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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of Rocky Mountain Power for Implement Community Clean Energy Program Authorized by the Community Clean Energy Act	Docket No. 25-035-06
Compliance Tariff Filing to Implement Electric Service Schedule No. 100 – Community Clean Energy Program	Docket No. 26-035-T09

COMMENTS IN SUPPORT OF ROCKY MOUNTAIN POWER'S PROPOSED SCHEDULE 100

The Community Renewable Energy Agency ("Agency") hereby submits the following comments regarding the proposed Schedule 100 tariff filed by Rocky Mountain Power ("RMP" or "Company") on August 7, 2026.

The Agency and the Company have worked together for years to design and develop the Community Clean Energy Program ("Program"). Since the Commission issued the Order Approving Program With Modifications ("Order") on March 4, 2026, the Agency and the Company have worked in concert to address numerous issues regarding tariff design and Program implementation. In connection with this work, the Company and the Agency have exchanged drafts of the Schedule 100 tariff and the Company has incorporated revisions addressing the

Agency's concerns regarding the tariff language. The Agency appreciates the Company's collaboration in this process.

The Agency supports adoption of the Schedule 100 tariff as submitted by RMP at this time, but propose the adoption of modifications regarding changes for Schedules 32 and 34, as discussed below.

Pursuant to the Community Clean Energy Act and Commission rules, Schedule 100 is available to all customers other than residential net metering customers on RMP's Schedule 135.[1] RMP's proposed Schedule 100 defines availability and application of the tariff in a manner that is consistent with the Act and the Rules.[2] However, RMP's proposed Schedule 100 does not list monthly charges or termination fees that would apply to Schedule 32 or 34 customers.[3] The implication is that these customer classes may not participate in the Program. The Agency believes these customers can participate in the Program and that the $0.00609 per kWh charge approved by the Commission for non-residential Program customers[4] can be applied to customers in Schedules 32 and 34. As set forth below, the Agency proposes monthly charges and termination fees for these customer classes for the Commission's consideration.

<u>Schedule 32 – Monthly Energy Charges</u>

Schedule 32 is available to Schedules 6, 8, and 9 customers that desire to receive all or part of their electricity from a clean energy resource.[5] Schedule 32 customers receive energy both from

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[1] *See* Utah Code § 54-17-905(5) ("A residential customer that is participating in the net metering program under Title 54, Chapter 15, Net Metering of Electricity, may not be a participating customer under this part."); Utah Admin. Code R746-314-101(6) (defining "eligible customer" to include any RMP customer other than a residential customer on Schedule 135).
[2] *See* Original Sheet 100.1, "Availability" and "Application".
[3] *See* Original Sheet 100.3 ("Monthly Charges"); Original Sheet 100.7 (including table identifying termination fees for customer classes).
[4] *See* Order at 22.
[5] *See* Schedule 32, Sheet 32.1 ("Application").

one or more clean energy resources procured by RMP and from RMP for all energy not served by the clean energy resource. The customer pays all costs incurred by RMP in connection with the clean energy resource as well as a facilities charge associated with the delivery of that energy. All energy delivered to the customer by RMP that is not supplied by the clean energy facility, which is termed "Supplementary Energy," is billed pursuant to the pricing provisions of the customer's applicable general service schedule.[6]

The Agency proposes that, for Schedule 32 customers, the non-residential Program rate of $0.00609 per kWh be applied to the kWh of Supplementary Energy billed to the customer each month. This treatment is consistent with how Schedule 31 customers will be billed for participation in the Program.

Schedule 34 – Monthly Charges

Schedule 34 is available to RMP customers with an aggregated annual peak load of 5 MW or more that desire to receive all or part of their electricity from a clean energy resource.[7] Schedule 34 customers must pay (i) normal tariff rates, which may include rates set forth in a special contract, (ii) cost-based administrative fees, and (iii) an incremental charge for the Company to supply energy from the clean energy resource.[8] The Agency proposes that, for Schedule 34 customers, the non-residential Program charge be applied to the kWh of measured energy consumed by the customer less the kWh of energy produced by the customer's clean energy resources (which amount can never be less than 0). A Schedule 34 customer has acquired clean energy resources whose output may be less than or more than the customer's energy consumption.

[6] *See id.*, Sheet 32.4 ("Supplementary Energy"); *id.*, Sheet 32.6 ("Monthly Charges" – "Supplementary Power and Energy").
[7] *See* Schedule 34, Sheet 34.1 ("Application").
[8] *See id.*, Sheet 34.2(1)(c).

To the extent that the customer's energy consumption exceeds the production from clean energy resources, the customer's participation in the Program can fill that gap. A Schedule 34 customer is unlikely to participate in the Program if it is required to pay the Program non-residential rate for energy that is deemed to be delivered from its clean energy resources.

The Agency notes that, unlike Schedule 32, the structure of Schedule 34 does not require segregation between the amount of energy supplied by clean energy resources and the energy supplied by RMP in excess of those resources each month. Rather, a true-up between projections and actuals is performed on an annual basis for Schedule 34 customers. How the Program non-residential rate is charged to a Schedule 34 customer each month may depend on that customer's annual true-up mechanism. The Agency understands that there are relatively few Schedule 34 customers. The Schedule 100 tariff can include language consistent with the Agency's proposal here while RMP and any Schedule 34 customer that participates in the Program can determine the exact method of implementation based on the true-up mechanism in the Schedule 34 contract.

Schedules 32 & 34 – Termination Charges

RMP's proposed Schedule 100 includes a table on Sheet 100.7 that identifies the proposed termination fees that would apply to each customer class. The bottom row of this table identifies various customers classes for which the termination fee is to be based on the customer's applicable general service schedule. As noted above, Schedules 32 and 34 are available to customers that are eligible to take service pursuant to other service schedules, like Schedules 6, 8, and 9. The Agency proposes that the termination fee for Schedules 32 and 34 could be based on the general service schedule for which the customer is otherwise eligible and that Schedules 32 and 34 could be listed in the bottom row of the termination fee table in a revised Schedule 100.

Revisions to Proposed Schedule 100 Should Not Delay Program Implementation

The Agency emphasizes its support for the Schedule 100 tariff as proposed by RMP. The Agency's proposed revisions set forth herein affect only the application of Schedule 100 to the small handful of customers on Schedules 32 and 34. While the Agency believes that the revisions proposed herein are appropriate, any additional discussion or process regarding such revisions should not result in a delay to the implementation of the Program. The Agency recommends that the Commission approve the tariff as filed by RMP on August 7, 2026 along with instructions to revisit the issue of the applicability to Schedule 32 and 34 customers through additional process in the near future. This approach balances the need to ensure that the Program is timely implemented while also allowing for necessary discussions on the topic of the applicability of the tariff to all appropriate customer classes.

DATED this 25th day of August 2026

Respectfully submitted,

Phillip J Russell

/s/________________________________
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Attorney for the Community Renewable Energy Agency

Certificate of Service

Docket Nos. 25-035-06 & 26-035-T09

I hereby certify that a true and correct copy of the foregoing Petition to Intervene was served by email this 25th day of August 2026 on the following:

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