

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 or by e-mail to records@utc.wa.gov.

Comments on behalf of: **RNP & NW Energy Coalition** Commenters: **Megan Decker & Danielle Dixon** E-mail: megan@rnp.org danielle@nwenergy.org

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.

Comment 1 (p.1)	Current Text	Proposed Text	Rationale for proposed change
WAC 480-109-007	Definitions	*Consider deleting definitions that merely repeat statutory definitions **Define WREGIS	*Fewer future inconsistencies and amendment needs **Consistency with Commerce designation of WREGIS
Comment 2 (pp. 2-3)	Current Text	Proposed Text	Rationale for proposed change
*WAC 480-109-030	*1% no load growth	*Add text re coal transition power	*Statutory change (2013)
**WAC 480-109-040 (or other location)	**none	**Add text re reporting biomass energy	**Statutory change (2012) + consistency with Commerce proposal
Comment 3 (pp. 3-6)	Current Text	Proposed Text	Rationale for proposed change
*Add new WAC 480-109-035	*None	*New section describing content of two-step compliance review	*Include in rules the practical accommodation between the January 1 compliance date and the 3-year REC generation period adopted by Order
**WAC 480-109-040(1)	**Reporting and public disclosure	**Clearly describe that June 1 target year report must cover activities undertaken in preceding year to meet January 1 target year compliance date	**Improve consistency between rules and utility reports; consistency with Commerce template
***WAC 480-109-040(1)(d)	***Uses term “current year”	***Eliminate (or enforce) unused subsection	***Subsection requiring forward looking report on activities toward next January 1 target has never been used
****WAC 480-109-040(2)	****Procedure for compliance review	****Move to own section for greater visibility of review procedures	****Improve transparency by separating compliance review procedure from public reporting section
Comment 4 (p. 6)	Current Text	Proposed Text	Rationale for proposed change
WAC 480-109-030 & WAC 480-109-040(1)(c)	“Instead of meeting its annual”	“Instead of <u>fully</u> meeting its annual”	Eliminate potentially confusing language about consequences of triggering alternative compliance mechanism
Comment 5 (pp. 6-7)	Current Text	Proposed Text	Rationale for proposed change
New section	WAC 480-109-007(9)(b) barely expands on statute re hydro	Describe and set requirements for hydro efficiency methodologies, with preference	Provide visibility into conclusions reached in Orders

	efficiency	for methods using annual flow/generation and strict parameters for methods that do not.	
Comment 6 (pp. 7-8)	Current Text	Proposed Text	Rationale for proposed change
WAC 480-109-030(1)	Barely expands on statute re incremental cost	Define incremental cost methodology standards, if resources allow	Improving consistency of underlying analysis will improve public information on costs of policy
Comment 7 (pp. 8-9)	Current Text	Proposed Text	Rationale for proposed change
Various	None	*Add section codifying conclusion from Order in U-111663 **Add section codifying conclusion from Order in U-121165 ***Add rule provisions to implement certain paragraphs 132 and 63, 67, 133 from Order 04 in UE-100177	Improve visibility of substantive Commission conclusions reached in Orders
Comment 8 (pp. 9-10)	Current Text	Proposed Text	Rationale for proposed change
WAC 480-109-010(1)(b)(ii), (3)(b) and (3)(c)	References to conservation calculator	Eliminate conservation calculator option	Broad agreement that IRPs are better alternative for relevant utilities
Comment 9 (p. 10)	Current Text	Proposed Text	Rationale for proposed change
		Clarify ability to count codes and standards changes	Encourage utility support for new code and standard adoption
Comment 10 (p. 10)	Current Text	Proposed Text	Rationale for proposed change
		Clarify ability to count savings from behavioral change programs	Programs and evaluation/measurement techniques have progressed considerably from when rules first adopted.
Comment 11 (pp. 10-11)	Current Text	Proposed Text	Rationale for proposed change
WAC 480-109-010		Address utility options should RTF change unit energy savings values mid-biennium	Establish consistent practice
Comment 12 (p. 11)	Current Text	Proposed Text	Rationale for proposed change
		Incorporate into rules key provisions from conditions lists (i.e., long-term conditions common to all utilities)	Improved visibility and durability of solutions negotiated with conservation advisory groups
Comment 13 (p. 12)	Current Text	Proposed Text	Rationale for proposed change
*WAC 480-109-020(4) **WAC-480-109-040	* “real-time basis without shaping” **no guidance re documentation re old or first-growth forests	None at this time	Placeholder for topics addressed during 2007 rulemaking that did not reach resolution, but are not a priority for resolution this round either