

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of	)	DOCKET UE-100176
	)	
AVISTA CORPORATION,	)	ORDER 02
	)	
Petitioner,	)	
	)	
Petition of Avista Corporation to	)	
Amend Order 01 of Docket	)	ORDER GRANTING PETITION
UE-100176	)	TO AMEND PRIOR ORDER
.....	)	

**BACKGROUND**

- 1 On February 1, 2012, Avista Corporation (Avista or Company) filed with the Washington Utilities and Transportation Commission (Commission) a petition to amend Order 01 of Docket UE-100176. In Order 01, the Commission approved Avista’s 2010-2019 ten-year achievable conservation potential and 2010-2011 biennial conservation target under RCW 19.285.040, subject to conditions. The conditions are contained in Paragraphs 58 through 67 (ordering Paragraphs 2 through 11) of Order 01.
- 2 Under Paragraph 64 (Ordering Paragraph 8), “Required Reports and Filings,” of Order 01, Avista must file various reports with the Commission. Specifically, Subsections (g) and (h) provide:
  - (g) 2011 Annual Report on Conservation Acquisition, including an evaluation of cost-effectiveness, by March 31, 2012.
  - (h) Two-year report on conservation program achievement by June 1, 2012. This filing is the one required in WAC 480-109-040(1) and RCW 19.285.070, which require that the report also be filed with the Washington Department of Commerce.
- 3 Avista requests to remove Subsection (g) requiring a 2011 Annual Report on Conservation Acquisition to be filed by March 31, 2012. Further, the amendment would expand Subsection (h) to require the two year report on conservation due by June 1, 2012, to include “verified savings and an evaluation of cost effectiveness.” Avista believes that a single report based on verified savings filed on June 1, 2012 will promote increased accuracy and administrative efficiency. Avista points out that this June 1, 2012, date would also be consistent with Order 05 in Dockets UE-110876 and

UG-110877, which requires Avista to file testimony and supporting evidence on June 1, 2012, in separate dockets to demonstrate the prudence of its electric and natural gas demand-side-management expenditures for the prior two years.

- 4 Commission Staff has reviewed the request and recommends granting Avista's Petition to Amend Order 01. Staff agrees with Avista's assessment of the amendment. Staff regards a report based on verified savings as a more reliable depiction of the performance of Avista's conservation programs than an unverified report. Staff agrees with Avista's request to amend Order 01 by removing Ordering Paragraph 8(g).

### FINDINGS AND CONCLUSIONS

- 5 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate the rates, rules, regulations, practices, accounts, securities, transfers of property and affiliated interests of public service companies, including electric companies. *RCW 80.01.040, RCW 80.04, RCW 80.08, RCW 80.12, RCW 80.16 and RCW 80.28.* The Commission has authority to determine investor-owned utilities' compliance with RCW 19.285.
- 6 (2) Avista is engaged in the business of providing electric services within the state of Washington and is a public service company subject to Commission jurisdiction. Avista is a qualifying investor-owned electric utility under RCW 19.285.030.
- 7 (3) Avista is subject to Order 01 of Docket UE-100176.
- 8 (4) The Commission has authority to modify its prior orders. *RCW 80.04.210; WAC 480-07-875.*
- 9 (5) This matter came before the Commission at its regularly scheduled meeting on February 23, 2012.
- 10 (6) After review of the petition filed in Docket UE-100176 by Avista on February 1, 2012, and giving due consideration, the Commission finds that the amendment is in the public interest and is consistent with the purposes underlying the applicable statutes and regulations and should be granted.

**ORDER**

**THE COMMISSION ORDERS:**

- 11 (1) After the effective date of this Order, Avista Corporation is granted the amendment to Order 01 of Docket UE-100176.
- 12 (2) Ordering Paragraph (8)(g) of Order 01 is deleted.
- 13 (3) Ordering Paragraph (8)(h) of Order 01 is renumbered (8)(g), and is revised to read as follows:
- Avista Corporation must file a two-year report on conservation program achievement by June 1, 2012, including verified savings and an evaluation of cost effectiveness. This filing is the one required in WAC 480-109-040(1) and RCW 19.285.070, which require that the report also be filed with the Washington Department of Commerce.
- 14 (3) The Commission retains jurisdiction over the subject matter and Avista Corporation to effectuate the provisions of this Order.

The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective February 23, 2012.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary