

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CD 18

In the Matter of)
)
The Delegation of Certain Duties and Powers) **ORDER**
of the Public Utility Commission of Oregon.)

DISPOSITION: DELEGATION OF AUTHORITY AUTHORIZED

Pursuant to ORS 756.055, the Public Utility Commission of Oregon is authorized to delegate certain duties and powers imposed upon the Commission by law. The Commission's current list of delegated duties is set forth in Order No. 05-152. In this order, the Commission modifies those delegations by providing the Chief Administrative Law Judge the authority to issue orders closing dockets under certain circumstances. The Commission deems it appropriate that the duties and powers specified in Appendices A, B, C, and D to this order be delegated.

IT IS SO ORDERED.

Made, entered and effective APR 27 2006



Lee Beyer
Chairman



COMMISSIONER SAVAGE WAS
UNAVAILABLE FOR SIGNATURE

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.

APPENDIX A

DELEGATION OF AUTHORITY TO
ADMINISTRATOR
CENTRAL SERVICES DIVISION

1. The Administrator of the Central Services Division is delegated the authority to take action and issue orders on behalf of the Commission relating to:
 - a. Nonpayment of invoices by Telecommunication Devices Access Program (TDAP) recipients being held financially responsible pursuant to OAR 860-033-0536 and 860-033-0537;
 - b. Eligibility of a person for Oregon Telephone Assistance Program (OTAP) benefits, pursuant to OAR 860-033-0030; and
 - c. Uncontested assessments for nonpayment of the Residential Service Protection Fund surcharge revenue.
2. The Administrator of the Central Services Division may delegate the authority granted in this order to any designee, subject to review by the Commission.
3. The authority to take action and issue orders on behalf of the Commission does not include authority to issue orders after hearing on an issue of fact or law.

APPENDIX B

DELEGATION OF AUTHORITY TO
DIRECTOR
UTILITY PROGRAM

1. The Director of the Utility Program is delegated the authority to take action and issue orders on behalf of the Commission relating to:
 - a. Settlement of Oregon Utility Notification Center complaints pursuant to ORS 757.993;
 - b. Uncontested designation of exclusive service territories of investor-owned water utilities or joint water/wastewater utilities pursuant to ORS 757.061 and 757.063;
 - c. Uncontested cases for Certificates of Authority for Telecommunications Competitive Providers;
 - d. Uncontested cases to certify Electricity Service Suppliers or register Electricity Service Aggregators;
 - e. Uncontested assessments for nonpayment of Oregon Universal Service Fees pursuant to ORS 759.425;
 - f. Uncontested assessments for nonpayment of gross revenue fees pursuant to ORS 756.310 and 756.320;
 - g. Uncontested assertion of jurisdiction over a water utility pursuant to ORS 757.061(6) or an association pursuant to 757.063(1); and
 - h. Uncontested review and action related to requests by telecommunications carriers for a safety valve mechanism to address the numbering resource requirements.
2. The Director of the Utility Program may delegate authority granted in this order to any designee, subject to review by the Commission.
3. The authority to take action and issue orders on behalf of the Commission does not include authority to issue orders after hearing on an issue of fact or law.

APPENDIX C

DELEGATION OF AUTHORITY TO
COMMISSION EXECUTIVE SECRETARY

1. The Commission Executive Secretary is delegated the authority to sign orders on behalf of the Commission after the Commission has made a unanimous decision in a public meeting relating to the following regulated-utility actions:
 - a. Suspension of Tariffs;
 - b. Competitive Provider Cancellations;
 - c. Interest Rate on Deposits/Late Payment Fees;
 - d. Service Quality Measure Reports;
 - e. Natural Gas Company Earnings Reviews;
 - f. Portfolio Options Committee Recommendations;
 - g. Sale of Property;
 - h. Affiliated Interest;
 - i. Finance;
 - j. Deferred Accounting;
 - k. Amortization of Deferred Costs;
 - l. LSN (Less than Statutory Notice);
 - m. Sale of Securities.
 - n. Numbering conservation/Rate Center Numbering; and
 - o. Annual revenue fee levels.

2. The Commission Executive Secretary may delegate authority granted in this order to any designee, subject to review by the Commission.

APPENDIX D

DELEGATION OF AUTHORITY TO
CHIEF ADMINISTRATIVE LAW JUDGE
ADMINISTRATIVE HEARINGS DIVISION

1. The Chief Administrative Law Judge is delegated the authority to:
 - a. Modify time lines specified in a Commission order;
 - b. Stipulate with a utility under ORS 757.215(2) or a telecommunications utility under ORS 759.185(2) to extend a period of suspension;
 - c. Approve negotiated interconnection agreements between telecommunications service providers submitted for Commission approval pursuant to Section 252(e) of the Telecommunications Act of 1996. This delegation shall not apply to agreements negotiated after an arbitration hearing has been conducted or after formal mediation has been conducted by Commission Staff; and
 - d. Issue orders closing a docket where, prior to an evidentiary hearing:
 - i. The parties to a complaint proceeding reach a settlement and request the docket be closed; and
 - ii. The applicant, complainant or petitioner voluntarily withdraws the pleading that initiated the docket.
2. The Chief Administrative Law Judge may subsequently delegate authority to sign orders on behalf of the Commission relating to the above items to any designee, subject to review by the Commission.
3. The authority to take action and issue orders on behalf of the Commission does not include authority to issue orders after hearing on an issue of fact or law.