

DECISION MEMORANDUM

TO: COMMISSIONER ANDERSON
COMMISSIONER CHATBURN
COMMISSIONER HAMMOND
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: CHRIS BURDIN
DEPUTY ATTORNEY GENERAL

DATE: JUNE 21, 2022

SUBJECT: IN THE MATTER OF THE APPLICATION OF IDAHO POWER COMPANY FOR APPROVAL OF THE SECOND AMENDMENT TO THE ENERGY SALES AGREEMENT WITH AMERICAN FALLS SOLAR II, LLC FOR THE SALE AND PURCHASE OF ELECTRIC ENERGY; CASE NO. IPC-E-22-20.

On June 14, 2022, Idaho Power Company (“Company”) filed an Application with the Commission requesting approval of the Second Amendment to its Energy Sales Agreement (“ESA”) with American Falls Solar II, LLC (“Seller”), who sells energy generated by the Seller’s 20 megawatt solar photovoltaic project (“Facility”) located in Power County, Idaho. The Facility is a qualifying facility under the Public Utility Regulatory Policies Act of 1978.


The Second Amendment seeks to delete Section 6.2.2 of the ESA and replace it with a new Section 6.2.2. The new Section 6.2.2 modifies the Net Energy Amount adjustment period but does not otherwise change any obligations of the Parties set forth in the ESA.

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Application and Notice of Modified Procedure establishing a 21-day public comment deadline and a 7-day Company reply deadline.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure establishing a 21-day public comment deadline and a 7-day Company reply deadline?


Chris Burdin
Deputy Attorney General

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