



**Federal Energy Regulatory  
Commission**



**Idaho  
Public Utilities Commission**

December 24, 2013

Contacts: Mary O'Driscoll, FERC (202) 502-8680

Gene Fadness, Idaho PUC (208) 334-0399

### **FERC, Idaho PUC Sign Agreement on PURPA**

The Federal Energy Regulatory Commission (FERC) and the Idaho Public Utilities Commission (Idaho PUC) today signed a Memorandum of Agreement under which they will dismiss their court claims related to interpretation and enforcement of the Public Utility Regulatory Policies Act (PURPA).

The case involved several PURPA-related wind contracts in Idaho. Under the agreement, the Idaho PUC acknowledges that a legally enforceable obligation may be incurred prior to the signing of a contract. The agreement reflects that PURPA establishes a program of cooperative federalism, with FERC establishing regulations and states implementing them in a manner that accommodates local conditions. FERC will withdraw its complaint filed against the Idaho PUC, and the PUC will withdraw any of its pending claims.

"This agreement will allow FERC and Idaho to focus on our continued cooperation in implementing PURPA, and to use our resources there rather than litigating points in court," Acting FERC Chairman Cheryl LaFleur said.

"The Idaho Commission is gratified with this outcome," said Idaho Commission President Paul Kjellander. "With this matter behind us, we would hope that we can work with FERC more closely in the spirit of cooperative federalism."