

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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Rocky Mountain Power's Proposed Tariff Changes to Electric Service Regulation No. 7, Metering	<u>DOCKET NO. 24-035-T01</u> <u>ORDER GRANTING PETITION FOR RECONSIDERATION OF ORDER SUSPENDING TARIFF</u>
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ISSUED: April 17, 2024

On January 22, 2024, Rocky Mountain Power (RMP) filed a proposed revision to Sheet Nos. 7R.5 and 7R.6 ("Tariff Revision") of Electric Service Regulation No. 7, Metering, seeking an effective date of April 15, 2024. The Division of Public Utilities (DPU) filed comments on February 1, 2024, recommending the Public Service Commission (PSC) approve the Tariff Revision as filed, effective April 15, 2024. No other comments were filed.

On February 20, 2024, the PSC issued an Order Suspending Tariff, suspending the Tariff Revision from otherwise becoming effective by operation of statute and expressing concern that the scope of RMP's proposed revision appeared to require a change to administrative rule.

On March 18, 2024, RMP filed a Petition for Reconsideration of Order Suspending Tariff ("Petition"). RMP's Petition argues that its existing tariff is more restrictive of submetering than is permissible under the administrative rule governing submetering, Utah Admin. Code R746-210 (the "Rule"). Specifically, RMP points out the Rule provides "[t]here are no circumstances, *other than exemptions*, where submetering is an acceptable alternative to individual metering." Utah Admin. Code

R746-210-5 (emphasis added). RMP emphasizes that its existing tariff precludes submetering in all cases other than “grandfathered” accounts, and it seeks to revise its tariff to allow customers *who have already qualified* for an exemption under the Rule to use submeters under specifically enumerated circumstances where the anticipated load exceeds an established threshold and the customer agrees to charge sub-metered energy users using a fair and transparent method with no costs added to the total amount RMP bills through the master meter.

RMP points to large customers that operate as co-location data centers as a class of customer for whom the Tariff Revision is intended and appropriate. RMP explains providing individual meters to each tenant of a data center, for which frequent turnover exists, requires RMP to continually rework the metering in the building. Estimating usage based on a square footage basis is not reasonable because the tenants have varying and significant energy requirements. RMP affirms it “is attempting to eliminate unnecessary restrictions on [these] large customers that qualify for master metering and are capable of accurately metering large tenants.” (Petition at 4.)

The PSC appreciates RMP clarifying the intention and effect of its proposed Tariff Revision. Because the revision will only extend submetering to customers that qualify for an exemption to the Rule’s restriction on submetering, the PSC concludes the revisions are consistent with the Rule and may be effectuated without any change

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to administrative rule. The PSC further finds, based on RMP's and the DPU's representations, the proposed Tariff Revision is just, reasonable, and in the public interest insofar as it should facilitate service to certain large customers in a more efficient manner than the tariff presently allows and is consistent with the Rule.

For the foregoing reasons, the Petition is granted. The PSC lifts its suspension and approves RMP's proposed Tariff Revision, effective April 15, 2024.

DATED at Salt Lake City, Utah, April 17, 2024.

/s/ Michael J. Hammer  
Presiding Officer

Approved and confirmed April 17, 2024, as the Order of the Public Service Commission.

/s/ David R. Clark, Commissioner

/s/ John S. Harvey, Ph.D., Commissioner

Attest:

/s/ Gary L. Widerburg  
PSC Secretary  
DW#333431

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Notice of Opportunity for Judicial Review

Judicial review of the PSC's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63G-4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I CERTIFY that on April 17, 2024, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By Email:

Data Request Response Center ([datareq@pacificorp.com](mailto:datareq@pacificorp.com), [utahdockets@pacificorp.com](mailto:utahdockets@pacificorp.com))  
PacifiCorp

Jana Saba ([jana.saba@pacificorp.com](mailto:jana.saba@pacificorp.com))  
*Rocky Mountain Power*

Patricia Schmid ([pschmid@agutah.gov](mailto:pschmid@agutah.gov))  
Patrick Grecu ([pgrecu@agutah.gov](mailto:pgrecu@agutah.gov))  
Robert Moore ([rmoore@agutah.gov](mailto:rmoore@agutah.gov))  
*Assistant Utah Attorneys General*

Madison Galt ([mgalt@utah.gov](mailto:mgalt@utah.gov))  
*Division of Public Utilities*

Alyson Anderson ([akanderson@utah.gov](mailto:akanderson@utah.gov))  
Bela Vastag ([bvastag@utah.gov](mailto:bvastag@utah.gov))  
Alex Ware ([aware@utah.gov](mailto:aware@utah.gov))  
Jacob Zachary ([jzachary@utah.gov](mailto:jzachary@utah.gov))  
([ocs@utah.gov](mailto:ocs@utah.gov))  
*Office of Consumer Services*

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Administrative Assistant