

**PROPOSED REGULATION OF THE  
PUBLIC UTILITIES COMMISSION OF NEVADA**

**LCB FILE NO. R044-21I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 09/29/2021**

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July 16, 2021

EXPLANATION – Matter in *italics* is new; matter in brackets ~~fomitted material~~ is material to be omitted.

**Section 1.** NAC 704.9492 is hereby amended to read as follows:

NAC 704.9492 1. A utility shall file, as part of its resource plan, the methodology for estimating the rates for long-term avoided cost of the utility, including the capacity and energy components. The rates for long-term avoided cost must be based upon the utility's preferred plan and be consistent with 18 C.F.R. § 292.304(a), (b), (c) and (e).

2. *The utility shall file as part of its resource plan the data for avoided costs required by 18 C.F.R § 292.302(b).*

~~The estimated rate for long-term avoided cost must be established for various sizes of megawatt blocks, except that:~~

~~—(a) If the utility has a peak demand of at least 1,000 megawatts, the stated blocks must not exceed 100 megawatts; and~~

~~—(b) If the utility has a peak demand of less than 1,000 megawatts, the stated blocks must not exceed 10 percent of the system peak.~~

~~3. The components for estimated long-term avoided cost capacity and energy rate must be stated on a cents per kilowatt-hour basis for daily and seasonal peak and off-peak periods and in such a manner that rates for various contract periods may be calculated.~~

*The utility shall maintain for public inspection the data for long-term avoided costs consistent with 18 C.F.R. § 292.302(b). Notwithstanding the filing of the avoided costs data to filed with its resource plan, the data for long-term avoided costs consistent with 18 C.F.R. § 292.302(b) shall be filed with the Commission at least once every two years*

~~[At a minimum, the utility shall provide estimated rates for long-term avoided cost for a 20-year contract and the long-term avoided cost by year for 5-years commencing in the year following the filing of the resource plan.]~~

4. In developing the estimated rates for long-term avoided cost, the proposed rates must not be applied to ~~[renewable energy or to]~~ energy that is subject to the qualified energy recovery process as defined in [NRS 704.7809](#).

5. The utility shall specify its proposed limits concerning the availability of the rates for long-term avoided cost.

6. The resource plan of the utility must include the analyses and calculations used to determine the proposed rates.

7. The resource plan must include a description of the methodology that will be used to derive the rates for long-term avoided costs from the solicitation of proposals performed pursuant to subsection 5 of [NAC 704.9496](#).