

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)	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) Reports to federal agencies
- 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
- 15.22(476) Small wind innovation zones

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 Reserved
- 16.7(476) Filing of 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
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
19.18(476)	Capital infrastructure investment automatic adjustment mechanism

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 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

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 Reserved
 22.6(476) Standards of quality of service
 22.7(476) Protective measures
 22.8 to 22.11 Reserved
 22.12(476) Content of wholesale tariff filings proposing rate changes
 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 and 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

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 and pole attachment procedures
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

Reserved

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 Reserved
- 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 orders
- 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 NATURAL GAS AND ELECTRIC UTILITIES NOT REQUIRED TO BE RATE-REGULATED

36.1(476)	Utilities not required to be rate-regulated
36.2(476)	Definitions
36.3(476)	Initial energy efficiency plan filing
36.4	Reserved
36.5(476)	Energy efficiency report and plan update requirements
36.6(476)	Joint filing of initial energy efficiency plans or energy efficiency reports
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)	Authority and purpose
39.2(476)	Definition of terms
39.3(476)	Applying for designation as an eligible telecommunications carrier
39.4(476)	Lifeline-only applicants
39.5(476)	Service area
39.6(476)	Universal service support for low-income consumers (Lifeline program and Tribal Link Up program)
39.7(476)	Schedule of filings
39.8(476)	Relinquishment of ETC designation

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
Reserved

CHAPTER 44
CERTIFICATES OF FRANCHISE AUTHORITY FOR
CABLE AND VIDEO SERVICE

44.1(17A,476,477A)	Authority and purpose
44.2(17A,476,477A)	Definitions
44.3(17A,476,477A)	Certificate of franchise authority
44.4(17A,476,477A)	Notice to municipality and incumbent cable provider
44.5(17A,476,477A)	Conversion of municipal franchise by incumbent cable provider
44.6(17A,476,477A)	Revocation of certificates, termination of service, reinstatement of previously terminated municipal franchises

- 44.7(17A,476,477A) Renewal of certificate of franchise authority
- 44.8(17A,476,477A) Assessment of board costs

CHAPTER 45

ELECTRIC INTERCONNECTION OF DISTRIBUTED GENERATION FACILITIES

- 45.1(476) Definitions
- 45.2(476) Scope
- 45.3(476) Technical standards
- 45.4(476) Interconnection requests
- 45.5(476) General requirements
- 45.6(476) Lab-certified equipment
- 45.7(476) Determining the review level
- 45.8(476) Level 1 expedited review
- 45.9(476) Level 2 expedited review
- 45.10(476) Level 3 expedited review
- 45.11(476) Level 4 review
- 45.12(476) Disputes
- 45.13(476) Records and reports