

Decision No. C19-0842

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 19M-0561EG

IN THE MATTER OF THE COMMISSION'S CONSIDERATION OF ELECTRIC AND GAS UTILITY REPORTS PERIODICALLY FILED OR SUBMITTED TO THE COMMISSION.

COMMISSION DECISION OPENING A MISCELLANEOUS PROCEEDING SOLICITING INFORMATION FROM INVESTOR-OWNED ELECTRIC AND GAS UTILITIES, WHOLESALE ELECTRIC COOPERATIVE UTILITIES, AND INTERESTED PARTIES, REGARDING REPORTS REGULARLY SUBMITTED TO THE COMMISSION

Mailed Date: October 17, 2019

Adopted Date: October 16, 2019

I. BY THE COMMISSION

A. Statement

1. By this Decision, the Commission opens a miscellaneous proceeding to consider reports periodically filed with the Commission, or submitted to the Director or other Staff of the Commission (Staff), by investor-owned electric and gas utilities, and wholesale electric cooperative utilities.

2. The Commission recognizes that utilities periodically file or submit numerous reports to the Commission, the Director, or other Staff, pursuant to Federal Energy Regulatory Commission regulations, Colorado Revised Statutes, Commission rules, settlements and or decisions, and in some cases on a voluntarily basis (Reports).

3. The Reports take various forms: some are simply summary tables, while others are written documents of different lengths, and some are just data dumps. Some of the Reports are annual, some are more frequent, and others are submitted as a result of an incident or event.

4. Many of the Reports are periodically filed into established proceedings for the purpose of ongoing monitoring of utility performance or financial accounts. These Reports are intended to be used, if required, in future proceedings, and are available to interested parties through the Commission's E-Filing system.

5. Other Reports are submitted to the Director or other Staff and are not filed in any proceeding. These reports are not easily obtained by interested parties other than through the Colorado Open Records Act pursuant to § 24-72-203, C.R.S.

B. Discussion

6. Because most reports are submitted outside of a pending litigated proceeding, the Commissioners neither see nor review many of these Reports. As a result, we suspect that there are some reports we do not even know are provided to the Commission.

7. It is possible that some of these Reports may have outlived their usefulness. It is also possible that some of these Reports should be submitted to the Commission in a different manner (*i.e.*, filed as opposed to submitted to Staff), at a different frequency, and or into different proceedings.

8. Therefore, the Commission will open a miscellaneous "Housekeeping Proceeding" to solicit information from the utilities, Staff, and other interested parties, to provide information and recommendations so that the Commissioners can determine if modifications should be made to the rules, settlements, and or decisions regarding these Reports.

9. We find it necessary to require each investor-owned electric or gas utility, and wholesale electric cooperative utility, to file within 60 days, a tabulated list of all reports regularly filed into a proceeding, or submitted to the Director or Staff. The list should include, at a minimum, the type of filing, the proceeding number for those reports filed with the

Commission, the Commission Staff member to which the report is addressed for those submitted outside a proceeding, the frequency of the reporting, the average number of pages in the report, the basis for the reporting with specific reference to federal regulation, Colorado statute, rule, settlement and or decision, along with recommendations as to the utility's perception of the cost/benefit of each report.

10. Staff is directed to file, within 60 days of the filing of the utilities' tabulated lists, responsive comments including additions to and or corrections to the list provided by the utilities, and Staff's opinion as to the usefulness of the Reports and or recommendations for changes to the Reports. Staff should also include recommendations as to how they can summarize and advise the Commissioners as to the content of the Reports that Staff believes continue to be useful.

11. Other interested parties are invited to file responsive comments and recommendations within 60 days of the filing of the utilities' tabulated lists.

12. This proceeding will commence as a non-adjudicatory, miscellaneous proceeding and there will be no parties. Therefore, we do not anticipate that any motions will be filed in this proceeding. All filings in this proceeding should be made pursuant to Rule 1204(a) of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* 723-1.

II. ORDER

A. **The Commission Orders That:**

1. This Miscellaneous Proceeding is opened to serve as a "Housekeeping Proceeding" to solicit information from the utilities, the Staff of the Commission, and other interested parties to provide additional information and recommendations so that the Commissioners can determine if modifications should be made to the rules, settlements, and or

decisions regarding the Reports regularly submitted to the Commission, the Director, or other Staff of the Commission, consistent with the discussion above.

2. This Proceeding is designated as an administrative proceeding under 4 *Code of Colorado Regulations* 723-1-1004(b). This Proceeding shall continue as an administrative proceeding unless and until the Commission designates it to be an adjudicatory proceeding.

3. Each investor-owned electric or gas utility, and wholesale electric cooperative utility, shall file within 60 days, a tabulated list of all reports regularly filed into a proceeding, or submitted to the Director or Staff of the Commission in accordance with the discussion set forth above.

4. The Staff of the Commission is directed to file responsive comments and recommendations within 60 days of the filing of the utilities' tabulated lists.

5. Interested parties are invited to file responsive comments and recommendations within 60 days of the filing of the utilities' tabulated lists.

6. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
October 16, 2019.**

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

FRANCES A. KONCILJA

JOHN GAVAN

Commissioners