the Commission on February 10, 2023, with a desired effective date of January 26, 2023. As with the prior filing, the Commission was not notified 30-days prior to a rate change as statutorily required. However, Utah Admin. Code Section 54-3-3 allows the Commission to accept and acknowledge the tariff changes without requiring the 30 days’ notice for good cause. The Division sees no significant or material harm either to the members, public, or the utility itself in having not followed the required 30-day notice to the Commission.

The Division notes SESD complied with timely notification of its members and held a public meeting. Utah Admin. Code R746-405-2(D)(6) requires utilities to provide both clean and marked-up versions of tariff sheets identifying the tariff sheet changes. The Division did not

receive the marked-up version of the tariff in the filing, but it was provided on February 14, 2023, following a request from the Division.

Also, the Division notes that SESD did not comply with Utah Admin. 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.

Conclusion

The Division recommends the Commission acknowledge SESD's revised tariff sheets with an effective date of January 26, 2023, and make it available for public inspection. While the filing was not submitted 30 days in advance, there does not appear to be any harm to customers or to the Company. In future filings, the Division recommends the Commission remind SESD of the requirement to file its notice with the Commission 30-days prior to the requested effective date and to include a statement that the tariff sheets do not constitute a violation of state law or Commission rule.

cc: Mark Holdaway, SESD