

PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
PUBLIC MEETING DATE: September 25, 2012

REGULAR \_\_\_\_\_ CONSENT X EFFECTIVE DATE August 1, 2012

DATE: September 5, 2012

TO: Public Utility Commission

FROM: Deborah Garcia *DG*  
*JE*

THROUGH: Jason Eisdorfer, Maury Galbraith, and Judy Johnson *MG* *JJ*

SUBJECT: PACIFIC POWER: (Docket No. UM 1102(9)) Requests reauthorization to defer costs related to intervenor funding grants.

**STAFF RECOMMENDATION:**

I recommend the Commission approve Pacific Power's (Pacific or Company) request for reauthorization to defer costs related to Intervenor Funding Grants effective August 1, 2012. I further recommend that the Commission require Pacific to use a separate subaccount for each grant.

**DISCUSSION:**

Pursuant to ORS 757.259 and OAR 860-027-0300, Pacific requests reauthorization to record and defer for a 12-month period beginning August 1, 2012, the cost of intervenor funding grants as allowed under ORS 757.072.

Deferral of these costs was originally granted by the Commission in Order No. 03-560 and has been annually reauthorized, most recently in Order No. 11-388.

Summary Background

In its Order No. 03-388, the Commission approved an Intervenor Funding Agreement (IFA) between various utilities including Pacific, and various intervenors including the Citizens' Utility Board of Oregon (CUB), and Industrial Customers of Northwest Utilities (ICNU). The IFA sets forth the funding amount to be contributed by each utility, the procedures for budget submittals by intervenors, Commission approval of budgets, and the payment of grants by utilities. It authorizes three funds with different qualification

requirements for each. They are the CUB Fund, the Preauthorized Matching Fund, and the Issue Fund.

The IFA also requires the costs of each fund to be allocated to the appropriate customer class. The CUB fund is generated from residential rates, and industrial customers' rates include an increment to support the Preauthorized Matching Fund (Matching Fund). The Commission allocates amounts related to the Issue Fund to align the costs of advocacy with the intended beneficiaries of the advocacy.

In its subsequent Order No. 07-564, the Commission approved an amended and restated IFA that extends intervenor funding until December 31, 2012.

The Commission's Administrative Hearings Department (AHD) reports that most of the details for a new agreement to extend Intervenor Funding for five more years have been settled. AHD anticipates that the proposed agreement will be presented for Commission consideration at one of the public meetings scheduled this October.

#### Reason for Deferral

In accordance with OAR 860-027-0300(4)(b), the Company requests continuation of deferred accounting to recover amounts approved pursuant to Order No. 07-564.

#### Proposed Accounting

Amounts are to be debited to deferred accounts only as the utility disburses funding to a qualifying intervenor. The proposed deferrals would be recorded in separate subaccounts of FERC Account 182.3 (Miscellaneous Deferred Debits). The Company would not normally incur the cost of intervenor funding grants without deferral approval. However, if such costs were incurred they would be recorded in FERC Account 928 (Regulatory Commission Expenses).

#### Current Deferral Activity

In accordance with OAR 860-027-0300(4)(a) Pacific provided the following information regarding the deferral activity to the date of this application.

<b>New CUB Funding Grants Paid</b>	<b>Date</b>	<b>Amount</b>	<b>Docket/Commission Order</b>
CUB Issue Fund	11/7/11	13,653	UE 227/11-418
CUB Issue Fund	11/16/11	2,500	UM 1415/11-437
CUB Issue Fund	12/19/11	15,580	LC52/11-487
CUB Funding Grant	1/19/12	57,500	CUB Fund
<b>Total CUB</b>		<b>\$89,233</b>	

<b>New ICNU Funding Grants Paid</b>	<b>Date</b>	<b>Amount</b>	<b>Docket/Commission Order</b>
ICNU Issue Fund	8/18/11	4,845	UE 227/11-322
ICNU Matching Fund	9/26/11	57,500	UE 177(4) & UE 227/11-369
<b>Total ICNU</b>		<b>\$62,345</b>	

Estimated Deferrals in Authorization Period

At the time of its application, Pacific estimated that the maximum deferred amounts during the 12-month period beginning August 1, 2012 will be as shown in the table below. Depending on the Commission’s decision regarding the extension of the IFA, these estimated amounts may change.

<b>Fund</b>	<b>Amount</b>
CUB Fund	\$ 57,500
Preauthorized Matching Fund	\$ 57,500
Issue Fund	\$125,000
<b>Total</b>	<b>\$240,000</b>

Information Related to Future Amortization

- Earnings Review – Pursuant to Commission Order 07-564, Appendix A, page 26, paragraph 7.9:

If a Participating Public Utility seeks rate recovery through a deferred account, the account and amortization of the account shall be exempt from the amortization caps and earnings test set forth in subsections 5,6,7,8 and 10 of ORS 757.259, as such subsections may be amended from time to time, and shall not be included in any calculation of the amortization cap for other deferred accounts.

- Prudence Review – For amortization, the prudence review should be limited to verification of the accounting methodology used to determine the final amortization balance.
- Sharing – This deferral is not subject to a sharing mechanism.
- Rate Spread/Design – Account balances are to be spread to the appropriate customer classes per Order No. 07-564, Appendix A, page 25, paragraph 7.7(b).

- Three Percent Test (ORS 757.259(6)) – The three percent test does not apply to amortization of this deferral. See “Earnings Review” above.

Staff Analysis

As the Company’s application meets the requirements of ORS 757.259 and OAR 860 027-0300, and the reason for the deferral is still valid, I recommend the Commission approve Pacific’s application.

**PROPOSED COMMISSION MOTION:**

Pacific’s application to defer the costs associated with intervenor funding grants for the 12-month period beginning August 1, 2012, be approved.