

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 470

In the Matter of

PACIFICORP, dba PACIFIC POWER,

Request for a General Rate Revision.

ORDER

DISPOSITION: CASE CERTIFICATION REQUEST GRANTED; ELIGIBLE ORGANIZATION REQUEST GRANTED

On May 28, 2026, the Confederated Tribes of the Umatilla Indian Reservation (CTUIR) filed a notice of intent to request Justice Funding Grant consistent with Order No. 25-409 and OAR 860-001-0800 through 860-001-0900 and a request for case certification in docket UE 470. Also on May 28, 2026, CTUIR filed a motion requesting the Commission designate docket UE 470 as an Eligible Proceeding pursuant to OAR 860-001-0830 and Order 25-409 for purposes of the Environmental Justice Communities Funding Agreement (Justice Funding Agreement).

On October 15, 2025, the Commission approved the Justice Funding Agreement in Order No. 25-409, to be effective January 1, 2026.¹ Under the Justice Funding Agreement a Case Fund is available for use by approved organizations to support specific, eligible expenses arising from representation of customers of Participating Public Utilities in Eligible Proceedings before the Commission. OAR 860-001-0830 establishes that Eligible Proceedings include, but are not limited to, rulemakings, contested cases, declaratory rulings, rate cases, and integrated resource plans. PacifiCorp is a Participating Public Utility under the Justice Funding Agreement.

To be eligible for a Case Fund grant, an organization must:

- demonstrate that it represents the interests of low-income residential customers or Environmental Justice Communities, and that its participation in the proceeding will be primarily directed at public utility issues affecting those interests, including but not limited to interests in utility rates and terms and conditions of

¹ *In the Matter of Public Utility Commission of Oregon, House Bill 2475, Environmental Justice Communities Funding Agreement*, Docket No. UM 2389, Order No. 25-409, Attachment A (Oct. 15, 2025).

- service, interests in the cost of access and impact from the delivery of services, interest in utility programs, and interest in utility resource planning;
- indicate the particular Environmental Justice Community or low-income customers it represents and demonstrate that it is able to effectively represent them;
 - demonstrate that it is able to effectively represent or develop advocacy positions benefitting or informed by the Environmental Justice Community or low-income customers in the service area for each utility for which funding is sought and demonstrate how it will identify the issues or advocacy positions that are important to them; and
 - demonstrate, if applicable, past Commission matters where the organization has substantively contributed to the record on behalf of its represented interests.

CTUIR asserts that docket UE 470, a request for a general rate revision, is an Eligible Proceeding for purposes of a Case Fund Grant under the Justice Funding Agreement and could substantially affect PacifiCorp's ongoing viability and the revenue collected from customers located on the Umatilla Indian Reservation (UIR).² CTUIR also contends that the UIR constitutes a distinct Environmental Justice Community for purposes of the Justice Funding Agreement. Accordingly, CTUIR argues it has met the standard to designate these proceedings as an Eligible Proceeding under the Justice Funding Agreement.

CTUIR notes that the Commission has previously determined the UIR to be an Environmental Justice Community.³ Additionally, CTUIR states that CTUIR Board of Trustees represents the interests of all PacifiCorp customers located on the UIR, and the UIR constitutes a geographically distinct Environmental Justice Community under the Justice Funding Agreement as it contains a distinct tribal community as well as communities experiencing lower incomes, rural communities, communities with limited infrastructure, and traditionally underrepresented communities. Additionally, CTUIR notes that PacifiCorp is the monopoly electric service provider on the UIR and that the majority of PacifiCorp customers on the UIR are Native American and/or low-income customers. CTUIR states that it intends to represent the interest of all UIR members and direct its participation to issues including utility rates and terms and conditions of service cost of access and delivery of service, and interconnection of renewable resources. Finally, CTUIR asserts that it has a history of effectively representing the interests of residential households located on the UIR, and that its requests will not unduly delay the schedule of these proceedings. No party filed a response to CTUIR's motions.

² CTUIR Motion to Determine Proceeding is a Justice Funding Case Fund Grant Eligible Proceeding at 2.

³*Id.* at 3 (citing Docket No. LC 85, Order No 25-401; Docket No. UG 525, Order No. 26-003.).

I find docket 470 qualifies as an Eligible Proceeding under the Justice Funding Agreement because it is a contested case proceeding that is anticipated to have a substantial impact on CTUIR's environmental justice community members served by PacifiCorp. Additionally, I find that CTUIR qualifies as an Eligible Organization under Order No. 25-409 and OAR 806-001-0840.

The Commission has the authority to accept, deny, or partially deny the requests, and may place reasonable conditions on any approved grant. Additionally, under Order No 25-408, the Commission has delegated to the Chief Administrative Law Judge the responsibility of signing uncontested orders relating Intervenor Funding Agreements that: 1) approve or modify proposed budgets; 2) determine a proceeding to be eligible for issue or case funding; 3) certify an organization as eligible for issue or case funding and; 4) authorize partial of final payments.⁴

ORDER

IT IS ORDERED that:

1. Docket UE 470 is an Eligible Proceeding pursuant to OAR 860-001-0830; and
2. The Confederated Tribes of the Umatilla Indian Reservation is an Eligible Organization under OAR 860-001-0840 and is certified to receive Case Funds in these proceedings.

Made, entered, and effective Jun 15, 2026.

Alison Lackey
Chief Administrative Law Judge



⁴ *In the Matter of Public Utility Commission of Oregon, The Delegation of Certain Duties and Powers of the Public Utility Commission of Oregon*, Docket No. CD 27, Order No. 25-408 (Oct. 15, 2025).