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IDAHO PUBLIC
UTILITIES COMMISSION

Jeff Youtz
Director

MEMORANDUM RUL-0-08-01

TO: Rules Review Subcommittee of the Senate State Affairs Committee and the House State Affairs Committee

FROM: Research & Legislation Staff - Eric Milstead *EBM*

DATE: October 3, 2008

SUBJECT: Public Utilities Commission – IDAPA 31.01.01 (Docket No. 31-0101-0801)

The Public Utilities Commission has submitted notice of proposed rulemaking at IDAPA 31.01.01 – Rules of Procedure of the Idaho Public Utilities Commission. The proposed rules provide revisions relating to the Commission's rules of procedure, including those summarized below.

Among the more prominent revisions, the proposed rule:

- Increases the use of electronic filing relating to discovery-related documents and to documents that require the Commission's immediate action. (See Proposed Rule, Section 061)
- Revises provisions relating to information, including financial information, required in applications for new competitive local exchange carries. (See Proposed Rule, Section 114)
- Re-orders two customer notice rules previously found elsewhere in rule. These include rules governing notices to customers of proposed rate changes and rules requiring a utility to provide to the public a summary of its positions and testimony filed in cases under consideration. (See Proposed Rule, Sections 125 and 260)
- Provides that an applicant may file reply comments in modified procedure. (See Proposed Rule, Sections 202 and 204)

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- Other changes include a reduction in the time to answer discovery requests, from twenty-eight to twenty-one days. (See Proposed Rule Section 228)
- Specifically describes two types of formal hearings conducted by the Commission—technical hearings and customer hearings. (See Proposed Rule, Section 241.04)

Other changes in the proposed rule are largely technical and housekeeping in nature, e.g., correcting citations, cross-references, etc.

The Commission's proposed rule appears to be authorized pursuant to Sections 61-601, 61-205, 61-401, and 61-404, Idaho Code.

cc: Idaho Public Utilities Commission
Jean D. Jewell, Commission Secretary