**UTC Comment form for Energy Independence Act Rulemaking, WAC 480-109, Docket UE-131723**

Submit this form by 5 PM Monday, Nov. 26, 2013 via the Commission’s Web portal at [www.utc.wa.gov/e-filing](http://www.utc.wa.gov/e-filing) or by e-mail to **records@utc.wa.gov****.**

Comments on behalf of: PacifiCorp Commenter: Teri Ikeda E-mail: Teri.Ikeda@PacifiCorp.com Phone: (503) 813-6848

In the first column, fill in the section or subsection of interest in the rule. In the next columns provide the specific text, proposal for change, and rationale.

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| Comment 1 | Current Text | Proposed Text | Rationale for proposed change |
| Regarding WAC 480-109-007(9) | (9) "Eligible renewable resource" means:(a) Electricity from a generation facility powered by a renewable resource other than fresh water that commences operation after March 31, 1999, where:(i) The facility is located in the Pacific Northwest; or(ii) The electricity from the facility is delivered into Washington state on a real-time basis without shaping, storage, or integration services; or(b) Incremental electricity produced as a result of efficiency improvements completed after March 31, 1999, to hydroelectric generation projects owned by a qualifying utility and located in the Pacific Northwest or to hydroelectric generation in irrigation pipes and canals located in the Pacific Northwest, where the additional generation in either case does not result in new water diversions or impoundments. | (9) "Eligible renewable resource" means:(a) Electricity from a generation facility powered by a renewable resource other than fresh water that commences operation after March 31, 1999, where:(i) The facility is located in the Pacific Northwest; or(ii) The electricity from the facility is delivered into Washington state on a real-time basis without shaping, storage, or integration services; or(b) Incremental electricity produced as a result of efficiency improvements completed after March 31, 1999, to hydroelectric generation projects owned by a qualifying utility and located in the Pacific Northwest or to hydroelectric generation in irrigation pipes and canals located in the Pacific Northwest, where the additional generation in either case does not result in new water diversions or impoundments. (c) Qualified biomass energy; or(d) For a qualifying utility that serves customers in other states, electricity from a generation facility powered by a renewable resource other than freshwater that commences operation after March 31, 1999, where: (i) The facility is located within a state in which the qualifying utility serves retail electrical customers; and (ii) the qualifying utility owns the facility in whole or in part or has a long-term contract with the facility of at least twelve months or more. | Senate Bill 5575Senate Bill 5400 |