



COLE ALBEE
Main (503) 595-3922
cole@mrg-law.com

May 17, 2024

VIA E-MAIL TO

Public Utility Commission of Oregon
Filing Center
201 High Street SE, Suite 100
Salem, Oregon 97301-3398

Re: Docket No. UE 426 - In the Matter of Idaho Power Company, Request for a General Rate Revision.

Attention Filing Center:

Attached for filing in the above-referenced docket, please find the Second Partial Stipulation filed on behalf of Idaho Power Company, Staff of the Public Utility Commission of Oregon, the Oregon Citizens' Utility Board, the J.R. Simplot Company and the Community Energy Project.

Please contact this office with any questions.

Sincerely,

A handwritten signature in blue ink that reads "Cole Albee".

Cole Albee
Paralegal
McDowell Rackner Gibson PC

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 426

In the Matter of
IDAHO POWER COMPANY,
Application for a General Rate Revision

SECOND PARTIAL STIPULATION

1 This Second Partial Stipulation resolves the programmatic elements of the Bill
2 Discount Program, which is the one remaining issue in Idaho Power Company’s (“Idaho
3 Power” or “Company”) Request for a General Rate Revision in Docket UE 426 that was not
4 previously addressed in the First Partial Stipulation.

I. PARTIES

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6 1. The parties to this Second Partial Stipulation are Idaho Power, Staff of the
7 Public Utility Commission of Oregon (“Staff”), the Oregon Citizens’ Utility Board (“CUB”),
8 Community Energy Project (“CEP”) and the J. R. Simplot Company (“Simplot”) (collectively,
9 the “Stipulating Parties”).¹

II. BACKGROUND

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11 2. On December 15, 2023, Idaho Power filed a request for a general rate revision
12 with the Public Utility Commission of Oregon (“Commission”) to become effective on October
13 15, 2024. Idaho Power’s request proposed to increase the Company’s annual Oregon
14 jurisdictional revenues by approximately \$10.7 million, representing a 19.28 percent increase
15 in revenues from the current base rates.

16 3. Administrative Law Judge (“ALJ”) John Mellgren convened a prehearing
17 conference on January 9, 2024. On January 12, 2024, ALJ Mellgren issued a memorandum

¹ The Oregon Irrigation Pumpers Association, Inc. was granted intervention on May 7, 2024, and was not a party to the proceeding at the time the Stipulating Parties negotiated the terms the Second Partial Stipulation.

1 establishing a procedural schedule. On February 13, 2024, the Stipulating Parties
2 participated in a settlement conference regarding cost of capital but did not reach a
3 settlement on that issue at that time. On March 5, 2024, the Commission held a Special
4 Public Meeting Workshop on Energy Justice Issues followed by a related Staff-led workshop
5 on April 15, 2024.

6 4. Staff, CUB, and CEP filed their opening testimony on March 25, 2024. The
7 Stipulating Parties participated in a settlement conference on April 5, 2024. To allow
8 settlement discussions to be further informed by input provided at the April 15, 2024, Energy
9 Justice workshop, the Stipulating Parties held an additional settlement conference on April
10 18, 2024. Thereafter, Stipulating Parties continued to exchange emails regarding settlement
11 terms. The Stipulating Parties ultimately reached a settlement in principle on April 23, 2024.
12 Idaho Power filed a motion to suspend the procedural schedule, which was granted on April
13 24, 2024. As a result of those settlement discussions, the Stipulating Parties reached the
14 First Partial Stipulation, which was filed in this docket on May 16, 2024, and resolved all
15 issues in the case aside from the programmatic elements of the Bill Discount Program for
16 income qualified customers that was authorized by House Bill 2475 (2021).

17 5. The Stipulating Parties have continued to exchange information regarding the
18 Bill Discount Program, and on May 6, 2024, the Stipulating Parties held a settlement
19 conference regarding the Bill Discount Program, at which the Stipulating Parties agreed to
20 terms resolving this issue in its entirety. This Second Partial Stipulation memorializes the
21 Stipulating Parties' agreement.

22 6. Unless otherwise addressed below, this Second Partial Stipulation accepts the
23 proposals identified in Idaho Power's testimony and tariffs filed in this docket on December
24 15, 2023. Attachment No. 1 contains a comprehensive outline of the programmatic elements
25 of the Bill Discount Program agreed to by the Stipulating Parties.

1 13. Program Reporting and Metrics: Prior to October 15, 2024, the Stipulating
2 Parties agree that Staff, Idaho Power, and other interested stakeholders will meet and
3 determine the program-related data and metrics to be reported quarterly by the Company.

4 14. Arrearage Management: Prior to April 15, 2026, the Stipulating Parties agree
5 that the Company will convene a stakeholder group to discuss an arrearage management
6 program.

7 15. Monitoring and Reporting of High Usage Customers: Prior to October 15, 2024,
8 the Stipulating Parties agree that Staff, Idaho Power, and other interested stakeholders will
9 meet and determine how “high-usage customers” will be defined and will determine metrics
10 that will be reported for high-usage customers. The Company will file the high-usage
11 customer metrics annually coincident with the report outlined in Paragraph 16 to the First
12 Partial Stipulation. The Company will coordinate with organizations who are engaged in
13 enrolling customers in the Bill Discount Program, including CAP agencies and other
14 intervention agencies, operating in Idaho Power’s Oregon service area to explore the
15 feasibility of implementing a process for referral of high-usage customers to the CAP
16 agencies for energy efficiency interventions. If determined feasible by the above
17 stakeholders, the Company commits to developing a process for referral of high-usage
18 energy customers. On April 15, 2025, coincident with the report outlined in Paragraph 16 to
19 the First Partial Stipulation, the Company will report the findings of the feasibility
20 determination.

21 16. Post-Enrollment Verification: Prior to October 15, 2024, the Stipulating Parties
22 agree that Staff, Idaho Power, and other interested stakeholders will meet and determine
23 how Post-Enrollment Verification (“PEV”) will be conducted as part of the Company’s Bill
24 Discount Program. The Company will remove language related to PEV from its proposed
25 tariff Schedule 63. After the PEV process has been considered through the public process,
26 the Company will submit a tariff advice filing to update Schedule 63.

1 17. Re-Enrollment Criteria: The Stipulating Parties agree that customers will be
2 enrolled in the Company's Bill Discount Program for no less than four years and that
3 participating customers will not be removed from the Company's Bill Discount Program until
4 the spring following such four-year time frame. Prior to a customer's removal from the
5 Company's Bill Discount Program, the Company will proactively notify participants of the re-
6 enrollment process via communication channels determined by the Company's targeted
7 marketing approach informed by Staff, parties, and other interested stakeholders.

8 18. Online Application: Idaho Power will create an online application (available in
9 both English and Spanish) which will be available for customers prior to December 31, 2024.
10 However, if additional implementation time is necessary, the Stipulating Parties agree that
11 prior to November 15, 2024, the Company will provide notice and, if needed, meet to discuss
12 why additional implementation time is needed.

13 **B. Other General Provisions**

14 19. The Stipulating Parties agree to submit this Second Partial Stipulation to the
15 Commission and request that the Commission approve the Second Partial Stipulation as
16 presented.

17 20. Subject to the approval of this Second Partial Stipulation, the Company will file
18 a revised Schedule 63 as a compliance filing in this docket, to be effective October 15, 2024.

19 21. This Second Partial Stipulation will be offered into the record of this proceeding
20 as evidence pursuant to OAR 860-001-0350(7). The Stipulating Parties agree to support this
21 Second Partial Stipulation throughout this proceeding and any appeal, and (if necessary)
22 provide witnesses to sponsor this Second Partial Stipulation at the hearing and recommend
23 that the Commission issue an order adopting the settlements contained herein.

24 22. If this Second Partial Stipulation is challenged, the Stipulating Parties agree that
25 they will continue to support the Commission's adoption of the terms of this Second Partial
26 Stipulation. The Stipulating Parties agree to cooperate in cross-examination and put on such

1 a case as they deem appropriate to respond fully to the issues presented, which may include
2 raising issues that are incorporated in the settlements embodied in this Second Partial
3 Stipulation.

4 23. The Stipulating Parties have negotiated this Second Partial Stipulation as an
5 integrated document. If the Commission rejects all or any material part of this Stipulation or
6 adds any material condition to any final order that is not consistent with this Second Partial
7 Stipulation, each Stipulating Party reserves its right, pursuant to OAR 860-001-0350(9), to
8 present evidence and argument on the record in support of the Second Partial Stipulation or
9 to withdraw from the Second Partial Stipulation. Stipulating Parties shall be entitled to seek
10 rehearing or reconsideration pursuant to OAR 860-001-0720 in any manner that is consistent
11 with the agreement embodied in this Second Partial Stipulation.

12 24. By entering into this Second Partial Stipulation, no Stipulating Party shall be
13 deemed to have approved, admitted, or consented to the facts, principles, methods, or
14 theories employed by any other Stipulating Party in arriving at the terms of this Second Partial
15 Stipulation, other than those specifically identified in the body of this Second Partial
16 Stipulation. No Stipulating Party shall be deemed to have agreed that any provision of this
17 Second Partial Stipulation is appropriate for resolving issues in any other proceeding, except
18 as specifically identified in this Stipulation.

19 25. This Second Partial Stipulation may be executed in counterparts and each
20 signed counterpart shall constitute an original document.

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1 26. This Second Partial Stipulation is entered into by each Stipulating Party on the
2 date entered below such Stipulating Party's signature.

STAFF

By: /s/ Stephanie Andrus

Date: May 17, 2024

OREGON CITIZENS' UTILITY BOARD

By: /s/ Jennifer Hill-Hart

Date: May 17, 2024

IDAHO POWER

By: Lia D. Nubstam

Date: May 17, 2024

COMMUNITY ENERGY PROJECT

By: /s/ Tonia L. Moro

Date: May 17, 2024

SIMPLOT

By: /s/ Peter J. Richardson

Date: May 17, 2024

BEFORE THE PUBLIC UTILITY COMMISSION
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UE 426

SECOND PARTIAL STIPULATION

Attachment No. 1

Programmatic Elements of the Bill Discount Program

May 17, 2024

Idaho Power Company
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Attachment No. 1 - Programmatic Elements of the Bill Discount Program

Availability and Energy Burden Criteria:

The Bill Discount Program (“Program”) is available to all residential customers who can demonstrate or otherwise self-declare that:

- Their gross annual household income, adjusted for household size, is at or below 60 percent of household adjusted State Median Income (“SMI”), and
- Whose household’s estimated annual energy burden is calculated to be greater than six (6) percent for homes that are primarily electrically heated; or
- Whose household’s estimated annual energy burden is calculated to be greater than three (3) percent for homes that are primarily heated using a non-electric fuel source.

Income Qualification:

Customers must self-declare their gross annual household income. This information will be utilized as a component to determine Program eligibility and the potential discount amount.

Energy Burden Calculation:

The calculation to determine a customer’s estimated annual energy burden amount will be performed by Idaho Power Company (“Company”) or a representative authorized by the Company. This calculation will be conducted via a web-based portal.

- The web-based portal aggregates each requesting customer’s annual electric bill for their declared primary residence and compares such amount against the household’s customer-provided gross income, occupancy, and primary heating characteristics.
- Low Income Home Energy Assistance Program (“LIHEAP”) payments will not be considered when determining a customer’s energy burden.

To facilitate the Company’s calculation of a customer’s estimated energy burden, qualifying customers **or** their declared primary residence must have a combined 12 months of billing history.

- For example, if a customer does not have 12 months of billing history associated with continuous service in their name, the billing history associated with the premise will be relied upon to determine Program eligibility.

If a customer and/or their declared primary residence do not have a combined 12 months of billing history, they will not be eligible to participate in the Program until that criterion is met.

LIHEAP Participants:

Following the Company’s proposed Bill Discount Program effective date of October 15, 2024, Idaho Power will train participating Community Action Partnership (“CAP”) agencies that administer LIHEAP to offer automatic enrollment in the Program to customers who apply for LIHEAP and who are determined eligible for the Program.

The Company will also identify customers that received LIHEAP in the twelve months prior to October 15, 2024, and will notify those customers of the Program’s availability and eligibility criteria through communication channels determined by the Company’s targeted marketing approach, as informed by future discussion with Staff, parties, and any other interested stakeholders.

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Attachment No. 1 - Programmatic Elements of the Bill Discount Program

Enrollment:

Customers may request to participate in the Bill Discount Program by:

- Contacting Idaho Power Company at 1-800-388-6040.
- Contacting a CAP Agency or participating community-based organization.
- Submitting an online application, which will be available in both English and Spanish.

Program Discount Levels:

Participating customers will receive a monthly bill discount at one of three levels based upon their demonstrated or self-declared gross household income, adjusted for household size, as a percentage of household adjusted SMI, as follows:

	<u>Adjusted Household Income</u>	<u>Discount Towards Eligible Charges</u>
Tier 1	up to 20%	70% discount
Tier 2	>20% up to 40%	25% discount
Tier 3	>40% up to 60%	10% discount

Additional Terms and Conditions:

Upon acceptance into the Bill Discount Program, customers will be subject to the following terms and conditions:

- A Bill Discount Program participant must be the account holder.
- Household size reflects all permanent residents in the home, including adults and children.
- Gross annual household income refers to the aggregate amount of both taxable and nontaxable forms of income from all sources and for all persons in the applicant's household.
- A participating customer's eligible discount amount applies only towards bills associated with their declared, permanent primary residence and only towards new charges billed after enrollment, commencing with the billing period following the date of enrollment in the Program.
- It is the responsibility of the participating customer to notify the Company if there is a change in Program eligibility status.
- If a customer is removed from the Program, the Company will not seek to recover any benefits already provided to such customer. A customer that has been removed from the Program remains eligible for re-enrollment once the Company has received satisfactory documentation verifying such customer's eligibility and need.
- Customers will be enrolled in the Program for no less than four years and participating customers will not be removed from the Program until the spring following such four-year time frame.
 - Prior to a customer's removal from the Program, the Company will proactively notify participants in a manner that provides significant time and opportunity to re-enroll before termination from the Program.

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Attachment No. 1 - Programmatic Elements of the Bill Discount Program

Post-Enrollment Verification:

Staff, Idaho Power, and other interested stakeholders will meet and determine how Post-Enrollment Verification will be conducted as part of the Program. Following that process, the Company will submit a tariff advice filing to update Schedule 63, if needed.

Optional Participant Survey:

Idaho Power will survey Program participants, requesting they provide demographic information on a voluntary basis. Prior to October 15, 2024, Staff, Idaho Power, and other interested stakeholders will meet to determine the demographic information that will be requested in the optional survey and the timing of the survey. Upon request, Idaho Power will make summarized information available to Commission Staff.