

ORDER NO. 16 318

ENTERED AUG 22 2016

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 301

In the Matter of

IDAHO POWER COMPANY

2016 Annual Power Cost Update (APCU).

ORDER

DISPOSITION: ORDER NO. 16-284 CLARIFIED

Idaho Power Company seeks two clarifications of Order No. 16-284, in which we approved payment of an intervenor funding grant to the Citizens' Utility Board of Oregon (CUB). First, Idaho Power seeks confirmation that it may use rollover funds from the prior 2010-2015 intervenor funding agreement to satisfy this award. The \$30,000 issue fund grant in this order pushes the total awarded amounts for this year beyond the annual grant amount set forth in the intervenor funding agreement. If we answer that question in the affirmative, Idaho Power seeks additional clarification that it is authorized to recover those amounts in the future through a deferred account.

The initial intervenor funding agreement between Idaho Power and CUB expired on December 31, 2015, and the current agreement became effective January 1, 2016. Both agreements contain provisions that allow the roll-over of unused funds from one year to the next. The current agreement, however, is silent as to the rollover of unused amounts from the initial to the current agreement.

We interpret the agreements as continuous in nature and conclude that issue funds remaining on December 31, 2015, should rollover, subject to the limitations in the agreement, on January 1, 2016. The current agreement was intended to extend the intervenor funding agreement between CUB and Idaho Power and, other than an increase in the amount of funds made available, is identical to the initial agreement. Accordingly, the roll-over of funds between agreements should be treated in the same manner as the roll-over of funds between years within each agreement.

Finally, Section 7.8 of both the initial and current agreements state the Commission must allow Idaho Power to recover amounts paid for Intervenor Funding Grants under the

agreements through deferred accounting. We confirm that this provision applies to all amounts awarded that were rolled-over from prior years.

ORDER

IT IS ORDERED that Order No. 16-284 is clarified:

1. Idaho Power Company is authorized to use rollover funds from the 2010-2015 intervenor funding agreement to satisfy this issue fund payment request and any future CUB issue fund payment requests, until the 2010-2015 rollover funds are exhausted.
2. Idaho Power Company is authorized to recover those amounts in the future through a deferred account, subject to the terms set out in Section 7.8 of the current intervenor funding agreement.

Made, entered, and effective AUG 22 2016.



Lisa D. Hardie
Chair



John Savage
Commissioner



Stephen M. Bloom
Commissioner

A party may request rehearing or reconsideration of this order under ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.484.