

UTILITIES DIVISION[199]

Former Commerce Commission[250] renamed Utilities Division[199]
under the “umbrella” of Commerce Department[181] by 1986 Iowa Acts, Senate File 2175, section 740.

**CHAPTER 1
ORGANIZATION AND OPERATION**

- 1.1(17A,474) Purpose
- 1.2(17A,474) Scope of rules
- 1.3(17A,474,476,78GA,HF2206) Waivers
- 1.4(17A,474) Duties of the board
- 1.5(17A,474) Organization
- 1.6(68B) Consent for the sale or lease of goods and services
- 1.7 Reserved
- 1.8(17A,474) Matters applicable to all proceedings
- 1.9(22) Public information and inspection of records

**CHAPTER 2
FORMS**

- 2.1(17A,474) Forms—general
- 2.2(17A,474) Specific forms
- 2.3 Reserved
- 2.4(17A,474) Forms

**CHAPTER 3
RULE MAKING**

- 3.1(17A,474) Purpose and scope
- 3.2(17A,474) Notice of inquiry
- 3.3(17A,474) Petition for adoption of rules
- 3.4(17A,474) Commencement of proceedings
- 3.5(17A,474) Written statements of position
- 3.6(17A,474) Counterstatements of position
- 3.7(17A,474) Requests for oral presentation
- 3.8(17A,474) Rule-making oral presentation
- 3.9(17A,474) Rule-making decisions
- 3.10(17A,474) Regulatory analysis
- 3.11(17A,474) Review of rules

**CHAPTER 4
DECLARATORY ORDERS**

- 4.1(17A) Petition for declaratory order
- 4.2(17A) Notice of petition
- 4.3(17A) Intervention
- 4.4(17A) Briefs
- 4.5(17A) Inquiries
- 4.6(17A) Service and filing of petitions and other papers
- 4.7(17A) Agency consideration
- 4.8(17A) Action on petition
- 4.9(17A) Refusal to issue order
- 4.10(17A) Contents of declaratory order—effective date
- 4.11(17A) Copies of orders
- 4.12(17A) Effect of a declaratory order

CHAPTER 5
PROCEDURE FOR DETERMINING THE COMPETITIVENESS
OF A COMMUNICATIONS SERVICE OR FACILITY

- 5.1(476) Purpose
- 5.2(476) Petition
- 5.3(476) Docketing
- 5.4(476) Statement of position
- 5.5(476) Oral presentation
- 5.6(476) Decision
- 5.7(476) Extent of deregulation
- 5.8(476) Hearing and order

CHAPTER 6
COMPLAINT PROCEDURES

- 6.1(476) Inquiry
- 6.2(476) Complaint
- 6.3(476) Processing the complaint
- 6.4(476) Proposed resolution
- 6.5(476) Initiating formal complaint proceedings
- 6.6(476) Applicable procedures
- 6.7(476) Record
- 6.8(476) Special procedures for complaints alleging unauthorized changes in telecommunications services

CHAPTER 7
PRACTICE AND PROCEDURE

- 7.1(17A,474,476) Scope and applicability
- 7.2(17A,476) Definitions
- 7.3(17A,476) Presiding officers
- 7.4(17A,474,476) General information
- 7.5(17A,476) Time requirements
- 7.6(17A,476) Telephone proceedings
- 7.7(17A,476) Electronic information
- 7.8(17A,476) Delivery of notice of hearing
- 7.9(17A,476) Pleadings and answers
- 7.10(17A,476) Prefiled testimony and exhibits
- 7.11(17A,476) Documentary evidence in books and materials
- 7.12(17A,476) Motions
- 7.13(17A,476) Intervention
- 7.14(17A,476) Consolidation and severance
- 7.15(17A,476) Discovery
- 7.16(17A,476) Subpoenas
- 7.17(17A,476) Prehearing conference
- 7.18(17A,476) Settlements
- 7.19(17A,476) Stipulations
- 7.20(17A,476) Investigations
- 7.21(17A,476) Withdrawals
- 7.22(17A,476) Ex parte communication
- 7.23(17A,476) Hearings
- 7.24(17A,476) Reopening record
- 7.25(17A,476) Interlocutory appeals
- 7.26(17A,476) Appeals to board from a proposed decision of a presiding officer

- 7.27(17A,476) Rehearing and reconsideration
- 7.28(17A,476) Stay of agency decision
- 7.29(17A,476) Emergency adjudicative proceedings

CHAPTER 8 CIVIL PENALTIES

- 8.1(476) Civil penalty for willful violation
- 8.2(476) Procedure
- 8.3(476) Penalties assessed
- 8.4(476) Payment of penalty
- 8.5(476) Rate-regulated utilities

CHAPTER 9 RESTORATION OF AGRICULTURAL LANDS DURING AND AFTER PIPELINE CONSTRUCTION

- 9.1(479,479B) General information
- 9.2(479,479B) Filing of land restoration plans
- 9.3(479,479B) Procedure for review of plan
- 9.4(479,479B) Restoration of agricultural lands
- 9.5(479,479B) Designation of a pipeline company point of contact for landowner inquiries or claims
- 9.6(479,479B) Separate agreements
- 9.7(479,479B) Enforcement

CHAPTER 10 INTRASTATE GAS AND UNDERGROUND GAS STORAGE

- 10.1(479) General information
- 10.2(479) Petition for permit
- 10.3(479) Informational meetings
- 10.4(479) Notice of hearing
- 10.5(479) Objections
- 10.6(479) Hearing
- 10.7(479) Pipeline permit
- 10.8(479) Renewal permits
- 10.9(479) Amendment of permits
- 10.10(479) Fees and expenses
- 10.11(479) Inspections
- 10.12(479) Standards for construction, operation and maintenance
- 10.13 Reserved
- 10.14(479) Crossings of highways, railroads, and rivers
- 10.15 Reserved
- 10.16(479) When a permit is required
- 10.17(479) Accidents and incidents
- 10.18(479) Reportable changes to pipelines under permit
- 10.19(479) Sale or transfer of permit

CHAPTER 11 ELECTRIC LINES

- 11.1(478) General information
- 11.2(478) Forms of petition for franchise, extension, or amendment of franchise
- 11.3(478) Additional filing instructions
- 11.4(478) Informational meetings
- 11.5(478) Notices

- 11.6(478) Common and joint use
- 11.7(478) Termination of franchise petition proceedings
- 11.8(478) Fees and expenses

CHAPTER 12 INTERSTATE NATURAL GAS PIPELINES AND UNDERGROUND STORAGE

- 12.1(479A) Authority
- 12.2(479A) Inspections
- 12.3 to 12.5 Reserved
- 12.6(479A) Incident reporting

CHAPTER 13 HAZARDOUS LIQUID PIPELINES AND UNDERGROUND STORAGE

- 13.1(479B) General information
- 13.2(479B) Petition for permit
- 13.3(479B) Informational meetings
- 13.4(479B) Notice of hearing
- 13.5(479B) Objections
- 13.6(479B) Hearing
- 13.7(479B) Pipeline permit
- 13.8(479B) Renewal permits
- 13.9(479B) Amendment of permits
- 13.10(479B) Fees and expenses
- 13.11 Reserved
- 13.12(479B) Land restoration
- 13.13 Reserved
- 13.14(479B) Crossings of highways, railroads, and rivers
- 13.15 to 13.17 Reserved
- 13.18(479B) Reportable changes to pipelines under permit
- 13.19(479B) Sale or transfer of permit

CHAPTER 14 ELECTRONIC FILING

- 14.1(17A,476) Purpose
- 14.2(17A,476) Scope and applicability of electronic filing requirement
- 14.3(17A,476) Definitions
- 14.4(17A,476) Exceptions; number of paper copies required
- 14.5(17A,476) Electronic filing procedures and required formats
- 14.6(17A,476) Registration
- 14.7(17A,476) Electronic file
- 14.8(17A,476) Paper copies required
- 14.9(17A,476) When electronic filings can be made; official filing date
- 14.10(17A,476) Notice of system unavailability
- 14.11(17A,476) Technical difficulties
- 14.12(17A,476) Documents containing confidential material
- 14.13(17A,476) Signatures
- 14.14(17A,476) Original documents
- 14.15(17A,476) Transcripts
- 14.16(17A,476) Electronic service

*UTILITIES AND
TRANSPORTATION DIVISIONS*

CHAPTER 15

COGENERATION AND SMALL POWER PRODUCTION

- 15.1(476) Definitions
- 15.2(476) Scope
- 15.3(476) Information to board
- 15.4(476) Rate-regulated electric utility obligations under this chapter regarding qualifying facilities
- 15.5(476) Rates for purchases from qualifying facilities by rate-regulated electric utilities
- 15.6(476) Rates for sales to qualifying facilities and AEP facilities by rate-regulated utilities
- 15.7(476) Additional services to be provided to qualifying facilities and AEP facilities by rate-regulated electric utilities
- 15.8(476) Interconnection costs
- 15.9(476) System emergencies
- 15.10(476) Standards for interconnection, safety, and operating reliability
- 15.11(476) Additional rate-regulated utility obligations regarding AEP facilities
- 15.12 to 15.16 Reserved
- 15.17(476) Alternate energy purchase programs
- 15.18(476B) Certification of eligibility for wind energy tax credits under Iowa Code chapter 476B
- 15.19(476C) Certification of eligibility for wind energy and renewable energy tax credits under Iowa Code chapter 476C
- 15.20(476B) Applications for wind energy tax credits under Iowa Code chapter 476B
- 15.21(476C) Applications for renewable energy tax credits under Iowa Code chapter 476C

CHAPTER 16

ACCOUNTING

- 16.1(476) Accounting—general information
- 16.2(476) Uniform systems of accounts—electric
- 16.3(476) Uniform systems of accounts—gas
- 16.4(476) Uniform systems of accounts—water
- 16.5(476) Uniform systems of accounts—telephone
- 16.6(476) Uniform systems of accounts—telegraph
- 16.7(476) Filing of present promotional practices
- 16.8(476) Compiling advertisements and expenses
- 16.9(476) Postemployment benefits other than pensions

CHAPTER 17

ASSESSMENTS

- 17.1(475A,476,546) Purpose
- 17.2(475A,476) Definitions
- 17.3(476) Expenses to be included in direct assessments
- 17.4(476) Direct assessments under Iowa Code Supplement section 476.10
- 17.5(476) Reporting of operating revenues
- 17.6(475A,476) Compilation and billing of assessment
- 17.7(476) Funding of Iowa energy center and global warming center
- 17.8(476) Assessments under Iowa Code section 476.101(10)
- 17.9(478,479,479A,479B) Assessments under Iowa Code chapters 478, 479, 479A, and 479B

CHAPTER 18 UTILITY RECORDS

18.1(476)	Definitions
18.2(476)	Location of records
18.3(476)	Availability of records
18.4(476)	Electric utilities other than rural electric cooperatives
18.5(476)	Rural electric cooperatives
18.6(476)	Gas utilities
18.7(476)	Water utilities
18.8(476)	Telephone utilities

CHAPTER 19 SERVICE SUPPLIED BY GAS UTILITIES

19.1(476)	General information
19.2(476)	Records, reports, and tariffs
19.3(476)	General service requirements
19.4(476)	Customer relations
19.5(476)	Engineering practice
19.6(476)	Metering
19.7(476)	Standards of quality of service
19.8(476)	Safety
19.9	Reserved
19.10(476)	Purchased gas adjustment (PGA)
19.11(476)	Periodic review of gas procurement practices [476.6(15)]
19.12(476)	Flexible rates
19.13(476)	Transportation service
19.14(476)	Certification of competitive natural gas providers and aggregators
19.15(476)	Customer contribution fund
19.16(476)	Reserve margin
19.17(476)	Incident notification and reports

CHAPTER 20 SERVICE SUPPLIED BY ELECTRIC UTILITIES

20.1(476)	General information
20.2(476)	Records, reports, and tariffs
20.3(476)	General service requirements
20.4(476)	Customer relations
20.5(476)	Engineering practice
20.6(476)	Metering
20.7(476)	Standards of quality of service
20.8(476)	Safety
20.9(476)	Electric energy sliding scale or automatic adjustment
20.10(476)	Ratemaking standards
20.11(476)	Customer notification of peaks in electric energy demand
20.12	Reserved
20.13(476)	Periodic electric energy supply and cost review [476.6(16)]
20.14(476)	Flexible rates
20.15(476)	Customer contribution fund
20.16	Reserved
20.17(476)	Ratemaking treatment of emission allowances
20.18(476,478)	Service reliability requirements for electric utilities
20.19(476,478)	Notification and reporting of outages

CHAPTER 21

SERVICE SUPPLIED BY WATER UTILITIES

21.1(476)	Application of rules
21.2(476)	Records and reports
21.3(476)	General service requirements
21.4(476)	Customer relations
21.5(476)	Engineering practice
21.6(476)	Meter testing
21.7(476)	Standards of quality of service
21.8(476)	Applications for water costs for fire protection services
21.9(476)	Incident reports

CHAPTER 22

RATES CHARGED AND SERVICE SUPPLIED BY TELEPHONE UTILITIES

22.1(476)	General information
22.2(476)	Records and reports
22.3(476)	General service requirements
22.4(476)	Customer relations
22.5(476)	Telephone utility service standards
22.6(476)	Standards of quality of service
22.7(476)	Safety
22.8(476)	Nontoll interexchange trunking service (EAS) survey procedure
22.9(476)	Terminal equipment
22.10(476)	Unfair practices
22.11(476)	Inside station wiring standards
22.12(476)	Contents of tariff filings proposing rates
22.13	Reserved
22.14(476)	Intrastate access charge application, tariff procedures, and rates
22.15(476)	Interexchange utility service and access
22.16(476)	Discontinuance of service
22.17(476)	Resale of service
22.18	Reserved
22.19(476)	Alternative operator services
22.20(476)	Service territories
22.21(476)	Toll dialing patterns
22.22	Reserved
22.23(476)	Unauthorized changes in telephone service
22.24(476)	Applications for numbering resources

CHAPTER 23

ANNUAL REPORT

23.1(476)	General information
23.2(476)	Annual report requirements—rate-regulated utilities
23.3(476)	Annual report requirements—non-rate-regulated utilities
23.4(476,476A)	

CHAPTER 24

LOCATION AND CONSTRUCTION OF ELECTRIC POWER
GENERATING FACILITIES

24.1(476A)	Authority, purpose, and policy
24.2(476A)	Definitions
24.3(476A)	Form of application, place of filing
24.4(476A)	Application for a certificate—contents

24.5(476A)	Initial board review: Application acceptance
24.6(476A)	Procedural schedule
24.7(476A)	Informational meeting
24.8(476A)	Hearing procedure
24.9(476A)	Separate hearings on separate issues
24.10(476A)	Certification decision
24.11(476A)	Site preparation
24.12(476A)	Issuance of a certificate
24.13(476A)	Exemptions from certification application; application for amendment for certificate: Contents
24.14(476A)	Assessment of costs
24.15(476A)	Waiver

CHAPTER 25 IOWA ELECTRICAL SAFETY CODE

25.1(476,476A,478)	General information
25.2(476,476A,478)	Iowa electrical safety code defined
25.3(476,478)	Inspection and maintenance plans
25.4(476,478)	Correction of problems found during inspections
25.5(476,478)	Accident reports

CHAPTER 26 RATE CASES, TARIFFS, AND RATE REGULATION ELECTION PRACTICE AND PROCEDURE

26.1(17A,476)	Scope and applicability
26.2(17A,476)	Defective filings
26.3(17A,476)	Proposal of settlements
26.4(476)	Rate case expense
26.5(476)	Applications and petitions
26.6(476)	Answers
26.7(476)	Rate investigation
26.8(476)	Procedural schedule in Iowa Code sections 476.3 and 476.6 proceedings
26.9(476)	Consumer comment hearing in docketed rate case of an investor-owned utility company
26.10(476)	Appeal from administrative law judge's decision
26.11(476)	Consideration of current information in rate regulatory proceedings
26.12(476)	Rate regulation election—electric cooperative corporations and associations

CHAPTERS 27 and 28 Reserved

CHAPTER 29 MANAGEMENT EFFICIENCY STANDARDS

29.1(476)	Policy and purpose
29.2(476)	Efficiency considered in rate case
29.3(476)	Management efficiency standards
29.4(476)	Rewards and penalties

CHAPTER 30 TAX REFORM REVENUE ADJUSTMENT

30.1(476)	Applicability
30.2(476)	General filing requirement
30.3(476)	Revenue adjustment

- 30.4(476) Revised revenue requirement
- 30.5(476) Rate filing
- 30.6(476) Board approval

CHAPTER 31

ACCESS TO AFFILIATE RECORDS, REQUIREMENTS FOR ANNUAL FILINGS, AND ASSET AND SERVICE TRANSFERS

- 31.1(476) Applicability and definition of terms
- 31.2(476) Availability of records
- 31.3(476) Annual filing
- 31.4(476) Additional filing requirements for affiliated telecommunications service providers
- 31.5(476) Verified copies and confidential treatment
- 31.6(476) Comparable information
- 31.7(476) Standards for costing service transfers between regulated operations and nonregulated affiliates
- 31.8(476) Standards for costing asset transfers between regulated operations and non-regulated affiliates valued at less than \$2 million
- 31.9(476) Waivers

CHAPTER 32

REORGANIZATION

- 32.1(476) Applicability and definition of terms
- 32.2(476) Substantial part of a public utility's assets
- 32.3(476) Declaratory rulings
- 32.4(476) Proposal for reorganization—filing requirements
- 32.5(476) Effective date
- 32.6(476) Insufficient filing
- 32.7(476) Additional information authorized
- 32.8(476) Waivers
- 32.9(476) Procedural matters

CHAPTER 33

NONUTILITY ACTIVITIES—RECORD KEEPING AND COST ALLOCATIONS

- 33.1(476) Applicability
- 33.2(476) Definitions
- 33.3(476) Availability of records
- 33.4(476) Costing methodology
- 33.5(476) Cost allocation manuals
- 33.6(476) Standards for costing service transfers within a regulated subsidiary or utility
- 33.7(476) Standards for costing asset transfers within a regulated subsidiary or utility

CHAPTER 34

NONUTILITY SERVICE

- 34.1(476) Statement of purpose
- 34.2(476) Definition—nonutility service
- 34.3(476) Definition—systematic marketing effort
- 34.4(476) Engaged primarily in providing the same competitive nonutility services in the area—defined
- 34.5(476) Charges permitted
- 34.6(476) Procedures for utilization of billing and collection system
- 34.7(476) Complaints

CHAPTER 35

ENERGY EFFICIENCY PLANNING AND COST REVIEW

- 35.1(476) Policy and purpose
- 35.2(476) Definitions
- 35.3(476) Applicability
- 35.4(476) Schedule of filings
- 35.5 Reserved
- 35.6(476) Procedures
- 35.7(476) Waivers
- 35.8(476) Assessment of potential and energy efficiency plan requirements
- 35.9(476) Additional requirements for electric utilities
- 35.10(476) Additional requirements for gas utilities
- 35.11(476) Additional filing requirements
- 35.12(476) Energy efficiency cost recovery
- 35.13(476) Prudence review
- 35.14(476) New structure energy conservation standards
- 35.15(476) Exterior flood lighting

CHAPTER 36

ENERGY EFFICIENCY PLANNING AND REPORTING
FOR NON-RATE-REGULATED GAS AND ELECTRIC UTILITIES

- 36.1(476) Non-rate-regulated utilities
- 36.2(476) Definitions
- 36.3(476) Schedule of filings
- 36.4(476) Joint filing of plans
- 36.5(476) Energy efficiency plan requirements
- 36.6(476) Program selection criteria
- 36.7(476) New Structure energy conservation standards
- 36.8(476) Exterior flood lighting

CHAPTER 37

EQUIPMENT DISTRIBUTION PROGRAM

- 37.1(477C) Policy and purpose
- 37.2(477C) Program structure
- 37.3(477C) Eligibility
- 37.4(477C) Equipment
- 37.5(477C) Complaints

CHAPTER 38

LOCAL EXCHANGE COMPETITION

- 38.1(476) General information
- 38.2(476) Number portability
- 38.3(476) Interconnection requirements
- 38.4(476) Unbundled facilities, services, features, functions, and capabilities
- 38.5(476) Cost standards
- 38.6(476) Compensation for termination of telecommunications services
- 38.7(476) Mediation and arbitration

CHAPTER 39

UNIVERSAL SERVICE

- 39.1(476) Definition of terms
- 39.2(476) Eligible carrier requirements

- 39.3(476) Low-income connection assistance program (Link-Up) and low-income Lifeline assistance
- 39.4(476) Universal service support for schools and libraries
- 39.5(476) Quality of service reporting by eligible telecommunications carriers
- 39.6(476) Universal service certification

CHAPTER 40

COMPETITIVE BIDDING PROCESS

- 40.1(476) General information
- 40.2(476) Competitive resource acquisition procedure
- 40.3(476) Utility-build or lease cost estimates
- 40.4(476) Utility affiliate bids
- 40.5(476) Request for proposals (RFP)
- 40.6(476) Complaints

CHAPTER 41

Reserved

CHAPTER 42

CROSSING OF RAILROAD RIGHTS-OF-WAY

- 42.1(476) Definitions
- 42.2(476) Applicability and purpose
- 42.3(476) General notice and specification exhibit requirements and payment of fee
- 42.4(476) Emergency notice and repairs
- 42.5(476) Relocation of public utility facilities
- 42.6(476) Engineering standards for electric and communications lines
- 42.7(476) Engineering standards for pipelines
- 42.8(476) Liability
- 42.9(476) Insurance
- 42.10(476) Removal of equipment
- 42.11(476) Assignment
- 42.12(476) Prohibition against mechanic's liens
- 42.13(476) Taxes
- 42.14(476) Protection of signal systems
- 42.15(476) Safety regulations
- 42.16(476) Recording
- 42.17(17A,476) Complaints and petitions for relief—general information
- 42.18(17A,476) Filing of complaint or petition
- 42.19(17A,476) Presiding officer
- 42.20(17A,476) Answer
- 42.21(17A,476) Parties and appearances
- 42.22(17A,476) Procedural order and notice of hearing
- 42.23(17A,476) Discovery
- 42.24(17A,476) Hearing procedures
- 42.25(17A,476) Decision

CHAPTER 43

IOWA BROADBAND INITIATIVE

- 43.1(476) Authority and purpose
- 43.2(476) Definitions
- 43.3(476) Applicability
- 43.4(476) Procedures
- 43.5(476) Broadband initiative plan requirements

- 43.6(476) Upon completion of approved plan
- 43.7(17A) Confidentiality
- 43.8(476) Project reports

CHAPTER 44
CERTIFICATES OF FRANCHISE AUTHORITY FOR
CABLE AND VIDEO SERVICE

- 44.1(17A,476,82GA,SF554) Authority and purpose
- 44.2(17A,476,477A,82GA,SF2248) Definitions
- 44.3(17A,476,477A,82GA,SF2248) Certificate of franchise authority
- 44.4(17A,476,82GA,SF554) Notice to municipality and incumbent cable provider
- 44.5(17A,476,82GA,SF554) Conversion of municipal franchise by incumbent cable provider
- 44.6(17A,476,82GA,SF554) Filing fees