

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UM 1725

In the Matter of

IDAHO POWER COMPANY,

Changes to Schedule 85 and Energy Sales  
Agreements for Qualifying Facilities in  
Compliance with Order No. 16-129.

ORDER

DISPOSITION: STAFF'S RECOMMENDATION ADOPTED

This order memorializes our decision, made and effective at the public meeting on May 3, 2016, to adopt Staff's recommendation in this matter. The Staff Report with the recommendation is attached as Appendix A.

Dated this 3 day of May, 2016, at Salem, Oregon.

  
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**Susan K. Ackerman**  
Chair

  
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**John Savage**  
Commissioner

  
\_\_\_\_\_  
**Stephen M. Bloom**  
Commissioner



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: May 3, 2016**

REGULAR \_\_\_\_\_ CONSENT X EFFECTIVE DATE May 12, 2016

DATE: April 25, 2016

TO: Public Utility Commission

FROM: Brittany Andrus *BA*

THROUGH: Jason Eisdorfer *E* and Mike Dougherty *M*

SUBJECT: IDAHO POWER COMPANY: (Docket No. UM 1725) Changes  
Schedule 85 and Energy Sales Agreements for Qualifying Facilities in  
Compliance with Order No. 16-129.

**STAFF RECOMMENDATION:**

Staff recommends that the Commission issue an order approving Idaho Power Company's (Idaho Power) filing to Update Schedule 85, Cogeneration and Small Power Production Standard Contract Rates, and revise Standard Energy Sales Agreements, filed on April 12, 2016 in compliance with Order No. 16-129, effective May 12, 2016.

**ISSUE:**

The question presented is whether Idaho Power's filing complies with the Commission's previous order implementing certain changes to the Commission's PURPA policies. Staff concludes that it does.

**APPLICABLE RULES, LAWS, AND ORDERS:**

The Commission requires Idaho Power to offer contracts with standard terms and rates ("standard contracts" or standard power purchase agreements (PPA)) to Qualifying Facilities (QF) that are 10 MW and less for non-solar projects, and 3 MW and less for solar projects.<sup>1</sup> The Commission reviews utilities' forms of standard contracts to determine whether the terms comply with PURPA and state requirements.<sup>2</sup>

<sup>1</sup> Order No. 14-058 at 7; Order No. 15-199 at 7 reduced the eligibility cap for Idaho Power's standard contracts to 3 MW for solar QF projects to provide interim relief.

<sup>2</sup> See e.g., Order No. 07-197 (reviewing Idaho Power's standard contract to determine whether it complies with Commission orders implementing PURPA).

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**ANALYSIS:**

On March 29, 2016, the Commission issued Order No. 16-129, which takes three actions: 1) modifies the eligibility cap for standard avoided cost prices in standard contracts to 3 MW for solar QFs; 2) requires Idaho Power to offer standard contracts with negotiated avoided cost prices to solar QFs with capacities greater than 3 MW, up to 10 MW; and 3) approves Idaho Power's application to postpone the start of its resource deficiency period from 2016 to 2021.

Idaho Power filed revised PPAs and a revised Schedule 85 in accordance with the Order on April 12, 2016. Staff reviewed the changes to Schedule 85, and to section 7.3 and Appendix D of the Company's standard QF contracts, and verified that they meet the requirements contained in Order No. 16-129.

**PROPOSED COMMISSION MOTION:**

Idaho Power's Compliance Filing to Update Schedule 85, Cogeneration and Small Power Production Standard Contract Rates, and Revise Standard Energy Sales Agreements, filed on April 12, 2016, in compliance with Order No. 16-129, be allowed to go into effect on May 12, 2016.

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