

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF ROCKY MOUNTAIN) CASE NO. PAC-E-22-08
POWER’S APPLICATION FOR APPROVAL)
OR REJECTION OF THE POWER)
PURCHASE AGREEMENT WITH AMY) ORDER NO. 35554
FAMILY HOLDINGS, LLC.)
)

On August 19, 2022, the Commission issued Order No. 35506, which approved the Power Purchase Agreement (“PPA”) between PacifiCorp d/b/a Rocky Mountain Power (“Company”) and Amy Family Holdings, LLC, (“Seller), provided the Parties updated the PPA. The updates were to address facility modification, Company notification of modification obligations, and expressly state that modifications to the PPA required Commission approval.

On August 29, 2022, the Company submitted an Amended PPA to comply with the Order.

STAFF COMMENTS

Staff reviewed the Amended PPA, and recommended approval, reasoning that the Amended PPA satisfied the requirements of Order No. 35506.

COMMISSION DISCUSSION AND FINDINGS

The Commission has jurisdiction over this matter under *Idaho Code* §§ 61-501, -502, and -503. *Idaho Code* § 61-501 authorizes the Commission to “supervise and regulate every public utility in the state and to do all things necessary to carry out the spirit and intent of the [Public Utilities Law].” The Commission is empowered to investigate rates, charges, rules, regulations, practices, and contracts of public utilities and to determine whether they are just, reasonable, preferential, discriminatory, or in violation of any provision of law, and to fix the same by order. *Idaho Code* §§ 61-502 and -503. In addition, the Commission has authority under the Public Utility Regulatory Policies Act of 1978 (“PURPA”) and Federal Energy Regulatory Commission (“FERC”) regulations to set avoided costs, to order electric utilities to enter fixed-term obligations for the purchase of energy and capacity from qualifying facilities, and to implement FERC rules. The Commission may enter any final order consistent with its authority under Title 61 and PURPA.

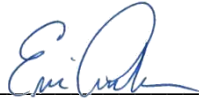
After reviewing the Amended PPA and Staff’s comments, we find that the Amended PPA appropriately updated the agreement as expected by Order No. 35506.

ORDER

IT IS HEREBY ORDERED that the Parties' Amended PPA is approved.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date of 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 7th day of October 2022.



ERIC ANDERSON, PRESIDENT

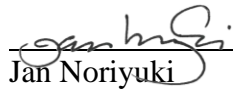


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND JR., COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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