

**This is an electronic copy. Attachments may not appear.  
BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

AR 390

In the Matter of a Proposed Rulemaking to )  
Implement the Code of Conduct, ) ORDER  
Aggregation, and Allocation of Funds to )  
Education Service District Provisions of )  
Senate Bill 1149. )

**DISPOSITION: EXTENSION GRANTED**

On December 18, 2000, the Commission adopted a series of rules in this proceeding. The rule regarding transmission and distribution access, OAR 860-038-0590, was discussed but not adopted. Instead, the Commission deferred its decision on this rule until the first public meeting in February 2001 so that the participants might reach a mutually acceptable compromise. Docket AR 390, Order No. 01-073.

The participants drafted a rule that appears to be acceptable to many of them. There is a need, however, to allow others to make comment on, and seek clarification of, the proposed rule. There is not enough time before the February 6, 2001 public meeting to meet that need. We agree with Staff's request to defer consideration of the proposed rule until a later public meeting.

Staff also recommended a schedule for comments. Rather than incorporate a schedule in this order, we will let the administrative law judge determine the new schedule. This negates the need of a Commission order if it becomes necessary to modify the schedule.

**ORDER**

IT IS ORDERED that the consideration of OAR 860-038-0590 is removed from the agenda of the February 6, 2001 public meeting.

Made, entered, and effective \_\_\_\_\_.

---

**Ron Eachus**  
Chairman

---

**Roger Hamilton**  
Commissioner

---

**Joan H. Smith**  
Commissioner

A party may request rehearing or reconsideration of this order pursuant to 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 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.