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Division of Public Utilities
UTAH DEPARTMENT OF COMMERCE

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Comments

To: Public Service Commission of Utah

From: Utah Division of Public Utilities

Chris Parker, Director
Brenda Salter, Assistant Director
Abdinasir Abdulle, Utility Technical Consultant Supervisor
Trevor Jones, Utility Technical Consultant

Date: August 25, 2026

Re: **Docket No(s). 26-035-T09 and 25-035-06,** Rocky Mountain Power's Compliance Tariff Filing to Implement Electric Service Schedule No. 100, Community Clean Energy Program – Optional Opt-Out Program

Recommendation (Approval)

The Division of Public Utilities ("Division") reviewed Rocky Mountain Power's ("RMP" or "Company") submission of its tariff to govern the Community Clean Energy Program ("Program"). The Division finds the tariff to be in compliance with the Order.[1]

Issue

On August 7, 2026, the Public Service Commission ("Commission") issued an Action Request to the Division to review the tariff for compliance by August 21, 2026. The Notice of Filing and Comment Period superseded this date and set it for August 25, 2026. The request asked that the Division provide analysis, evaluation results, and the basis for its conclusions. This is the Division's response to that request.

[1] *Order Approving Program with Modifications*, Docket No. 25-035-06, March 4, 2026

Background

In 2019, the legal framework to create the Program was established when the Utah Legislature passed the Community Renewable Energy Act (HB411), which was later amended in 2024 and became the Community Clean Energy Act.[2]

The Program is a first-of-its-kind initiative in Utah that allows local communities to partner with RMP to achieve net-100% renewable electricity. The Program enables cities and counties to collectively fund and add new, utility-scale renewable energy directly to the local power grid.

On January 24, 2025, RMP submitted its application to the Commission requesting for Program authorization.[3] In Attachment G of the application, RMP included a new schedule in the tariff, Electric Service Schedule No. 100 – Community Clean Energy Program – Optional Opt-Out Program, to govern the Program. The Commission conducted a hearing on December 16-17, 2026, and issued an Order Approving Program with Modifications ("Order") on March 4, 2026.

The tariff filing submitted here by RMP proposes changes to the original tariff approved in the Order. The changes reflect directives of the Order and items identified by the Company as it worked with the Community Renewable Energy Agency to implement the Program.

Discussion

The Division reviewed RMP's proposed tariff changes and recommends approval.

First, there were a number of minor technical and definitional corrections throughout the filing, which the Division supports.

Next, major revisions were made to the monthly bill section to comply with the Order. There is much more visibility into the costs for both residential and non-residential customers. The rates approved in the Order have been added. The tariff now outlines the $4 charge per month for residential customers and provides much more insight into the credits for Low

[2] https://www.slc.gov/sustainability/100-renewable-energy-community-goal/
[3] *Initial Application*, Docket No. 25-035-06,

Income Customers. There were also changes made to the Low Income Assistance paragraph to match these changes.

Another new piece of the monthly bill section provides information on revenue funding and lists them in order of priority.

1. Program Start-Up Costs
2. Administrative Cost & Administrative Reserve Fund
3. Low Income Program Fund
4. Clean Energy Resource Fund

The tariff does not go into any detail beyond that. The Order asked for disclosure of the Program costs by component in Schedule 100. Specifically, the Order stated:

> *Finally, RMP agreed in rebuttal testimony to unbundle the charges in Schedule 100 to provide "a breakout of the resource reserve, administrative costs, and low-income components of Schedule 100 charges" and "to add explicit maximum and minimum bounds of the low-income surcharge language in the Low-Income Assistance section of the tariff." The PSC finds disclosing the Program costs, by component, in Schedule 100 and non-residential customers' bills is reasonable and in the public interest and approves the change.*[4]

The Division agrees with RMP that the costs are unknown and "it is not possible to unbundle the Program rates into these individual categories in the manner originally envisioned."[5] While the Order directed explicit unbundling of costs, and disclosing the Program costs, by component, in Schedule 100, the Division concurs with RMP that listing out the components by priority will suffice for Schedule 100. However, these details should be provided in later reports with the Commission.

[4] *Order*, Docket No. 25-035-06, page 23
[5] Compliance Tariff Filing at 2

Under the Opting Out section, a table was created detailing the Opt-Out period for customers and when Termination Fees Apply. This is much easier to read and follow than the many sentences listed out before. The Division agrees with these changes.

RMP noticed an issue with its lighting tariffs and made fixes to those by establishing an average flat rate for three schedules. While this adjustment creates minor cost shifting, the financial impact is de minimis and reasonable.

Schedule 100 contains language that RMP cannot currently fulfill, to which RMP submitted a waiver on August 7, 2026 in Docket No. 25-035-06 to prevent any compliance gaps between tariff text and operational practice.

Conclusion

The Division finds the tariff to be in compliance with the Order and recommends Commission approval.

cc: Jana Saba, Rocky Mountain Power
Max Backlund, Rocky Mountain Power
Michele Beck, Office of Consumer Services