

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UM 2386

In the Matter of

PACIFICORP, dba PACIFIC POWER,

2024 Renewable Portfolio Standard  
Compliance Report.

ORDER

**DISPOSITION: STAFF'S RECOMMENDATION ADOPTED**

At its public meeting on October 14, 2025, 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:



**Alison Lackey**

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.

ITEM NO. CA4

**PUBLIC UTILITY COMMISSION OF OREGON  
REDACTED STAFF REPORT  
PUBLIC MEETING DATE: October 14, 2025**

**REGULAR** \_\_\_\_\_ **CONSENT**   X   **EFFECTIVE DATE** \_\_\_\_\_ **N/A**

**DATE:** October 6, 2025

**TO:** Public Utility Commission

**FROM:** Jason Z. Kyler-Yano

**THROUGH:** Kim Herb **SIGNED**

**SUBJECT:** PACIFICORP:  
(Docket No. UM 2368)  
2024 Renewable Portfolio Standard Compliance Report.

**STAFF RECOMMENDATION:**

Staff recommends the Public Utility Commission of Oregon (Commission) take the following actions, based upon PacifiCorp's, dba Pacific Power (PAC or Company), 2024 Renewable Portfolio Standard (RPS) Compliance Report:

1. Find that PAC complied with the RPS requirements for the 2024 compliance period;
2. Direct PAC to retire the renewable energy certificates (RECs) identified in its 2024 Compliance Report; and
3. Direct PAC to provide a Western Renewable Energy Generation Information System (WREGIS) retirement report to the Commission, within 30 calendar days of the Commission's Order.

**DISCUSSION:**

Issue

Whether PacifiCorp's 2024 RPS Compliance Report meets the requirements of applicable RPS statutes and administrative rules.

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Applicable Rule of Law

The RPS is codified at ORS 469A.005 through 469A.210. ORS 469A.170(1) and OAR 860-083-0350(1)(a) require that each electric company subject to Oregon's RPS provide an annual report demonstrating its compliance (or failure to comply) with the RPS standard.

Among the reporting details required by ORS 469A.170(2)(a-h) and OAR 860-083-0350(2), the Compliance Report must contain a complete accounting of RECs used for compliance in the compliance year, separating the RECs into bundled or unbundled, showing clearly which generating unit produced the RECs, the total cost of compliance, and a detailed explanation of any material deviations from the electric company's applicable acknowledged RPS implementation Plan filed under OAR 860-083-0400.

ORS 469A.170(2) and OAR 860-083-0350(2) subsections (b-g) provide the Commission with the information necessary to determine whether an electric company may be considered in compliance with the RPS. These subsections require the electric company to provide a complete Compliance Report that shows the electric company has acquired and retired an appropriate number of valid RECs, bundled or unbundled, banked or unbanked, for the compliance year.

ORS 469A.100(1) provides that:

Electric utilities are not required to comply with a renewable portfolio standard during a compliance year to the extent that the incremental cost of compliance, the cost of unbundled renewable energy certificates and the cost of alternative compliance payments under ORS 469A.180 exceeds four percent of the utility's annual revenue requirement for the compliance year.

Concerning Community Solar Projects, OAR 860-088-0150(1) provides that "[m]egawatt hours of electricity associated with participant ownership interests or subscriptions will be deducted from the amount of electricity sold by the electric company to retail electricity consumers for purposes of calculating the electric company's renewable portfolio standard under ORS 469A.052."

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### Analysis

#### *Background*

The Company filed its 2024 RPS Compliance Report (Compliance Report or Report) on May 30, 2025, in compliance with OAR 860-083-0350(1)(a). The Company's Compliance Report demonstrated PGE's compliance with the RPS for the period of January 1, 2024 through December 31, 2024. No comments were filed in this docket.

#### *PacifiCorp's RPS Compliance Report*

Table 1 below summarizes PacifiCorp's 2024 RPS obligation and compliance activities.

*Table 1. PacifiCorp's RPS Compliance Report*

<b>RECs Obligation</b>	<b>Value</b>
Oregon retail sales (MWh)	13,991,113
Community Solar Program Deduction (MWh)	8,763
RPS % Obligation	20%
<b>RPS Obligation of Qualifying Electricity (RECs)</b>	<b>2,796,471</b>
<b>Summary</b>	<b>Value</b>
<b>RPS MWhs used for Compliance in Year</b>	<b>2,792,597</b>
Two-for-one Solar MWh reported	3,874
<b>Total RECs reported in Compliance Year</b>	<b>2,796,471</b>
<b>RECs used for RPS Compliance in [Year]</b>	<b>Value</b>
Bundled - newly acquired (RECs)	28,481
Bundled - from bank (RECs)	2,375,154
<b>Bundled RECS subtotal</b>	<b>2,403,635</b>
Unbundled - newly acquired (RECs)	0
Unbundled - from bank (RECs)	392,836
<b>Unbundled RECs subtotal</b>	<b>392,836</b>
<b>Unbundled RECs subtotal (% RPS) [subject to 20% cap]</b>	<b>14%</b>
<b>Total RECs</b>	<b>2,796,471</b>

#### *Renewable Energy Credit (REC) Obligation*

For 2024, PacifiCorp's RPS obligation is 2,796,471 RECs, or 20 percent of the difference between its total Oregon retail sales (13,991,113 megawatt hours (MWh); OAR 860-083-0350(2)(a)) and power generated by Oregon Community Solar Program (8,763 MWh) under OAR 860-088-0150(1).

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PacificCorp's 2024 RPS Compliance Report demonstrates compliance with its 2,796,471 MWh RPS obligation through its use of 2,403,635 bundled RECs and 392,836 unbundled RECs. PacificCorp fulfills 14 percent of its total obligation with unbundled RECs, which is below the 20 percent maximum allowable unbundled REC cap under ORS 469A.145(1).

#### Cost of Compliance and Revenue Requirement

For compliance year 2024, PacificCorp's total cost of compliance is -\$1,925,000. The total cost represents -0.1 percent of PAC's revenue requirement of \$1,727,169,000, well below the four percent cap established by statute OAR 860-083-0350(2)(n). The Company reported increases in revenue requirement (33 percent) and a decrease in its cost of compliance (-290 percent) from its 2023 to its 2024 RPS Compliance Report (Table 2). PAC's cost of compliance as a percentage of revenue requirement in the 2024 compliance year decreased and shifted into negative territory (based on a negative cost of compliance) compared to its 2023 Compliance Report (0.08 percent).

*Table 2. Revenue Requirement and RPS Cost of Compliance*

<b>Year</b>	<b>Revenue Requirement</b>	<b>Revenue Requirement % Change</b>	<b>RPS Cost of Compliance</b>	<b>Cost of Compliance % Change</b>	<b>Compliance Cost as % of Revenue Requirement</b>
<b>2023</b>	\$1,298,701,000	-	\$1,012,721	-	0.08%
<b>2024</b>	\$1,727,169,000	33.0%	-\$1,924,587	-290.0%	-0.11%

#### Material Deviations

House Bill (HB) 3161 streamlined the renewable portfolio standard reporting practices by eliminating the statutory requirement that PacificCorp and PGE file RPIPs every two years. Instead, HB 3161 requires that Investor-Owned Utilities subject to RPS include their plans to meet the renewable portfolio standards as part of their respective IRPs.

Because the most recently filed IRP does not yet contain RPIP details, Staff directed the Company to refer to the latest acknowledged RPIP that covers the year of the 2024 RPS Compliance Report.

#### 2024 Compliance

As required by OAR 860-083-0350(2)(l), the Company provided an explanation of material deviations from the REC requirements forecasted in its 2023 - 2025 RPIP for 2024 (filed in Docket No. UM 2212)<sup>1</sup> and the RECs proposed to be retired for 2024 RPS

<sup>1</sup> Docket No. UM 2212, PacificCorp 2023-2025 RPIP.

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compliance. PAC stated that its 2024 RPS Compliance Report includes only minor deviations from the 2024 REC requirements forecasted in the 2023 - 2025 RPIP, but that the overall compliance strategy remains consistent. Table 3 shows the deviations in REC Compliance between the 2023 - 2025 RPIP forecasts and the 2023 and 2024 actuals.

*Table 3. Deviation in REC Compliance*

<b>Compliance Year</b>	<b>Actual Oregon Total Sales (MWh)</b>	<b>Forecast from 2022 RPIP (RECs)</b>	<b>Actual RECs in Compliance Plan (RECs)</b>	<b>Forecast Deviation (RECs)</b>
2023	13,949,229	2,739,186	2,789,846	50,660
2024	13,991,113 <sup>2</sup>	2,779,734	2,796,471	16,737

The Company explained that while its 2024 RPS Compliance Report is consistent with the overall REC retirement strategy in the 2023 - 2025 RPIP acknowledged by the Commission,<sup>3</sup> it is utilizing a greater proportion of older vintage banked RECs than forecast in response to Staff's intergenerational equity concerns expressed in the 2023 - 2025 RPIP.<sup>4</sup> Staff confirms this statement, having observed the vast majority of RECs utilized for 2024 RPS compliance having 2021 – 2022 vintage years (see Figure 1). Indeed, 2024 vintage RECs represented only 0.88 percent (24,607 RECs) and 2023 vintage RECs represented only 0.22 percent (6,172 RECs) of all RECs utilized for 2024 RPS compliance.

Staff reached out to the Company for additional information about several observed deviations between its 2024 Compliance Report and the 2023 - 2025 RPIP. These deviations include 1) 29 percent fewer unbundled RECs used in 2024 than was forecast, and 2) greater incremental cost of compliance in 2024 than was forecast. The Company explained that the difference in use of unbundled RECs is due to lower than forecast generation of 2022 vintage RECs. Regarding incremental cost of compliance, the Company attributed the greater actual cost in 2024 compared with the 2022 RPIP forecast to prioritizing the retirement of older vintage unbundled banked RECs which are higher-cost resources compared to the forecast use of lower-cost wind resources.

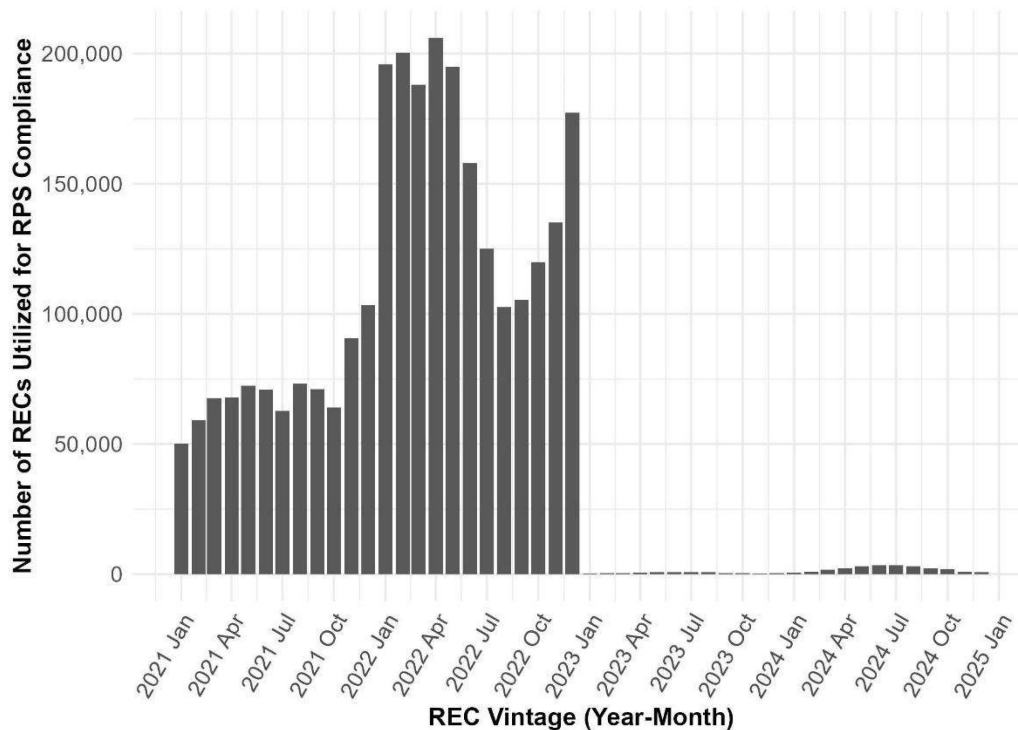
<sup>2</sup> In 2024, per OAR 860-088-0150(1), PAC's Total Oregon Sales subject to RPS Obligation was reduced by the number of MWhs attributed to the Community Solar Program Deduction (8,763MWhs) before its RPS Obligation of Qualifying Electricity was Calculated.

<sup>3</sup> Docket No. UM 2212, PacifiCorp 2023-2025 RPIP, Initial Filing.

<sup>4</sup> Docket No. UM 2212, PacifiCorp 2023-2025 RPIP, Staff Report, p. 5.

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*Figure 1. 2024 REC Retirement by Vintage Year-Month*



#### Additional Compliance Requirements

For compliance year 2024, PacifiCorp satisfied the following additional RPS requirements:

- OAR 860-083-0350(2)(f): Reported that 2,889,066 bundled RECs (zero of which were transferred from Energy Trust of Oregon to the Company) and 207,999 unbundled RECs issued in compliance year 2024 will be banked for future use.
- OAR 860-083-0350(2)(g): Reported selling zero RECs and transferring zero RECs to Energy Service Supplier's since the last compliance reporting and included the required facility and REC information.
- OAR 860-083-0350(2)(h): Reported required information from 141 unique generating facilities of Bundled RECs and 23 unique generating facilities of Unbundled RECs.
- OAR 860-083-0350(2)(r): Reported issuing **[BEGIN CONFIDENTIAL]** **[END CONFIDENTIAL]** bundled RECs in 2024 (including **[BEGIN CONFIDENTIAL]** **[END CONFIDENTIAL]** purchased and **[BEGIN CONFIDENTIAL]** **[END CONFIDENTIAL]** generated RECs) that cost **[BEGIN CONFIDENTIAL]** **[END CONFIDENTIAL]** (**[BEGIN**

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**CONFIDENTIAL** [REDACTED] **[END CONFIDENTIAL]** purchased cost and **[BEGIN CONFIDENTIAL]** [REDACTED] **[END CONFIDENTIAL]** generated cost).

- OAR 860-083-0350(2)(s): Reported new qualifying electricity from 15 generating facilities since the last Compliance Report, that generated 73,397 bundled RECs. The Company explained that no incremental costs are associated with these RECs because the new 2024 resources were not included in the 2023 - 2025 RPIP incremental cost calculations.

### Conclusion

Staff concludes that PacifiCorp has met the RPS compliance target mandated by ORS 469A.052(1)(b) and the RPS compliance reporting requirements mandated by OAR 860-083-0350.

### **PROPOSED COMMISSION MOTION:**

1. Find PAC to be compliant with Oregon's Renewable Portfolio Standard during the 2024 period;
2. Direct PAC to retire the RECs identified in its 2024 Compliance Report; and
3. Direct PAC to provide a Western Renewable Energy Generation Information System retirement report to the Commission, subject to appropriate non-disclosure agreements, within 30 calendar days of the Commission's Order.