

Decision No. C14-1168

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14L-0934E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR AN ORDER AUTHORIZING IT TO REVISE ITS ELECTRIC COMMODITY ADJUSTMENT TO BE EFFECTIVE OCTOBER 1, 2014 UPON LESS THAN STATUTORY NOTICE.

**COMMISSION DECISION AUTHORIZING DOWNWARD
REVISION OF ELECTRIC COMMODITY ADJUSTMENT**

Mailed Date: September 24, 2014
Adopted Date: September 24, 2014

I. BY THE COMMISSION

A. Statement

1. On September 15, 2014, Public Service Company of Colorado (Public Service or Applicant) filed an application seeking a Commission decision authorizing it, without a formal hearing and on less-than-statutory notice, to decrease the Electric Commodity Adjustment (ECA) Factors and place into effect on October 1, 2014, tariffs resulting in a decrease to its existing ECA rates now on file with the Commission (Application).

2. The proposed tariffs are attached to the Application as Exhibit No. 1 and affect Applicant's customers in Colorado.

3. This Application for authority to change tariffs is made pursuant to §§ 40-3-104(1)(c)(III) and 40-3-104(2), C.R.S., and Rule 3109(b)(II) of the Rules Regulating Electric Utilities, 4 *Code of Colorado Regulations* (CCR) 723-3.

B. Findings and Conclusions

4. The Application contains all of the information required by Commission Rules and is therefore deemed complete.

5. Applicant is an operating public utility subject to the jurisdiction of this Commission and is engaged in, *inter alia*, the generation, transmission, and distribution of electricity for public uses in various certificated areas within the State of Colorado.

6. Applicant generates electricity from its own power plants to meet its customers' demands and also purchases electricity from time-to-time to supplement its own generation from other utilities in the west and east interconnections.

7. Decision No. C09-1446, Proceeding No. 09AL-299E, issued December 24, 2009, maintained the requirement that Public Service file quarterly revisions to its ECA Factors.

8. In Decision No. C07-0676, Proceeding No. 06A-478E, issued August 9, 2007, the Commission granted Public Service's request to collect the Modeled ECA Costs as provided in the Renewable Energy Standard Compliance Plan through the ECA. In Decision No. R09-0549, Proceeding No. 08A-532E, issued May 22, 2009, the Commission approved the methodology for the change in the true-up procedure between the projected costs of Eligible Energy and the actual cost of Eligible Energy to be collected in the ECA.

9. The proposed tariffs are attached to this Decision as Appendix A. Public Service projects that the revised ECA Factors will result in a decrease of \$10,830,701 in its revenues under the currently effective ECA Factors for the period October 1 through December 31 of 2014. Public Service has also applied a \$3,939,884 Renewable Energy Standard Adjustment credit, the flow-through credit of \$1,465,105 to customers from the property tax payment received by the company from the City of Pueblo, and a \$1,898,875 2013 Short-term

Trading Margin credit to the ECA. Also included in the ECA calculation is an ECA Deferred Account over-collected balance of \$3,160,543 and the recovery of \$6,567 of lost revenues associated with the Medical Exemption Program.

10. The estimated effect of the requested revised ECA Factors on residential electric bills is a decrease of \$1.03 per month to \$70.05 or a 1.45 percent decrease, based on monthly use of 632 kilowatt-hours. The estimated effect of the requested revised ECA Factors on small business electric bills is a decrease of \$1.84 per month to \$113.97, or a 1.59 percent decrease, based on monthly use of 1,123 kilowatt-hours. On a percentage basis, the following decreases for Public Service's other rate schedules are anticipated: 1.77 percent for Secondary General, 2.10 percent for Primary General, and 2.52 percent for Transmission General.

11. In accordance with Rule 3106, 4 CCR 723-3, the notice of this Application was published in the Legal Classified Section of *The Denver Post*, a newspaper of general circulation within Public Service's service territory, on September 18, 2014, within the required three days after the filing of this Application.

12. The Commission finds good cause to allow the proposed decreases on less-than-statutory notice. In addition, on its own motion, the Commission will waive Rule 1206(l) of the Rules of Practice and Procedure, 4 CCR 723-1, to permit Public Service to file the new tariffs complying with this Decision on less than one business day's notice. We find this rule waiver is necessary to permit the new tariffs to go into effect on October 1, 2014.

II. ORDER

A. The Commission Orders That:

1. The application filed by Public Service Company of Colorado (Public Service) on September 15, 2014, is deemed complete.

2. The application for authority to change tariffs on less-than-statutory notice is granted.

3. Public Service shall file a new advice letter and tariff on not less than one business day's notice. The advice letter and tariff shall be filed as a new advice letter proceeding and shall comply with all applicable rules. In calculating the proposed effective date, the date the filing is received at the Commission is not included in the notice period and the entire notice period must expire prior to the effective date. The advice letter and tariff must comply in all substantive respects to this Decision in order to be filed as a compliance filing on shortened notice. These tariffs shall be effective for actual electricity sales on or after their effective date of October 1, 2014.

4. The 20-day time period provided by § 40-6-114, C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the effective date of this Decision.

5. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
September 24, 2014.**

(S E A L)



ATTEST: A TRUE COPY



Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

GLENN A. VAAD

Commissioners

COMMISSIONER PAMELA J. PATTON
ABSENT.