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Enclosure

March 6, 2006

March 0, 2000
Via Electronic Filing and U.S. Mail
Oregon Public Utility Commission Attention: Filing Center PO Box 2148 Salem OR 97308-2148
Re: Application for Deferred Accounting of Savings from the 2005 Oregon Corporate Tax Kicker OPUC Docket No. UM
Attention Filing Center:
Enclosed for filing with the Commission are the following documents:
<ul> <li>Application of Portland General Electric Company for Deferred Accounting of Savings from the 2005 Oregon Corporate Tax Kicker; and</li> </ul>
<ul> <li>Notice of Application of Portland General Electric Company for Deferred Accounting of Savings from the 2005 Oregon Corporate Tax Kicker.</li> </ul>
The Notice of Application is being served to the UE 115 Service List.
An extra copy of this cover letter is enclosed. Please date stamp the extra copy and return it to me in the envelope provided.
Thank you in advance for your assistance.
Sincerely,

/s/ DOUGLAS C. TINGEY

#### BEFORE THE PUBLIC UTILITY COMMISSION

#### **OF OREGON**

In the Matter of the Application of Portland General Electric Company for an Accounting Order Approving Deferral of Tax Savings as a result of the 2005 Oregon Corporate Tax Kicker Application for Deferred Accounting of Savings from the 2005 Oregon Corporate Tax Kicker

At the request of Staff of the Public Utility Commission, Portland General Electric Company ("PGE") hereby requests an accounting order authorizing PGE to defer an amount from reduced Oregon tax liability as a result of ORS 291.349. PGE seeks authorization for this deferral effective as of the date of filing. In support of this Application PGE states:

- 1. PGE is a public utility in the state of Oregon and its rates, service and accounting practices are subject to the regulation of the Oregon Public Utility Commission ("Commission").
- 2. This application is filed pursuant to ORS 757.259, which allows the Commission, upon application, to authorize deferral of certain items for later incorporation in rates.
- 3. Communications regarding this Application should be addressed to:

PGE-OPUC Filings
Rates and Regulatory Affairs
Portland General Electric Company
121 SW Salmon Street
1WTC0702
Portland, Oregon 97204
(503) 464-7857 (telephone)
(503) 464-7651 (facsimile)
pge.opuc.filings@pgn.com

Doug Tingey
Assistant General Counsel
Portland General Electric Company
121 SW Salmon Street
1 WTC-1301
Portland, Oregon 97204
(503) 464-8957 (telephone)
(503) 464-2200 (facsimile)
doug.tingey@pgn.com

In addition, the names and addresses to receive notices and communications via the email

service list are:

Patrick G. Hager, Manager Regulatory Affairs

E-mail: Patrick.Hager@pgn.com

Jay Tinker, Project Manager

E-mail: Jay.Tinker@pgn.com

Pursuant to ORS 757.259(2), PGE requests a hearing on this Application and further requests

that a prehearing conference be scheduled promptly to determine the nature and timing of events prior

to such hearing.

I. OAR 860-027-0300 Requirements

The following is provided pursuant to OAR 860-027-0300(3):

**Description** 

This deferral is filed at the request of Staff to authorize PGE to account for 2005 Oregon

corporate tax savings realized as a result of ORS 291.349 ("Oregon corporate tax kicker").

ORS 291.349 establishes procedures under which Oregon taxpayers can receive refunds or credits of

income or excise taxes. Refunds or credits occur when tax receipts exceed by more than two percent

those estimated for a biennium.

Because of the provisions in ORS 291.349, Oregon corporate taxpayers are due refunds or

credits of a portion of their 2005 income or excise taxes otherwise payable. PGE estimates its tax

reduction to be approximately \$4.0 million.

b. Reasons for Deferral

This application asks the Commission to issue an order establishing a deferral account for

PGE's corporate tax savings as a result of ORS 291.349. It is unclear at this time how this amount will

be treated under the recently enacted Senate Bill 408 ("SB 408"), and PGE seeks deferral only of

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amounts, if any, not otherwise accounted for under SB 408. Amortization of any amounts deferred will also be subject to an earnings test pursuant to ORS 757.259(5).

### c. <u>Proposed Accounting</u>

PGE proposes to record the Deferred Amount in FERC Account 449.1 (Provision for Rate Refunds) crediting FERC Account 229 (Accumulated Provision for Rate Refund). In the absence of a deferred accounting order from the Commission, PGE would record costs associated with the Deferred Amount to FERC 236 (Taxes Accrued) and FERC 409.1 (Income Taxes-Utility Operating Income).

## d. Estimate of Amounts

The Deferred Amount is estimated to be approximately \$4.0 million.

#### e. <u>Notice</u>

A copy of the Notice of Application for Deferred Accounting of Savings from the Oregon corporate tax kicker and a list of persons served with the Notice are attached to the Application as Attachment A.

#### II. Conclusion

For the reasons stated above, PGE requests permission to defer tax savings as a result of ORS 291.349 as described above, commencing as of the date of this filing. In addition, PGE requests a prehearing conference be scheduled to determine the nature and timing of events prior to a hearing on this Application.

DATED this 6<sup>th</sup> day of March, 2006.

Respectfully submitted,

/s/ PATRICK G. HAGER

Patrick G. Hager Manager, Regulatory Affairs Portland General Electric Company

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# **Attachment A**

# Notice of Application for Deferred Accounting of Savings from the 2005 Oregon Corporate Tax Kicker