DAVIS Diane

From:	BOYLE Phil
Sent:	Thursday, January 19, 2017 5:04 PM
To:	DAVIS Diane
Subject:	AR 601 Severe Weather moratorium proposed language

All,

Attached are the final draft rules for the severe weather moratorium. After considering all of your verbal and written comments from the workshop I have made what I think are substantial changes to try and accommodate everyone's desires as best I could. Nobody will like everything, so perhaps that means this is a good compromise. The highlights are;

1. Moratorium takes effect when any daily high temperature is forecast to be below freezing (31 degrees or lower).
2. Moratorium takes effect when a Heat Advisory is declared for any day.
3. Once declared, the moratorium stays in effect for at least 24 hours.
4. If a utility offers a "winter protection plan" to certain at-risk customers who are unable to pay their bill and where they can elect not to have their service disconnected during the winter, the winter high temperature threshold for the moratorium drops to 25 degrees. Any utility can offer this program in any or all of its service territory.
5. For utilities that opt to offer a "winter protection program", there is no requirement to file a tariff or include it in your general rules, but you may do so if you wish.

With regard to the "winter protection plan", it is expected that utilities will make customers aware of this option when they sign up for service and at periodic intervals. It would be included in the customer Rights and Responsibilities.

This is your one final chance for review and suggested changes before I file it with the Secretary of State. Let me know if you have any questions.

Thanks,
Phil Boyle
Oregon PUC

Language Rewrite
dbd (1).docx

AR 601 The following draft was prepared as a working draft by Staff of the Public Utility Commission of Oregon for purpose of developing proposed rules yet to be drafted, and for the purpose of discussion and review with interested persons. No rules have been approved for publication or for any other use by Staff or the Commission. A notice of proposed rulemaking has not been issued on this subject.

Severe Weather Moratorium on Involuntary Disconnections

(1) Except as set forth in section (7) of this rule, an energy utility must put into effect a moratorium on the disconnection of residential service for non-payment on any day a high temperature of less than 32 degrees is forecast by the applicable weather reporting service.

(2) An electric utility must put into effect a moratorium on the disconnection of residential service for non-payment on any day a local Heat Advisory is issued by the applicable weather reporting service.

(3) Any moratorium activated as a result of section (1) or section (2) of this rule must remain in effect for not less than 24 hours.

(4) An energy utility must base the need for a moratorium on data available from the National Weather Service, or another weather reporting service that may be designated by the utility, and need only apply a moratorium to the geographic area that meets the conditions in section (1) and section (2) of this rule.

(5) The energy utility must obtain the required forecast data no later than 8:00 a.m. each business day.

(6) Each energy utility must notify the Commission's Consumer Service Section which weather reporting service it will utilize in each geographic area served by the utility in complying with the requirements of this rule.

(7) If an energy utility offers a winter protection program under which a household with an unemancipated minor under the age of 18, an individual age 65 or order, or infirm person may participate and be protected from service disconnection from December 1 through March 1, the temperature threshold specified in section (1) of this rule is 25 degrees. For purposes of this section, "infirm person" refers to an individual having a

condition of weakness or illness that affects the individual's ability to maintain a state of health when exposed to extreme temperatures.