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2ND REVISED NOTICE

SPECIAL OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION

Workshop on Commission Policies Regarding PURPA in Arizona

Docket No. E-00000Q-19-0015

Friday, March 29, 2019
9:00 a.m. to 2:00 p.m.

Hearing Room ~~Two~~ **One**
1200 W. Washington St., Phoenix, AZ 85007

This shall serve as notice of an open meeting at the above location for consideration and discussion of the items on the agenda and other matters related thereto. Commissioners may attend the proceedings in person, or by telephone, video, or internet conferencing, and may use this open meeting to ask questions about the matters on the agenda. The parties to the matters to be discussed or their legal representatives are requested, though not required, to attend. The Commissioners may move to executive session, which will not be open to the public, for the purpose of legal advice pursuant to A.R.S. § 38-431.03(A)(3) on the matters noticed herein.

Persons with a disability may request reasonable accommodations by contacting the Commission Secretary listed above.

Dial-in Phone Number: 1-800-689-9374 *Passcode to Speak: 415962*
1-800-689-9374 Passcode to Listen Only: 415960

For a live broadcast feed or archived videos: <http://www.azcc.gov/live>

AGENDA

1. Opening Remarks

PURPOSE – The purpose of this workshop is to give stakeholders an opportunity to be heard regarding the Federal Energy Regulatory Commission's (FERC) interpretation of Congressional intent in the Public Utilities Regulatory Policy Act of 1978 (PURPA); the



Arizona Corporation Commission's (ACC) compliance with federal law to implement rules promulgated by FERC under PURPA; the effectiveness of ACC Decision No. 52345 (July 27, 1981) in implementing FERC's rules today and furthering the intent of Congress interpreted by FERC; and the recitals and clarifications proposed by Commissioner Andy Tobin in his Resolution Clarifying Decision No. 52345 Pursuant to ARS §40-252.

SCOPE – Discussions will be limited to the purpose described above, with a scope of addressing or informing the ACC's interpretation of ambiguities in Decision No. 52345 related to PURPA contract term lengths, forecasting avoided cost at the outset of a PURPA contract for each year of the contract term, standardizing contract terms and provisions among PURPA contracts of similar size and generating technology, and negotiating PURPA contracts in good faith.

ADMONISHMENT – There will be no discussion regarding Docket Nos. E-01345A-16-0272, E-01933A-17-0360, or E-04204A-18-0087 or of any of the individual requests made or evidence or arguments to be presented in these dockets.

2. Stakeholder Opening Comments

To be respectful of everyone's time and schedules, each stakeholder will be given the choice of either: (1) providing a summary of his or her comments at the beginning of the workshop, instead of speaking on individual agenda items; or (2) withholding opening comments at the beginning of the workshop, to instead speak on individual agenda items. Summaries must be limited to the purpose and scope described above. Summaries will be limited to no more than 5 minutes each.

3. Items for Discussion

- a. Public Utilities Regulatory Policy Act of 1978 (PURPA)
 - i. History
 - ii. Intent
 - iii. Requirements
- b. PURPA in Arizona
 - i. Decision No. 52345 (July 27, 1981)
 - ii. Terms and provisions
 - iii. Implementation
 - iv. PURPA contracts
 - v. Opportunities
 - vi. Issues
- c. PURPA in other states
 - i. FERC orders
 - ii. PUC decisions
 - iii. Case law



d. Tobin Resolution Clarifying Decision No. 52345 Pursuant to ARS § 40-252

- i. Recitals
- ii. Clarifications
- iii. Term length
- iv. Other terms

4. Stakeholder Closing Comments

Each stakeholder will be given an opportunity to make any additional comments not already made at an earlier time during the workshop or to offer support or concerns regarding comments made by any other stakeholder at an earlier time during the workshop. Final comments must be limited to the purpose and scope described above. Final comments will be limited to no more than 5 minutes each.

5. Closing Remarks

All comments will be taken into consideration. A written summary of the questions and comments provided by the stakeholders will be submitted to the docket.