



# FACTS

March 15, 2018

FERC Actions Regarding

Tax Cuts and Jobs Act of 2017

## Notice of Inquiry for All Commission-Jurisdictional Rates

The Commission seeks comment on the effect of the Tax Cuts and Jobs Act on Commission-jurisdictional rates, including rates of public utilities, interstate natural gas pipelines, and oil pipelines.

- **E-1, *Inquiry Regarding the Effect of the Tax Cuts and Jobs Act on Commission-Jurisdictional Rates***, Docket No. RM18-12-000.

### Electricity

#### Show-Cause Orders

The Commission, under section 206 of the Federal Power Act and Rule 209(a) of the Commission's Rules of Practice and Procedure, directs 48 individual public utilities with stated transmission rates or transmission formula rates with a fixed line item of 35 percent for the federal income tax component either (1) to propose revisions to its transmission rates under its open access transmission tariff or transmission owner tariff on file with the Commission, or (2) to show cause why it should not be required to do so.

- **E-2, *Alcoa Power Generating Inc.—Long Sault Division, et al.***, Docket No. EL18-72-000, *et al.*
- **E-3, *AEP Appalachian Transmission Company, Inc., et al.***, Docket No. EL18-62-000, *et al.*

#### Waivers

- **E-7, *Xcel Energy Services Inc.***, Docket No. ER18-840-000. The Commission grants Xcel Energy's request (on behalf of Public Service Company of Colorado, PSCo) for waiver of certain provisions of the formula rate protocols in PSCo's tariffs for rate year 2018 to reflect the recent tax law changes.
- **E-8, *MISO Transmission Owners***, Docket No. ER18-783-000. The Commission grants certain MISO transmission owners' request for waiver of certain provisions of the formula rate protocols in MISO's Open Access Transmission, Energy and Operating Reserve Markets Tariff for rate year 2018 to reflect the recent tax law changes.

### Natural Gas Pipelines

#### Notice of Proposed Rulemaking

The Commission proposes how to determine which jurisdictional natural gas pipelines may be collecting unjust and unreasonable rates in light of the recent reduction in the corporate income tax rate in the Tax Cuts and Jobs Act of 2017 and changes to the Commission's income tax allowance policies following the *United Airlines, Inc. v. FERC* decision.

- **G-1, *Interstate and Intrastate Natural Gas Pipelines; Rate Changes Relating to Federal Income Tax Rate***, Docket No. RM18-11-000.

#### Section 5 rate cases

The Commission initiated investigations under section 5 of the Natural Gas Act to determine whether these pipelines' rates are just and reasonable.

- **G-8, *Dominion Energy Overthrust Pipeline, LLC***, Docket No. RP18-442-000.
- **G-9, *Midwestern Gas Transmission Company***, Docket No. RP18-441-000.

## Oil Pipelines

### MLP Income Tax Allowance

The Commission will address tax changes for the oil pipelines it regulates in the 2020 five-year review of the oil pipeline index level. The Commission will no longer allow master limited partnership (MLP) interstate natural gas pipeline and oil pipelines to recover an income tax allowance in cost of service rates.

- G-2, *Inquiry Regarding the Commission's Policy for Recovery of Income Tax Costs*, Docket No. PL17-1-000.
- G-3, *SFPP, L.P.*, Docket No. IS08-390-008 & -009.