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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
David Williams, Utility Technical Consultant
Matthew Pernichele, Utility Technical Consultant

Date: December 31, 2025

Re: **Docket No. 25-035-T13**, Rocky Mountain Power's Proposed Tariff Update to Electric Service Schedule No. 2 - Residential Service – Optional Time-of-Day Rider - Experimental

Recommendation (Approval)

The Utah Division of Public Utilities (Division) recommends that the Utah Public Service Commission (Commission) approve Rocky Mountain Power's (Company) tariff changes proposed in this docket. The proposed new language eliminates language that is no longer applicable and is confusing.

Issue

The Company is seeking Commission approval of changes to Electric Service Schedule No. 2, Residential Service – Optional Time-of-Day Rider – Experimental (Schedule 2). These changes would 1) clarify language that currently states that Schedule 2 customers will be removed from time-of-use (meaning Schedule 2) but fails to mention that they will be transferred to the Schedule 1 Time-of-Use option and 2) delete language allowing Schedule 2 customers to enroll in another schedule prior to being transferred from Schedule 2 to the Schedule 1 Time-of-Use option.¹

¹ Tariff, Second Revision of Sheet No. 2.2.



Background

The Company's last general rate case closed Schedule 2 to new entrants on April 25, 2025, and ended Schedule 2 as of December 1, 2025. In its place, the Company created a new time-of-use program as an option to Schedule 1, and transferred all Schedule 2 customers who did not choose to be put on another time-of-use schedule to the Schedule 1 Time-of-Use option.² The Company filed for Commission approval of the tariff changes to conform with the rate case stipulation on December 19, 2025.³ On that same day, the Commission issued an Action Request to the Division to investigate the Company's proposed tariff changes and report on them by January 2, 2026.

Language Changed

The Company's proposed revision to Sheet 2.2 of Schedule 2 changes this language:

"Customers taking service under this Schedule will be removed from time-of-use on or around December 1, 2025. The Customer must notify the Company to enroll in a different time-of-use option." The new language is: *"On or around December 1, 2025, Customers taking service on this Schedule shall transfer to the Time-of-Use Option listed on*

Schedule 1." The Company is asking that this change be effective as of December 1, 2025.

The Company stated in informal communications that Schedule 2 customers who did not request to be put on a different schedule were transferred to the Schedule 1 Time-of-Use option on either December 4th or 5th of 2025.

Clarifying Language

The existing language does not clearly explain that Schedule 2 customers will be moved to the Schedule 1 Time-of-Use option and misleadingly states that Schedule 2 customers will be "removed from time of use..." The new language clarifies that they will be transferred to a different time-of-use system, the Schedule 1 Time-of-Use option. This revised wording is

² *Application of Rocky Mountain Power for Authority to Increase its Retail Electric Utility Service Rates in Utah and for Approval of its Proposed Electric Service Schedules and Electric Service Regulations*, Docket No. 25-035-04, Phase II Settlement Stipulation, p. 4, §15g, (January 14, 2025) (hereinafter, Phase II Stipulation). Approved by the Commission in Docket No. 25-035-04 Order, p. 115 (April 25, 2025).

³ Tariff.

more accurate and less ambiguous than the language that it replaces and should reduce potential confusion among customers and other interested parties.

Removal of Opt Out Language

The other language deleted from Schedule 2 allowed customers who wished to “notify the Company to enroll in a different time of use option” if they did not want to be transferred to the Schedule 1 Time-of-Use option. All the former Schedule 2 customers have either been transferred to the Schedule 1 Time-of-Use option or exercised their option to be put on different schedules. These customers’ options to change schedules are now governed by whatever schedule they are receiving service under, not Schedule 2. It is the Division’s understanding that there are no Schedule 2 customers, so this language is moot, potentially confusing and should be removed.

Conclusion

The Division recommends that the Commission approve the Company’s proposed changes to Schedule 2 because the new language is easier to understand, less ambiguous, and eliminates the option to opt out of the schedule transfer that no longer applies to any customers.

cc: Max Backlund, max.backlund@pacificorp.com