

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF IDAHO POWER ) CASE NO. IPC-E-24-23**  
**COMPANY’S APPLICATION FOR )**  
**APPROVAL OF AMENDMENTS TO THE ) NOTICE OF APPLICATION**  
**ENERGY SERVICES AGREEMENTS WITH )**  
**MICRON AND BRISBIE AND REQUEST ) NOTICE OF**  
**FOR UPDATED PRICING ELEMENTS ) MODIFIED PROCEDURE**  
**BASED ON 2023 IRP )**  
**ORDER NO. 36255**

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On May 30, 2024, Idaho Power Company (“Company”), applied for approval of (1) the Second Amendment to its Special Contract with Brisbie, LLC; (2) the Third Amendment to its Special Contract with Micron Technology, Inc.; (3) updates to pricing elements in these special contracts and the Clean Energy Your Way (“CEYW”) Construction Agreement with the City of Boise that are based on the Company’s 2023 Integrated Resource Plan (“IRP”); (4) associated modifications to Schedule 33—Brisbie, Schedule 26—Micron, and Schedule 62—CEYW Program (“Schedule 62”); and (5) a proposed method for updating prices contained in CEYW-Construction Program contracts that rely on IRP data. The Company requests processing of this matter via modified procedure.

With this Order the Commission issues notice of the Company’s Application and establishes public comment and reply deadlines.

**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that the Company represents that, through its Schedule 62, large customers served under Special Contract or Schedule 19—Large Power Service can receive service via tailored renewable resources (called CEYW-Construction) that cover up to 110 percent of their energy use.

YOU ARE FURTHER NOTIFIED that the Company represents that it has Special Contracts with Brisbie, LLC (“Brisbie”), and Micron Technology, Inc. (“Micron”), that contain CEYW-Construction pricing elements, such as Excess Generation Credits and Renewable Capacity Credits.

YOU ARE FURTHER NOTIFIED that the Company represents that it has a CEYW Renewable Construction Agreement with the City of Boise (“Boise”).

YOU ARE FURTHER NOTIFIED that the Company represents that the Commission has previously approved amendments to the special contracts with Brisbie and Micron to comply with Commission directives regarding charges and pricing elements.

YOU ARE FURTHER NOTIFIED that the Company represents that, because of Commission guidance and collaborative efforts with Staff, it formed a Second Amendment to the special contract with Brisbie and a Third Amendment to the special contract with Micron to ensure the transparent and efficient review of updates to pricing elements in CEYW-Construction Agreements. These amendments describe rate components under the Brisbie and Micron Special Contracts and Boise's CEYW-Construction Agreement, clarify or add definitions for certain pertinent terms, and ensure that rate charges are considered in separate proceedings.

YOU ARE FURTHER NOTIFIED that the Company proposes the Commission direct that future updates to CEYW-Construction Agreements using IRP inputs for pricing be filed for approval under a single docket within 30 days of submission of the IRP.

YOU ARE FURTHER NOTIFIED that the Application and proposed amendments to the Brisbie and Micron special contracts are available for public inspection during regular business hours at the Commission's office. These documents are also available on the Commission's website at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the "ELECTRIC" icon, select "Open Cases," 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.

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 it will review the case through written submissions under the Commission's Rules of Modified Procedure Rules 201-204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201-204. 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 persons desiring to state a position on this Application may file a written comment explaining why they support or oppose the Application. Persons who would like a hearing must specifically request a hearing in their written comments. **Persons shall have until August 28, 2024, to file written comments.** Comments must be filed through the Commission’s website or by e-mail unless computer access is unavailable. To comment electronically, please access the Commission’s website at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the “Case Comment Form” and complete the form using the case number as it appears on the front of this document.

To file by e-mail, persons must e-mail the comments to the Commission Secretary and all parties at the e-mail addresses listed below. Persons submitting a comment by e-mail must provide their name, address, and the Case Number under which they are commenting. Persons submitting a comment by e-mail also acknowledge that submitting a comment in an open case constitutes a public record under *Idaho Code* § 74-101(13), and all information provided by such person is available for public and media inspection.

If computer access is unavailable, then comments may be mailed to the Commission and the Parties at the addresses below. Persons submitting a comment by mail must provide their name, address, and the Case Number under which they are commenting. Persons submitting a comment by mail also acknowledge that submitting a comment in an open case constitutes a public record under *Idaho Code* § 74-101(13), and all information provided by such person is available for public and media inspection.

**For the Idaho PUC:**

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**YOU ARE FURTHER NOTIFIED** that the Parties must file any reply comments **by September 11, 2024.**

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**

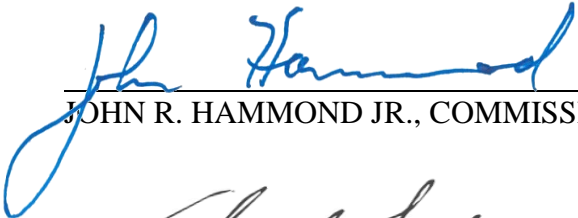
IT IS HEREBY ORDERED that the Company's Application be processed by Modified Procedure, Rules 201-204. Persons interested in submitting written comments must do so by August 28, 2024. Parties must file any reply comments by September 11, 2024.

IT IS FURTHER ORDERED that parties comply with Order No. 35375, issued April 21, 2022. Generally, all pleadings should be filed with the Commission electronically and will be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between parties should continue to be accomplished electronically when possible. However, voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

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DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 10<sup>th</sup> day of July 2024.

  
ERIC ANDERSON, PRESIDENT

  
JOHN R. HAMMOND JR., COMMISSIONER

  
EDWARD LODGE, COMMISSIONER

ATTEST:

  
Monica Barris-Sanchez  
Commission Secretary

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