

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF IDAHO POWER COMPANY FOR APPROVAL OF AN AGREEMENT FOR CONTINUATION OF ELECTRIC SERVICE BETWEEN IDAHO POWER COMPANY AND THE UNITED STATES DEPARTMENT OF ENERGY)))))))	CASE NO. IPC-E-09-14 ORDER NO. 30816
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On May 14, 2009, Idaho Power Company filed an Application for an Order approving another one-year extension to the special contract for electric service between Idaho Power and the U.S. Department of Energy (DOE) at the Idaho National Laboratory (INL) site. More specifically, Idaho Power seeks approval for a third, one-year extension of its special contract (Schedule 30) with DOE. The current extension expired on May 14, 2009. The Company states that there are no substantial changes to the contract or rates. Application at 2.

BACKGROUND

The current special contract between Idaho Power and DOE was initially approved by the Commission in May 2006 in Order No. 30030. *Id.* The 2006 contract granted DOE the option of requesting up to four, one-year extensions. The 2006 contract has previously been extended twice (in 2007 and 2008). See Order Nos. 30314 and 30536. In both prior contract extensions, the Commission approved the extension without public comment or hearing. Because the current contract extension expired on May 14, 2009, the Company requests that the Commission process this Application on an expedited basis and approve this extension without further public comment.

STAFF RECOMMENDATION

Staff has reviewed the Application and confirmed that there are no substantive changes to the contract or the rates. Under this extension ("the 2009 Extension"), electric service to INL will continue to be provided under the 2005 special contract contained in tariff Schedule 30. The tariff rates and charges for providing service under the 2009 Extension will be subject to change in any Commission ratemaking proceeding. Staff concurs with the Company's request that the 2009 Extension be approved without further public notice or comment.

COMMISSION FINDINGS

The Commission has reviewed the Application and the underlying 2006 special contract between Idaho Power and DOE for electric service at the INL. See Order No. 30030, Case No. IPC-E-06-12. The rates and charges under the 2006 special contract and the 2009 Extension are subject to amendment in an appropriate rate proceeding before the Commission. Because there are no substantive changes to the special contract, or the rates contained therein, we find that it is reasonable to approve the 2009 Extension without further public notice or comment. The 2009 Extension shall become effective on May 15, 2009, and shall run through May 15, 2010, pursuant to Section 1.2 of the special contract addendum.

CONCLUSIONS OF LAW

The Idaho Public Utilities Commission has jurisdiction over Idaho Power Company and the special contract (Schedule 30) for electric service between the utility and the U.S. Department of Energy pursuant to *Idaho Code* §§ 61-129, 61-502 and Section 12 of the addendum to the Special Contract No. GS-00P-99-BSD-0124.

ORDER

IT IS HEREBY ORDERED that Idaho Power Company's Application for a one-year extension (the 2009 Extension) to the underlying April 20, 2006, special contract between Idaho Power Company and the U.S. Department of Energy for electric service at the Idaho National Laboratory is approved. The 2009 Extension to the special contract contained in tariff Schedule 30 shall become effective on May 15, 2009, and shall run through May 15, 2010.

IT IS FURTHER ORDERED that if the parties intend to request a fourth extension of the special contract, the parties shall file their application with the Commission no later than May 1, 2010.

THIS IS A FINAL ORDER. Any person interested in this Order (or in issues finally decided by this Order) or in interlocutory Orders previously issued in this Case No. IPC-E-09-14 may petition for reconsideration within twenty-one (21) days of the service date of this Order with regard to any matter decided in this Order or in interlocutory Orders previously issued in this case. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. See *Idaho Code* § 61-626.

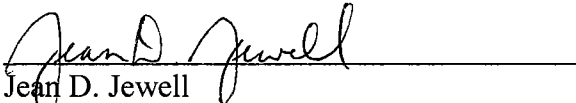
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 20th
day of May 2009.


JIM D. KEMPTON, PRESIDENT


MARSHA H. SMITH, COMMISSIONER


MACK A. REDFORD, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

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