
M E M O R A N D U M

DATE: January 13, 2024
TO: House and Senate State Affairs Committee
FROM: Stephen Goodson
RE: Public Utilities Commission Omnibus Legislation

This legislation would remove certain outdated or unnecessary terms or code sections within the Idaho Public Utilities Commission code.

This legislation would repeal 32 sections of Idaho Code located in Chapter 61: Public Utility Regulation.

For example, it eliminates definitions and references to Common Carriers (airlines, truck companies, bus lines, street cars, taxicab companies).

It also eliminates the Air Carrier Act from Idaho Code, because airplanes are regulated by the Federal Aviation Administration.

And eliminates references in Idaho Code that are out of date.

Section 1 through 5 repeals Idaho Code 61-106-61-112, deletes outdated definitions relating to “common carriers” (i.e. airlines, trucks, buses, taxis, street railroad cars).

Section 6, Idaho Code 61-201, delete outdated language for Commissioner appointments. The deleted language is about the original appointments to the Commission.

Sections 7 through 16, Idaho Code 61-304-61-314, repeals and deletes references to common carriers, tolls and fares.

Section 17, Idaho Code 61-315A, deletes chapter that expired in 1984.

Sections 18 through 24, Idaho Code 61-322-61-504, delete references to common carriers, tolls and fares.

Section 20, Idaho Code 61-328, changes the word “shall” to “may”. This will allow the Commission discretion on whether holding a public hearing is in the public’s best interest. This Code section only applies to the transfer of assets for Electric Utilities. Recent Asset Transfer cases range anywhere from \$0 to \$31,751 (**See Asset Transfer Memo**). A court reporter has to be hired to record a transcript, the Commission opens the public hearing, no one from the public calls in, and then the Commission closes the public hearing within 10 mins.

Section 21, Idaho Code 61-402, delete outdated language. The original language required utilities to submit their physical inventories to the Commission within six months after the legislation was approved.

Sections 22 through 25, Idaho Code 61-502-61-506, delete references to common carriers, tolls and fares.

Section 26, Idaho Code 61-530, delete references to railroad regulations in Port Districts. The Commission no longer regulates this type of activity.

Section 27 through 29, Idaho Code 61-622-61-638, delete references to common carriers, tolls and fares.

Sections 30 and 31, Idaho Code 61-1003-61-1005, clarifies when assessment fees are due in May and November. This is the current practice of the PUC. The PUC has historically collected the first payment in May and the Second in November.

Section 32, Idaho Code 61-1101-61-1119, delete entire chapter related to "Air Carrier Act." No longer needed because airlines are regulated by the FAA.

Section 33, Idaho Code 62-610F, delete outdated language that expired in 2001.

Section 34, Idaho Code 62-623, delete outdated language regarding a report that was due to the Legislature in 1997.

MEMORANDUM

DATE: January, 13, 2024
TO: House and Senate State Affairs Committee
FROM: Stephen Goodson
RE: Recent Asset Transfer Cases

IPC-E-20-25 – Idaho Power conveyance of 1.91 acres of roadway improvements at the Hemingway Substation to Owyhee County.

Total cost \$0.00

IPC-E-19-26 – Idaho Power transfer of title for 170 meter pedestals at the Golden Hills Mobile Home Park in Pocatello.

Total cost \$0.00

PAC-E-19-06 – Rocky Mountain Power transfer to the City of Idaho Falls certain electric facilities used to supply six electric service customers.

Total cost \$31,751.00

PAC-E-19-09 – Rocky Mountain Power transfer to the City of Idaho Falls certain electric facilities used to supply one electric service customer.

Total cost \$9,440

PAC-E-19-11 – Idaho Power to purchase from PacifiCorp 3.6 percent undivided ownership interest in one additional mile of the American Falls to Wheelon 138 kV transmission line, portions of which are already jointly owned by the Parties.

Total cost \$3,389.75

PAC-E-19-13 – Rocky Mountain Power transfer to the City of Idaho Falls certain electric facilities used to supply one electric service customer.

Total cost \$14,686.00