

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)	Documents filed with the utilities board
2.2(17A,474)	Forms

CHAPTER 3

RULE MAKING

3.1(17A,474)	Purpose and scope
3.2(17A,474)	Initial stakeholder input
3.3(17A,474)	Petition for adoption of rules
3.4(17A,474)	Commencement of proceedings
3.5 and 3.6	Reserved
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	Reserved
4.3(17A)	Intervention
4.4(17A)	Briefs
4.5	Reserved
4.6(17A)	Service and filing of petitions and other documents
4.7(17A)	Informal meeting
4.8	Reserved
4.9(17A)	Refusal to issue order
4.10 and 4.11	Reserved
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) General inquiries
- 6.2(476) Informal complaint procedures
- 6.3(476) Processing the informal complaint
- 6.4(476) Proposed resolution of an informal complaint
- 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 EVALUATION

- 29.1(476) Policy and purpose
- 29.2(476) Efficiency considered in a complaint or rate case proceeding
- 29.3(476) Management efficiency evaluation
- 29.4(476) Rewards and penalties

CHAPTER 30
RENEWABLE ENERGY PERCENTAGE VERIFICATION

- 30.1(476) General information
- 30.2(476) Process for verification
- 30.3(476) Reasonableness and prudence of REC retirement
- 30.4(476) Renewable energy claims

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) Purpose
- 37.2(477C) Program structure
- 37.3(477C) Equipment
- 37.4(477C) Application process and eligibility
- 37.5(477C) Voucher system
- 37.6(477C) Complaints

CHAPTER 38

LOCAL EXCHANGE COMPETITION

- 38.1(476) General information
- 38.2 Reserved
- 38.3(476) Interconnection requirements
- 38.4(476) Unbundled facilities, services, features, functions, and capabilities
- 38.5(476) Cost standards
- 38.6(476) Terminating access charge complaints
- 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