

ORDER NO. 06-108

ENTERED 03/09/06

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1012

In the Matter of)
)
The Imposition of Annual Regulatory Fees) **ORDER**
upon Public Utilities Operating within the)
State of Oregon.

DISPOSITION: FEE LEVEL SET FOR 2005

Pursuant to OAR 860-021-0034, OAR 860-036-0095, and ORS 756.310, it is hereby determined that it is necessary for the year 2006 to impose a fee on natural gas, water, and wastewater utilities in the amount of twenty-five hundredths of one percent (2.5 mills per dollar) of gross operating revenues derived within the State of Oregon during the year 2005.

In addition, pursuant to OAR 860-021-0033, and ORS 756.310, each regulated electric utility shall pay a calculated fee derived from a rate applied to kilowatt-hours delivered to retail electric customers during 2005.

These fees are deemed necessary to defray the costs of performing duties imposed by law upon the Commission.

The fees as imposed by this order shall be due and payable on or before April 1, 2006, the date specified in a notice to be mailed to each public utility after the effective date of this order and at least 15 days prior to April 1, 2006.

At its Public Meeting on March 7, 2006, the Commission adopted Staff's Recommendation, which is attached as Appendix A and incorporated by reference.


ORDER

IT IS ORDERED that each natural gas, water, and wastewater utility operating in the State of Oregon shall pay to the Public Utility Commission of Oregon by April 1, 2006, a fee of twenty-five hundredths of one percent (2.5 mills per dollar) of


such public utility's gross operating revenues derived within the State of Oregon during the year 2005. In no case shall such fee be less than \$10.

Each regulated electric utility shall pay by April 1, 2006, the calculated fee derived from the rate determined in this Order applied to kilowatt-hours delivered to retail electric customers during 2005. The fee rates, in mills per kilowatt-hour, are 0.1734 for Portland General Electric Company, 0.1799 for PacifiCorp, and 0.1257 for Idaho Power Company. In no case shall such fee be less than \$10.

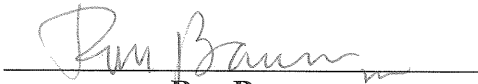
Made, entered, and effective MAR 09 2006



Lee Beyer
Chairman



John Savage
Commissioner



Ray Baum
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.

ITEM NO. CA9

PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: March 7, 2006

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A _____

DATE: February 23, 2006

TO: Public Utility Commission

FROM: Rick Willis, Vikie Bailey-Goggins, and Judy Johnson

THROUGH: Lee Sparling

SUBJECT: OREGON PUBLIC UTILITY COMMISSION STAFF: (Docket No UM 1012)
Requests an order to continue the annual fee level for gas, water, and wastewater utilities at 2.5 mills per dollar (.25 percent) and sets the utility fee rate for each electric utility based on kilowatt-hours delivered to retail electric customers in 2005.

STAFF RECOMMENDATION:

Staff recommends that the Commission issue an order setting the annual fee at 2.5 mills for 2005 for natural gas, water, and wastewater utilities. In addition, the order should set the electric utility fee, applied to kilowatt-hours delivered to retail electric customers in 2005, at 0.1734 mills for Portland General Electric Company, 0.1799 for PacifiCorp, and 0.1257 for Idaho Power Company. This rate is the same as 2004.

DISCUSSION:

Fee Collections on Natural Gas, Water, and Wastewater:

Pursuant to OAR 860-021-0034, Annual Fees Payable to the Commission by a Gas Utility, and OAR 860-036-0095, Annual Fees Payable to the Commission by a Water Utility, each gas, water, and wastewater public utility shall pay to the Commission an annual fee on gross operating revenues derived within Oregon at a rate determined by Commission order.

The rules also state that the Commission's order shall be entered on or after March 1. The fee shall be payable before 5:00 pm on April 1 of the year after the calendar year upon which the fee is based. The fee payable shall not exceed 25 hundredths of one percent (that is, 0.25 percent or 2.5 mills per dollar) of the Oregon gross revenue during the prior calendar year.

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Each year, the fee level is set based on gross operating revenues of utilities for the previous calendar year. To ensure adequate funding for the Oregon Public Utility Commission, the fee level should remain at 2.5 mills for 2005 for natural gas, water, and wastewater utilities.

Fee Collection on Electric Utilities:

In addition, pursuant to OAR 860-021-0033, Annual Fees Payable to the Commission by an Electric Utility, each regulated electric utility shall pay a calculated fee derived from a rate applied to kilowatt-hours delivered to retail electric customers during 2005. The calculated average fee rate for the electric utilities this collection year is 0.1747 mills per kWh. This rate is adjusted by company-specific ratios to determine each utility's fee rate.

The rates for electric utilities for 2005 should be set at 0.1734 for Portland General Electric Company, 0.1799 for PacifiCorp, and 0.1257 for Idaho Power Company. The average fee payable for each electric company shall not exceed eighteen-hundredths of one mill per kilowatt-hour.

Revenues and MWh During 2005

Estimated Fee Collection

Natural Gas (@2.5 mills)	\$ 2,593,400
Water & Wastewater (@2.5 mills)	26,200
Electric Utility Fee ¹	5,712,800
Telecommunications	\$ 2,700,000

(Fee level set at 2.5 mills at October 11, 2005 Public Meeting)

Total Estimated Fee Collection **\$10,738,100**

Additional Estimated Revenues **\$619,700**

(from RSPF, Misc., and Federal Gas Pipeline)

Total Collections due April 1, 2006 **\$11,357,800**

Estimated Expenditures for Utility Regulation **\$11,713,458**

April 1, 2006 through March 31, 2007

¹ In addition, the OPUC receives amounts from public purpose funds collected by PGE and PacifiCorp to cover administrative costs, per ORS 757.612(3)(c) and OAR 860-038-0480(16). In 2005, the PUC received \$19,288. Approximately 35 percent of one analyst's time was dedicated to public purpose and Energy Trust of Oregon issues.

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PROPOSED COMMISSION MOTION:

The Commission issue an order setting the annual fee assessment rate at 2.5 mills for 2005 for natural gas, water, and wastewater utilities. In addition, the order should set the electric utility fee, applied to kilowatt-hours delivered to retail electric customers in 2005, at 0.1734 mills for Portland General Electric Company, 0.1799 mills for PacifiCorp, and 0.1257 mills for Idaho Power Company.

Annual Fee Memo7-March-2006