

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF ROCKY MOUNTAIN) CASE NO. PAC-E-22-04
POWER’S APPLICATION TO UPDATE)
ELECTRICAL SERVICE REGULATION NO.)
13 – CURTAILMENT PLAN FOR ELECTRIC) ORDER NO. 35380
ENERGY)
)

On February 22, 2022, Rocky Mountain Power, a division of PacifiCorp (“Company”), applied to the Commission for authorization to update Electric Service Regulation No. 13, Curtailment Plan for Electric Energy (“Curtailment Plan”). Application at 1. The Company requested its Application be processed by Modified Procedure with a June 1, 2022, effective date.

On March 10, 2022, the Commission issued Notice of Application and Notice of Modified Procedure and set an April 27, 2022, public comment deadline and a May 4, 2022, Company reply deadline.

On April 19, 2022, Staff presented a memo recommending that the Application be processed by Modified Procedure but asking if the Commission “wish[ed] to hold a telephonic customer hearing pursuant to *Idaho Code* § 61-532.”

COMMISSION DECISION

Idaho Code § 61-532 requires the Commission to act upon curtailment plans submitted by utilities by either adopting or rejecting the plans, “after notice and hearing pursuant to its rules of practice and procedure”

Rules 201-204 (IDAPA 31.01.01.201-.204) of the Commission’s Rules of Procedure outline the scope and practice of Modified Procedure. Specifically, Rule 203 allows any person to request a hearing in his or her written comments. Rule 204 provides that if any comments, protests, supports, or a reply are filed within the modified procedure deadline, the Commission may consider them and decide whether to set the matter for hearing.

The Commission notes the absence of any language in *Idaho Code* § 61-532 mandating a hearing and the statutory language allowing for “notice and hearing” pursuant to the Commission’s “rules of practice and procedure.” The Commission has found that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation. Accordingly, the Commission finds that processing this case by Modified

Procedure with an April 27, 2022, public comment deadline and a May 4, 2022, Company reply deadline provides adequate opportunity for any interested party, member of the public, and the Commission to fully participate in the case.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 22nd day of April 2022.



ERIC ANDERSON, PRESIDENT

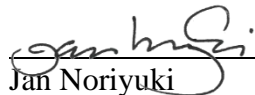


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND JR., COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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