

**PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
SPECIAL PUBLIC MEETING DATE: October 25, 2022**

**REGULAR**  **CONSENT**  **EFFECTIVE DATE** November 1, 2022

**DATE:** September 27, 2022

**TO:** Public Utility Commission

**FROM:** Kathy Zarate

**THROUGH:** Bryan Conway, Marc Hellman, and Matt Muldoon **SIGNED**

**SUBJECT:** CASCADE NATURAL GAS:  
(Docket No. UM 1336(15))  
Requests for Reauthorization for Deferred Accounting treatment of  
Intervenor Funding.

**STAFF RECOMMENDATION:**

Approve Cascade Natural Gas Company's (Cascade, CNG, or Company) application for deferred accounting of costs associated with Intervenor Funding Grants for the 12-month period beginning November 1, 2022.

**DISCUSSION**

Issue

Whether the Commission should approve Cascade's request for reauthorization to record and defer costs related to intervenor funding grants for the 12-month period beginning November 1, 2022.

Applicable Law

ORS 757.259(3) and OAR 860-027-0300 allow the deferral of expenses provided as financial assistance under an agreement entered into under ORS 757.072 for later incorporation in rates.

ORS 757.072 is the statute that authorizes a utility to enter funding agreements with organizations that represent broad customer interests in Commission proceedings. Once a funding agreement is approved by the Commission, organizations eligible to

receive grants under the funding agreement are identified pursuant to OAR 860-001-0120. When a public utility provides financial assistance under a funding agreement, ORS 757.072(4) states that the Commission must allow a public utility to defer inclusion of the funding provided in rates as provided in ORS 757.259.

A deferral may be authorized under ORS 757.259(2) for a period not to exceed 12 months beginning on or after the date of application.

OAR 860-027-0300 specifies the required contents of an application for deferred accounting, including a description of the expense or revenue for which deferral is requested, the basis for the request, the accounts proposed for recording the amounts to be deferred, an estimate of the amounts to be recorded in the deferred account, and a copy of the notice of the application for deferred accounting.

### Analysis

#### *Background*

In Order No. 03-388, the Commission approved an Intervenor Funding Agreement (IFA) between various utilities, including Cascade and several intervenors, including the Citizens' Utility Board of Oregon (CUB), Northwest Industrial Gas Users (NWIGU),<sup>1</sup> and Industrial Customer of Northwest Utilities (ICNU).

In Order No. 07-221, the Commission approved as part of that stipulated agreement, Cascade agreed to join the Intervenor Funding program established by Order No. 03-388.

Most recently, by Order No. 18-017, the Commission approved an amended and restated IFA that extends intervenor funding through December 2022. This IFA also provides authority for intervenors to request an increase in annual funding.

The IFA sets forth the funding amount to be contributed by each utility, the procedures for budget submittals by intervenors, Commission approval of budgets, and the payment of grants by utilities. It authorizes three funds with different qualification requirements for each. They are the CUB Fund, the Preauthorized Matching Fund, and the Issue Fund.

The IFA also requires the costs of each fund to be allocated to the appropriate customer class. The CUB fund is generated from residential customer rates, while industrial customer rates support the Preauthorized Matching Fund (Matching Fund). The

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<sup>1</sup> The Northwest Industrial Gas User (NWIGU) is now the Alliance of Western Energy Consumers (AWEC).

Commission allocates amounts related to the Issue Fund to align the costs of advocacy with the intended beneficiaries of the advocacy.

*Reason for Deferral*

In accordance with ORS 757.259(3), which allows for the deferral of Intervenor funds, and OAR 860-027-0300(4)(b), the Company requests continuation of deferred accounting to recover amounts approved pursuant to ORS 757.072.

In addition, and in accordance with ORS 757.259(3), that allows for the deferral of Intervenor funds and Commission Order No. 18-017 Docket UM 1929, which directs Cascade to pay to intervenors the amounts made available as defined and provided for in the Agreement.

*Proposed Accounting*

Amounts are to be debited to deferred accounts only as the utility disburses funding to a qualifying Intervenor. The proposed funding grant deferrals would be recorded in separate subaccounts of FERC Account 186. Absent the Commission's authorization of a deferred accounting, the Company would continue to record costs associated with the Intervenor funding expenses to FERC Account 401.

*Current Deferral Activity*

In accordance with OAR 860-027-0300(4)(a), Cascade provided the following information regarding the deferral activity to the date of this application. Cascade will seek recovery of these deferred amounts concurrent with its upcoming purchased gas cost adjustment filing.

<b>The Amount Deferred Last Year</b>	<b>CUB Fund (Acct 20444)</b>	<b>AWEC Fund (Acct 20449)</b>
Deferred amounts: July 1, 2021, through June 30, 2022.	\$40,661.24	\$5,013.85

<b>The Amount Amortized Last Year</b>	<b>CUB Fund (Acct 20443)</b>	<b>AWEC Fund (Acct 20448)</b>
Amortized amounts: July 1, 2021, through June 30, 2022, with interest.	\$(51,892.88)	\$(33,787.30)

*Estimated Deferral in Authorization Period*

At the time of its application, dated July 29, 2022, Cascade estimated that the maximum deferred amounts during the 12-month period beginning November 1, 2022, through October 31, 2023, would be as shown in the table below.

<b>FUND TYPE AS DEFINED IN AGREEMENT</b>	<b>MAXIMUM AMOUNT</b>
<i>CUB Fund</i>	\$39,500
<i>Preauthorization Matching Fund</i>	\$37,950
<i>Issue Fund</i>	\$34,500
<b>Total</b>	<b>\$111,950</b>

*Information Related to Future Amortization*

- Earnings Review – Pursuant to Commission Order No. 18-017, Appendix A, page 28, paragraph 7.9:  
*If a Participating Public Utility seeks rate recovery through a deferred account, the account and amortization of the account shall be exempt from the amortization caps and earnings test set forth in subsections 5,6,7,8 and 10 of ORS 757.259, as such subsections may be amended from time to time, and shall not be included in any calculation of the amortization cap for other deferred accounts.*
- Prudence Review – For amortization, the prudence review should be limited to verification of the accounting methodology used to determine the final amortization balance.
- Sharing – This deferral is not subject to a sharing mechanism.
- Rate Spread/Design – Account balances are to be spread to the appropriate customer classes per Order No. 18-017, Appendix A, page 27, paragraph 7.7(b).
- Three Percent Test (ORS 757.259(6)) – The three percent test does not apply to amortization of this deferral. See “Earnings Review” above

Conclusion

The Company's application meets the requirements of ORS 757.259 and OAR 860-027-0300 for deferred accounting, and the reason for the deferral – costs related to intervenor funding grants – is still valid. Therefore, Staff recommends the Commission approve Cascade Natural Gas's application.

Cascade has reviewed this memo and agrees with its contents.

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**PROPOSED COMMISSION MOTION:**

Approve Cascade Natural Gas's Application to defer the costs associated with Intervenor funding grants for the 12-month period beginning November 1, 2022.

CNG UM 1336(15) Intervenor Funding Deferral