

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE ASSESSMENT)
OF RAILROAD CORPORATIONS FOR THE) CASE NO. F-2016-2
SPECIAL REGULATORY FEES PAYABLE)
TO THE COMMISSION FOR FISCAL YEAR) ORDER NO. 33499
2017)

In March 2016, the Idaho Legislature passed and the Governor signed House Bill (HB) 548 and HB 575 appropriating a total of \$6,327,000 to the Commission for operations during fiscal year 2017 (July 1, 2016 to June 30, 2017). This appropriation represents \$5,902,700 for railroad and public utility activities; \$324,300 for federal grants; and \$100,000 for indirect cost recovery fund.

This Order assesses the railroads their share of the total appropriation: \$65,100. There was a carry-over balance for railroads this year of \$6,300. Thus, the Commission is authorized to assess \$58,800 for FY 2017 railroad operations.

The reported gross intrastate revenues from railroad operations in Idaho totaled \$26,325,000 for calendar year 2015. This is an increase of about \$2.8 million (12%) from last year's reported revenues. Accordingly, the proportionate share of each railroad's fee is to be assessed at .2234 percent (.002234). In no case shall the assessed regulatory fee be less than \$50. *Idaho Code* § 61-1004(4).

FINDINGS OF FACT

In accordance with *Idaho Code* §§ 61-1001 through 61-1008, the Commission is authorized to assess \$58,800 for supervising and regulating the railroads subject to our jurisdiction.

The total reported Idaho gross intrastate revenues for all railroads for the 2015 calendar year amounts to \$26.325 million.

The proportionate assessment for each railroad corporation is .2234 percent (.002234) of its Idaho gross operating revenue derived from intrastate railroad corporation business for the 2015 calendar year. In no case shall the assessment be less than fifty dollars (\$50).

ORDER

IT IS THEREFORE ORDERED, except as provided in the following paragraph, that each railroad corporation operating within the State of Idaho and subject to the jurisdiction of this Commission shall pay to the Idaho Public Utilities Commission for the 2017 fiscal year a special regulatory fee amounting to .2234 percent (.002234) of such railroad's gross operating revenues derived from its intrastate business in Idaho for the 2015 calendar year.

IT IS FURTHER ORDERED that if the fee thus determined shall be less than fifty dollars (\$50), then such railroad corporation shall pay to the Commission the minimum of fifty dollars (\$50) as prescribed by law. *See Idaho Code* § 61-1004(4).

IT IS FURTHER ORDERED that at least one-half of such regulatory fee shall be paid to the Commission on or before May 16, 2016, and the remaining one-half shall be paid on or before November 15, 2016. Railroad corporations may pay their entire annual regulatory fee no later than May 16, 2016.

IT IS FURTHER ORDERED that if the payment shall not be made on or before the due dates, the installment or portion thereof so due shall bear interest at the rate of six percent (6%) per annum until such time as the full amount of the installment shall have been paid and such delinquent payment shall be subject to an action in the name of the State for collection.

THIS IS A FINAL ORDER. Any railroad objecting to the assessment prescribed in this Order must file a written objection with the Commission no later than May 16, 2016. *Idaho Code* § 61-1007.

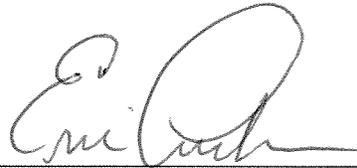
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 13th
day of April 2016.



PAUL KJELLANDER, PRESIDENT

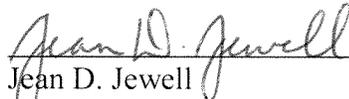


KRISTINE RAPER, COMMISSIONER



ERIC ANDERSON, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

O:F-2016-2