

ORDER NO. 20-225

ENTERED Jul 15 2020

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1631

In the Matter of

PORTLAND GENERAL ELECTRIC
COMPANY,

Request to Extend Limited Waiver of OAR
860-021-0130(2), Meter Testing.

ORDER

DISPOSITION: STAFF'S RECOMMENDATION ADOPTED

At its public meeting on July 14, 2020, the Public Utility Commission of Oregon adopted Staff's recommendation in this matter. The Staff Report with the recommendation is attached as Appendix A.

BY THE COMMISSION:



Nolan Moser

Chief Administrative Law Judge



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 Circuit Court for Marion County in compliance with ORS 183.484.

ITEM NO. CA7

**PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: July 14, 2020**

REGULAR ____ **CONSENT** X **EFFECTIVE DATE** July 15, 2020

DATE: July 6, 2020

TO: Public Utility Commission

FROM: Mitchell Moore

THROUGH: Bryan Conway, Michael Dougherty, John Crider, and Matthew Muldoon **SIGNED**

SUBJECT: PORTLAND GENERAL ELECTRIC:
(Docket No. UM 1631)
Requests extension of limited waiver of rule related to meter testing.

STAFF RECOMMENDATION:

Staff recommends that the Public Utility Commission of Oregon (Commission) approve Portland General Electric's (PGE or Company) request for a partial waiver of OAR 860-021-0130(2) for an additional period of six months, beginning July 15, 2020.

DISCUSSION:

Issue

Whether the Commission should extend PGE's partial waiver of OAR 860-860-021-0130(2), which concerns a customer's ability to be present at a meter test.

Applicable Rule or Law

Under OAR 860-021-0005, the Commission may waive any of the Division 21 rules upon a showing of good cause, upon request or its own motion.

OAR 860-021-0130(2) relates to meter tests, specifying, "A customer and/or a designated representative shall have the right to be present at any meter test. The test shall be conducted at a mutually acceptable time during regular business hours."

Docket No. UM 1631
July 6, 2020
Page 2

Analysis

Background

On April 1, 2020, PGE filed an application requesting a partial waiver of OAR 860-021-0130(2) due to the COVID-19 public health emergency. PGE requested a waiver of the first sentence of this rule relating to a customer's right to be present at any meter test. The Commission approved the waiver request at its public meeting on May 19, 2020. See Docket No. UM 1631, Order No. 20-170.

The Company sought this flexibility in order to be responsive to the changing economic and social conditions facing customers in the wake of the COVID-19 pandemic. The Company requested the waiver be in effect for an initial period of 60 days, with an intent to monitor the situation and potentially request a continuance.

Staff observes that the current waiver is set to expire on July 20, before the next available public meeting. Since the COVID-19 virus remains a significant public health issue, Staff recommends the Commission extend the waiver on its own motion. A limited waiver of the rule does not compel the Company to utilize the waiver, but it does provide the option if it deems it necessary.

Conclusion

Staff finds there is good cause to continue to support PGE's limited waiver of the rule related to meter testing due to the continued uncertainties and flux with the public health situation, inclusive of social distancing, as a result of the COVID-19 pandemic.

PROPOSED COMMISSION MOTION:

Approve an extension of PGE's partial waiver of OAR 860-021-0130(2) for a period of six months, effective on and after July 15, 2020.