

August 1, 2024

VIA ELECTRONIC FILING

Public Utility Commission of Oregon
Attn: Filing Center
201 High Street SE, Suite 100
Salem, OR 97301-3398

Re: UM 1020—PacifiCorp’s Notice of Amendment of Annual Fuel Mix Report

PacifiCorp d/b/a Pacific Power (PacifiCorp) submits for filing its Notice of Amendment of Annual Fuel Mix Report.

PacifiCorp respectfully requests that all communications related to this filing be addressed to:

Oregon Dockets
PacifiCorp
825 NE Multnomah Street, Suite 2000
Portland, OR 97232
oregondockets@pacificorp.com

Zachary Rogala
PacifiCorp
Oregon Bar No. 222814
1407 W North Temple Suite 310
Salt Lake City, Utah 84116
zachary.rogala@pacificorp.com

Additionally, PacifiCorp requests that all formal information requests regarding this matter be addressed to:

By email (preferred): datarequest@pacificorp.com

By regular mail: Data Request Response Center
PacifiCorp
825 NE Multnomah Street, Suite 2000
Portland, OR 97232

Informal inquiries may be directed to Cathie Allen, Manager, Regulatory Affairs, at (503) 813-5934.

Sincerely,



Matthew McVee
Vice President, Regulatory Policy and Operations

Enclosures

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UM 1020**

In the Matter of

PACIFICORP, dba PACIFIC POWER

Amendment of Commission Guidance
under OAR 860-038-300(3)

Notice of Amendment of
Annual Fuel Mix Report

I. NOTICE OF AMENDMENT

PacifiCorp d/b/a Pacific Power (PacifiCorp or the Company) respectfully requests the Public Utility Commission of Oregon (Commission) amend its informal guidance issued under OAR 860-038-300(3), regarding what is contained in PacifiCorp’s annual fuel mix report for unspecified market purchase mix.

As part of Oregon’s Direct Access programs, electric company’s and service suppliers must report relevant price, power source, and environmental impact information for customers to be able to adequately have informed choice about what electricity they would prefer to consume.¹

Relevant here, PacifiCorp must report the annual environmental impact from unspecified market purchases, which is defined as the “mix of all power generation within the state or other region less all specific purchases from generation facilities in the state or region, as determined by the Oregon Department of Energy.”²

Previously, the Oregon Department of Energy (ODOE) relied on a third-party vendor to estimate the company’s unspecified market purchase mix by resource type. The

¹ OAR 860-038-0300(1).

² OAR 860-038-0005(45).

Commission has relied on this third-party vendor information to inform the Commission’s customer billing insert template.

The ODOE informed the Company that it will no longer estimate the Company’s unspecified market purchase mix, and instead will now rely on the California Air Resources Board’s (CARB) default emissions factor to calculate emissions from unspecified electricity generation and purchases. This treatment is consistent with how the Oregon Department of Environmental Quality calculates environmental impact from unspecified market purchases.

OAR 860-038-0005(45) defines “unspecified market purchase mix” as determined by ODOE, and based on this regulation’s plain language, there is no need to request a waiver of this regulation to implement ODOE’s new determination that is now based on CARB’s default emissions factor. The regulation allows for the ODOE to change its determination without requiring a waiver of Commission regulations to implement that change.

However, the Commission also requires PacifiCorp to provide price, power source and environmental impact information “consistent with the requirements and frequency prescribed by the Commission.”³ Consistent with this regulation, the Commission has adopted informal agency guidance which recommends PacifiCorp request Commission and stakeholder involvement for substantive changes.⁴

Staff have advised PacifiCorp that the incorporation of ODOE’s decision is a substantive change to PacifiCorp’s annual fuel mix report. To that end, PacifiCorp informs the Commission that it will incorporate ODOE’s revised methodology in subsequent annual fuel mix reports, by removing the unspecified market purchase mix breakdown, and include

³ OAR 860-038-0300(3).

⁴ *In re Commission Portfolio Options and Labeling Rulemaking*, Docket AR 555, Staff Report, at 3 (Mar. 3, 2016).

“unspecified purchases” as its own line item in the fuel mix. The Company would continue to calculate its power source mix per OAR 860-038-0300. The Company requests any Commission or stakeholder guidance on this amendment, as well as the opportunity to respond to any concerns.

II. CONCLUSION

PacifiCorp respectfully notifies the Commission that it will amend its annual fuel mix report consistent with the ODOE’s new methodology to calculate unspecified market purchase mix, and requests any Commission or stakeholder guidance on this amendment.

Respectfully submitted this 1st day of August, 2024.

/s/ Zachary Rogala
Zachary Rogala
Oregon Bar No. 222814
1407 W North Temple Suite 310
Salt Lake City, Utah 84116
(435) 319-5010
zachary.rogala@pacificorp.com

PacifiCorp Attorney