

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 554

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO THE PUBLIC UTILITIES COMMISSION; AMENDING CHAPTER 5, TITLE 61,  
2 IDAHO CODE, BY THE ADDITION OF A NEW SECTION 61-502C, IDAHO CODE, TO DE-  
3 FINE TERMS, TO SPECIFY THE DISCLOSURE OF ELECTRICITY RATE IMPACTS ASSO-  
4 CIATED WITH LARGE CAPITAL EXPENDITURES ANTICIPATED TO BE SUBMITTED TO  
5 THE PUBLIC UTILITIES COMMISSION FOR INCLUSION INTO RATES AND TARIFFS IN  
6 IDAHO; AND DECLARING AN EMERGENCY.  
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8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Chapter 5, Title 61, Idaho Code, be, and the same is  
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
11 ignated as Section 61-502C, Idaho Code, and to read as follows:

12 61-502C. DISCLOSURE DURING CAPITAL PLANNING PROCESSES. (1) As used  
13 in this section:

14 (a) "Disclose" means to be clearly and expressly stipulated in a public  
15 record as defined in section 9-337, Idaho Code.

16 (b) "Large capital expenditure" means any investment by or on behalf of  
17 a public utility:

18 (i) For which the investor-owned utility intends to seek cost re-  
19 imbursement and returns on capital in future proceedings before  
20 the Idaho public utilities commission; and

21 (ii) That, by itself or in aggregate with all other similar or  
22 dependent investments, constitutes an amount of investment which,  
23 as determined by the Idaho public utilities commission through  
24 rulemaking under chapter 52, title 67, Idaho Code, would have a  
25 significant impact on electricity rates and tariffs in Idaho.

26 (c) "Public Utility" means an investor-owned public utility as defined  
27 by section 61-129, Idaho Code, that engages in the sale of electricity  
28 in the state of Idaho.

29 (2) The legislature hereby finds that large capital investments by  
30 public utilities often become obligations anticipated to be collected from  
31 ratepayers and that disclosure of the proportion and size of any such in-  
32 vestment anticipated to be reimbursed by ratepayers is necessary to judge  
33 whether said investment is in the ratepayers' best interest.

34 (3) In any planning process in which the Idaho public utilities commis-  
35 sion engages wherein large capital expenditures by a public utility are pro-  
36 posed, the commission shall require the public utility to also disclose any  
37 impact on rates or tariffs anticipated over the planning period associated  
38 with that large capital expenditure.

39 SECTION 2. An emergency existing therefor, which emergency is hereby  
40 declared to exist, this act shall be in full force and effect on and after its  
41 passage and approval.