

ORDER NO. 23-143

ENTERED Apr 21 2023

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 2056

In the Matter of

PACIFICORP, dba PACIFIC POWER,

Motion to Waive Transportation
Electrification Plan Report.

ORDER

DISPOSITION: STAFF'S RECOMMENDATION ADOPTED

At its public meeting on April 18, 2023, 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.

**PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: April 18, 2023**

REGULAR _____ **CONSENT** X **EFFECTIVE DATE** _____ **N/A**

DATE: April 10, 2023

TO: Oregon Public Utility Commission

FROM: Eric Shierman

THROUGH: Bryan Conway, JP Batmale, and Sarah Hall **SIGNED**

SUBJECT: PACIFIC POWER:
(Docket No. UM 2056)
Motion to waive Transportation Electrification Plan Report.

STAFF RECOMMENDATION:

Approve Pacific Power's motion to waive the requirement to file a Transportation Electrification Plan Report in 2023.

DISCUSSION:

Issue

Whether the Public Utility Commission of Oregon (Commission or OPUC) should waive Pacific Power's (the Company) motion to waive the Transportation Electrification Plan Report (Report) requirement for calendar year 2023.

Applicable Rule or Law

OAR 860-087-0030(1) states: "Electric companies must file a TE Plan Report on or before May 1 of each year." OAR 860-087-001(2) provides that the Commission may waive any of the Division 87 rules for good cause shown.

Docket No. UM 2056
 April 10, 2023
 Page 2

Analysis

Background

On September 8, 2022, the Commission approved new administrative rules for transportation electrification (TE) planning in Division 87.¹ Those rules replaced the prior sections 30 and 40 with a new Section 30 prescribing an annual TE Plan Report. The first reporting deadline of this new requirement is May 1, 2023.

The annual Report is different from the TE Plan. Per the Division 87 rules, the annual Report requires electric companies to disclose the expenditures and progress of existing TE programs and measures from the last TE Plan. Specifically, each annual report requires:

- a. TE spending for the previous three years;
- b. TE funding for the previous three years;
- c. An evaluation of programs or infrastructure measures;
- d. A discussion of how the TE Plan met the performance areas;
- e. A benefit/cost analysis of the TE Plan over the previous three years;
- f. Analysis of the ratepayer impact over the past three years; and
- g. Analysis of how the TE Plan has impacted innovation, competition, and customer choice in Oregon.²

Together these reporting requirements compare the actual data from of the implementation of the TE Plan with the assumptions of the previous planning cycle.

On April 6, 2023, Pacific Power filed a request to waive the annual Report requirement in 2023 as the TE Plan review is underway.³ On April 6, 2023, the Company provided historical TE expenditures going back to 2018.⁴ The procedural schedule for the current TE Plan is presented in Table 1 below.

Table 1: UM 2056 Procedural Schedule

| Time | Description |
|-------------|----------------------------------|
| May 5 | Pacific Power reply comments due |
| May 19 | Utility final TE Plan filed |
| May 30 | Staff Report filed |
| June 16 | Comments on Staff Report due |

¹ See Docket No. AR 654, OPUC, Order No. 22-336, September 2022, page 1.

² OAR 860-087-0030(1).

³ See Docket No. UM 2056, Pacific Power, Motion for a Waiver, April 6, 2023, page 1.

⁴ See Docket No. UM 2056, Pacific Power, Response to OPUC IR 26, April 4, 2023, Attachment.

Docket No. UM 2056
April 10, 2023
Page 3

| Time | Description |
|---------|--|
| July 11 | Public hearing and Commissioner work session |

The Commission has already approved a similar waiver request. On January 10, 2023, PGE filed a motion for a waiver of Division 87 requirements that included a request to not file a TE Plan Report in 2023.⁵ The Commission approved PGE's request.⁶

Reason for Staff Recommendation

Staff finds Pacific Power has shown good cause for the Company's waiver request because Staff and stakeholders have sufficient background information to assess the Company's current TE Plan this year. Pacific Power has provided sufficient reporting of the Company's previous TE program implementation and data on historical spending. Staff looks forward to the deliberation on Pacific Power's 2023-2025 TE Plan at the public hearing and Commissioner work session scheduled for the regular agenda of the July 11, 2023 Public Meeting.

Conclusion

Staff recommends the Commission approve Pacific Power's request to waive the TE Plan Report requirement for 2023. The Company has provided sufficient information on previous TE activities to assess its 2023-2025 TE Plan making the annual Report not necessary.

PROPOSED COMMISSION MOTION:

Approve Pacific Power's motion to waive the requirement to file a Transportation Electrification Plan Report in 2023.

CA5 – UM 2056

⁵ See Docket No. UM 2033, PGE, Motion Requesting Extension of Filing Deadline Waiver, January 10, 2023, page 4.

⁶ See Docket No. UM 2033, OPUC, Order No. 23-034, February 8, 2023, page 1.