

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF IDAHO POWER</b>	)	<b>CASE NO. IPC-E-25-08</b>
<b>COMPANY’S APPLICATION FOR A</b>	)	
<b>CERTIFICATE OF PUBLIC CONVENIENCE</b>	)	<b>ORDER NO. 36903</b>
<b>AND NECESSITY FOR AN OWNERSHIP</b>	)	
<b>INTEREST IN THE SOUTHWEST INTERTIE</b>	)	
<b>PROJECT – NORTH 500-KV</b>	)	
<b>TRANSMISSION LINE AND APPROVAL OF</b>	)	
<b>THE UTILIZATION OF CAPACITY ON THE</b>	)	
<b>LINE</b>	)	

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On March 7, 2025, Idaho Power Company (“Company”) applied to the Idaho Public Utilities Commission (“Commission”) requesting an order: (1) granting a Certificate of Public Convenience and Necessity (“CPCN”) for the Company’s ownership interest in the Southwest Intertie Project–North, 500—kilovolt (“kV”) transmission line (“SWIP-North”) including the rights to 250 megawatts (“MW”) of its northbound capacity, and (2) approving the Company’s utilization of an additional 250 MW of GBT Northbound, LLC’s (“GBT Northbound”) northbound capacity rights, both via the SWIP-North agreements. Application at 1-2.

On April 15, 2025, the Commission issued a Notice of Application and Notice of Intervention Deadline. Order No. 36541. The Commission granted intervention to the Idaho Irrigation Pumpers Association, Inc. (“IIPA”) and Micron Technology, Inc. (“Micron”). Order Nos. 36537 and 36599. On June 5, 2025, the Commission issued a Notice of Modified Procedure. Order No. 36630. On August 14, 2025, IIPA filed a Petition for Intervenor Funding.

On October 9, 2025, the Commission issued a Notice of Virtual Public Workshop and Notice of Customer Hearing. Order No. 36800. The Commission held a customer hearing on October 23, 2025. On December 12, 2025, the Commission issued a Final Order approving the Application. Order 36874.

**IIPA’S PETITION FOR INTERVENOR FUNDING**

IIPA’s petition includes a list of expenses totaling \$14,525.70 including expert witness fees and legal expenses. IIPA argues that these expenses are reasonable given that they were necessarily incurred in participating in the case.

IIPA's states that its experts Dr. Lance Kaufman and Dr. Deborah Glosser reviewed the Company's Application, prepared and served written discovery, and ultimately submitted written recommendations. IIPA recommended that the Application be denied or, if approved, that the Commission limit ratepayers' cost responsibility to completed and operational projects as outlined in the Company's current models.

IIPA represents that the costs it incurred in this case constitute a financial hardship for the association, which is a 501(c)(5) nonprofit and represents farming interests in eastern and central Idaho through voluntary contributions by its members and that such contributions have been falling.

IIPA notes that its recommendations materially differed from that of Staff. IIPA represents that its participation addressed issues of concern to the general body of users or consumers on the Company's system. IIPA represents the irrigation class of customers under Schedule 24 on the Company's system.

### **COMMISSION FINDINGS AND DECISION**

The Commission has jurisdiction over the Company's Application and the issues in this case under Title 61 of the Idaho Code including *Idaho Code* §§ 61-301 through 303. The Commission is empowered to investigate rates, charges, rules, regulations, practices, and contracts of all public utilities and to determine whether they are just, reasonable, preferential, discriminatory, or in violation of any provisions of law, and to fix the same by order. *Idaho Code* §§ 61-501 through 503.

Commission decisions benefit from robust public input. "It is hereby declared the policy of this state to encourage participation at all stages of all proceedings before the commission so that all affected customers receive full and fair representation in those proceedings." *Idaho Code* § 61-617A(1). Recoverable costs can include legal fees, witness fees, transportation, and other expenses so long as the total funding for all intervening parties does not exceed \$40,000.00 in any proceeding. *Idaho Code* § 61-617A(2). The Commission must consider the following factors when deciding whether to award intervenor funding:

- (1) That the participation of the intervenor materially contributed to the Commission's decision;
- (2) That the costs of intervention are reasonable in amount and would be a significant financial hardship for the intervenor;
- (3) The recommendation made by the intervenor differs materially from the testimony and exhibits of the Commission Staff; and

- (4) The testimony and participation of the intervenor addressed issues of concern to the general body of customers.

*Id.*

To obtain an award of intervenor funding, an intervenor must further comply with the Commission's Rules of Procedure 161-165, IDAPA 31.01.01.161-165. Rule 162 of the Commission's Rules of Procedure provides the form and content requirements for a petition for intervenor funding. The petition must contain: (1) an itemized list of expenses broken down into categories; (2) a statement of the intervenor's proposed finding or recommendation; (3) a statement showing that the costs the intervenor wishes to recover are reasonable; (4) a statement explaining why the costs constitute a significant financial hardship for the intervenor; (5) a statement showing how the intervenor's proposed finding or recommendation differed materially from the testimony and exhibits of the Commission Staff; (6) a statement showing how the intervenor's recommendation or position addressed issues of concern to the general body of utility users or customers; and (7) a statement showing the class of customer on whose behalf the intervenor appeared.

Commission Rule 165.02-.03 requires the payment of awards of intervenor funding to be made by the utility and is an allowable expense to be recovered from ratepayers in the next general rate case. IDAPA 31.01.01.165.02-.03.

The Commission finds that IIPA's petition satisfies the intervenor funding requirements. IIPA intervened and participated in all aspects of the proceeding. IIPA's petition for intervenor funding was filed timely and no party objected to IIPA's petition.

The Commission finds that IIPA materially contributed to the Commission's final decision. IIPA's recommendations materially differed from the request in the Company's Application and Staff's recommendation. IIPA's participation addressed issues of concern to the general body of customers. Finally, we find the expert witness fees, legal fees, paralegal fees, and soft costs incurred by IIPA are reasonable in amount for this case, and that IIPA, as a nonprofit organization, would suffer financial hardship if the request is not approved.

IIPA's request for intervenor funding does not exceed the statutory maximum award allowed in any single case. Accordingly, we find it reasonable to award IIPA its full request of \$14,525.70 in intervenor funding. We hereby authorize a total of \$14,525.70 to be paid to IIPA.

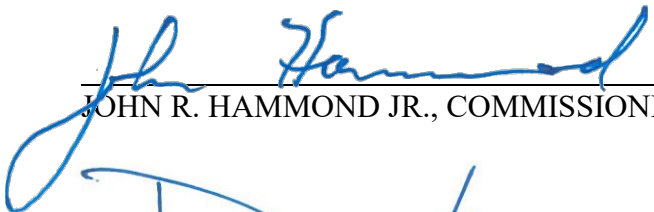
**ORDER**


IT IS HEREBY ORDERED that IIPA’s petition for intervenor funding is granted in the amount of \$14,525.70. *See Idaho Code § 61-617A(2)*, IDAPA 31.01.01.165.01. The Company is ordered to remit said amount to IIPA within 28 days from the date of this Order. IDAPA 31.01.01.165.02. The Company shall be permitted to recover the cost of this intervenor funding in its next general rate case from its Schedule 24 irrigation customer class. *See Idaho Code § 61-617A(3)*.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date upon this Order regarding any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *Idaho Code § 61-626*.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 6<sup>th</sup> day of January 2026.

  
EDWARD LODGE, PRESIDENT

  
JOHN R. HAMMOND JR., COMMISSIONER

  
DAYN HARDIE, COMMISSIONER

ATTEST:

  
Laura Calderon Robles  
Interim Commission Secretary

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