

ORDER NO. 19-205

ENTERED Jun 07 2019

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 2016

In the Matter of

PORTLAND GENERAL ELECTRIC
COMPANY,

Request for Waiver of OAR 860-083-0351(1).

ORDER

DISPOSITION: STAFF'S RECOMMENDATION ADOPTED

At its public meeting on June 6, 2019, 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: June 6, 2019**

REGULAR CONSENT EFFECTIVE DATE June 6, 2019

DATE: June 3, 2019

TO: Public Utility Commission

FROM: JP Batmale *JPB*

THROUGH: Jason Eisdorfer *E*

SUBJECT: PORTLAND GENERAL ELECTRIC COMPANY: (Docket No. UM 2016)
Request for waiver of OAR 860-083-035(1)(a) to extend the 2018
Renewable Portfolio Standard compliance report filing to June 17, 2019.

STAFF RECOMMENDATION:

The Commission approve Portland General Electric's (PGE's or Company's) waiver request and extend the deadline for the Company's 2018 Renewable Portfolio Standard (RPS) compliance report by two weeks to June 17, 2019.

DISCUSSION:

Issue

Whether the Commission should approve PGE's waiver request and extend the deadline for the Company's 2018 RPS compliance report to June 17, 2019.

Applicable Rule or Law

ORS 469A.170 (1) states that each electric utility and electricity service supplier that is subject to a RPS shall make an annual compliance report for the purpose of detailing compliance, or failure to comply, with the renewable portfolio standard applicable in the compliance year.

ORS 469A.170 (3) states that the Commission by rule may establish requirements for compliance reports submitted by an electric company or electric service supplier.

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OAR 860-083-0350 (1)(a) provides that "On or before June 1, 2012, and annually on or before June 1 thereafter, each electric company that is subject to a renewable portfolio standard set forth in ORS 469A.052 or 469A.055 for the previous calendar year must file a report with the Commission demonstrating compliance, or explaining in detail its failure to comply, with the applicable renewable portfolio standard."

And OAR 860-083-0005(2) states that upon request or its own motion, the Commission may waive any of the Division 083 rules for good cause shown. A request for waiver must be made in writing, unless otherwise allowed by the Commission.

Analysis

On May 30, 2019, PGE filed a request for a two week extension on their annual RPS compliance report. In the filing and in conversations with the Company, they presented a reasonable case for a short extension. The main reasons were staff turnover and wanting to submit a fully compliant report. Last year, PGE needed to make a supplemental filing to revise the original 2017 RPS compliance report after Commission Staff feedback.¹

Staff supports PGE's request for a waiver and a short, two-week extension for the following reasons:

- PGE's reasons are reasonable;
- Staff prefers the Company to be confident that its filing is complete and accurate when first submitted;
- And, the impact on the regulatory schedule, Commission workload, and overall compliance is minimal.

Conclusion

Staff supports PGE's waiver request and two week extension for its 2018 RPS compliance report filing. PGE's reasons are reasonable and the impact to the Commission and overall RPS compliance is negligible.

PROPOSED COMMISSION MOTION:

Approve PGE's waiver request and extend the deadline for the Company's 2018 RPS compliance report by two weeks to June 17, 2019.

¹ See UM 1958 PGE's Revised 2017 RPS Compliance Report, July 12, 2018.