

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER) CASE NO. IPC-E-20-07
COMPANY’S APPLICATION FOR)
APPROVAL OF THE SECOND) NOTICE OF APPLICATION
AMENDMENT TO THE ENERGY SALES)
AGREEMENT FOR THE HAZELTON A) NOTICE OF
HYDRO PROJECT) MODIFIED PROCEDURE
)
)
) **ORDER NO. 34587**
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On February 20, 2020, Idaho Power Company applied for approval of the second amendment (“Amendment”) to its energy sales agreement (“ESA”) with North Side Energy Company, Inc. (“Seller”). The ESA falls under the Public Utility Regulatory Policies Act of 1978 (“PURPA”) and is a contract for the sale and purchase of electric energy generated by the Hazelton A hydro generation facility—a PURPA qualifying facility. The Amendment addresses when the Seller must notify the Company in order to revise future monthly Estimated Net Energy Amounts. Idaho Power asks that the Commission process its Application by Modified Procedure.

The Commission now sets deadlines for interested persons to comment on the Application, and for Idaho Power to reply.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that the Commission originally approved Idaho Power’s ESA with the Seller in 2011. Order No. 32181. The Commission then approved a first amendment to the ESA in 2014. *See* Order No. 33053.

YOU ARE FURTHER NOTIFIED that with this Application, Idaho Power asks the Commission to approve a second Amendment to the ESA, which the parties agreed to on February 13, 2020.

YOU ARE FURTHER NOTIFIED that the Amendment changes when the Seller must notify Idaho Power in order to revise future monthly Estimated Net Energy Amounts. Currently, Section 6.2.3 of the ESA requires the Seller to notify Idaho Power at least three months before the Seller revises a given month’s Estimated Net Energy Amount. The proposed Amendment states that “[a]fter the Operation Date, the Seller must revise any future monthly Estimated Net Energy

Amounts by providing written notice no later than 5 PM Mountain Standard time on the 25th day of the month that is prior to the month to be revised.” Application, Attachment 1. If the 25th day falls on a weekend or holiday, Idaho Power must receive written notice no later than the last business day prior to the 25th day of the month.

YOU ARE FURTHER NOTIFIED that the Amendment provides the following example: “...if the Seller would like to revise the Estimated Net Energy Amount for October, they would need to submit a revised schedule no later than September 25 or the last business day prior the September 25.” Application, Attachment 1.

YOU ARE FURTHER NOTIFIED that the Application and any supporting workpapers, testimonies, and exhibits have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices. These documents are also available on the Commission’s web site at www.puc.idaho.gov. Click on the “ELECTRIC” icon at the top of the page, select “Open Cases,” and then click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission’s jurisdiction under Title 61 of the Idaho Code and specifically *Idaho Code* §§ 61-501 to 61-503.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission’s Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and that it will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Commission’s Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application **must file a written comment in support or opposition with the Commission by April 1, 2020**. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments

concerning this Application shall be mailed to the Commission and Idaho Power at the addresses reflected below:

**For the Idaho Public Utilities
Commission**

Commission Secretary
Idaho Public Utilities Commission
PO Box 83720
Boise, ID 83720-0074

Street Address for Express Mail:

11331 W. Chinden Blvd.
Building 8, Suite 201-A
Boise, Idaho 83714

For Idaho Power:

Donovan E. Walker
Energy Contracts
Idaho Power Company
1221 West Idaho Street 83702
P.O. Box 70
Boise, ID 83707-0070

E-Mail: dwalker@idahopower.com
dockets@idahopower.com
energycontracts@idahopower.com

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at www.puc.idaho.gov. Click the "Consumers" tab then click the "Case Comment Form" and complete the comment form using the case number as it appears on the front of this document.

YOU ARE FURTHER NOTIFIED that the Company must file any reply comments **by April 8, 2020.**

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

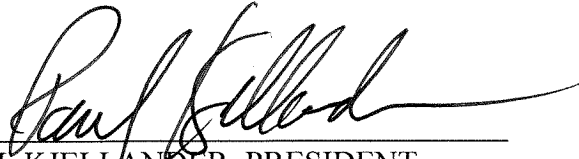
ORDER

IT IS HEREBY ORDERED that Idaho Power's Application be processed by Modified Procedure, Rule 201-204 (IDAPA 31.01.01.201-.204). Persons interested in submitting written comments must do so by April 1, 2020. The Company must file any reply comments by April 8, 2020.

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DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this
day of March, 2020.

11th



PAUL KJELLANDER, PRESIDENT



KRISTINE RAPER, COMMISSIONER



ERIC ANDERSON, COMMISSIONER

ATTEST:



Diane M. Hanian
Commission Secretary

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