

Sections, Conditions and Passages That Require Commission Modifications

Consistent with General Order R-578, Section V, paragraph 146, in Docket No UE-131723, Order Amending, Adopting, and Repealing Rules Permanently, which states:

Utilities must review Commission orders that discuss the requirements we adopt in WAC 480-109 and determine if those orders are in compliance with the rules adopted in the order. If a utility determines that a prior Commission order that currently imposes a requirement on that utility conflicts with the adopted rules, that utility must petition the Commission for modification of that order within 30 days of the effective date of the rules.

PSE has reviewed the current Commission Orders that outline PSE's conservation requirements and will file a petition with the Commission by May 12, 2015 to modify eight passages in two Orders. Specifically:

- 1) In the Agreed Conditions for Approval of Puget Sound Energy, Inc.'s 2010-2011 Biennial Electric Conservation Targets Under RCW 19.285, Docket No. UE-011570, Section A.3, sentence 3 indicates:

“[...] RCW 19.285.040(1) and **WAC 480-109-010** require utilities to identify achievable cost-effective conservation potential using methodologies consistent with those used by the Northwest Power and Conservation Council (“Council”).”

PSE will petition the Commission to modify this sentence to now reference WAC 480-109-100(1)(a)(i) Identify potential. (There *is* another WAC reference in Section C.5, but it only indicates “...and WAC 480-109...”, so there is no need to update the specific reference.)

The remaining revisions all apply to Appendix A of Order 01, Docket No UE-132043.

- 2) Condition (3)(a)(ii) currently indicates:

(The Advisory Groups shall address but are not limited to the following issues:) Development of conservation potential assessments under RCW 19.285.040(1)(a) and **WAC 480-109-010(1)**.

PSE will petition the Commission to revise the sentence to reference WAC 480-109-110(1)(e).

- 3) Condition (3)(c) currently indicates:

Except as provided in Paragraph (8) below, Puget Sound Energy will provide the CRAG an electronic copy of all tariff filings related to programs funded by the Electric Conservation Service Rider that Puget Sound Energy plans to submit to the Commission at least two months before any proposed effective date. **When extraordinary circumstances dictate, Puget Sound Energy may provide the CRAG with a copy of a filing concurrent with the Commission filing.** This condition does not apply to a general rate case filing.

PSE will petition the Commission to modify the highlighted sentence with language extracted from WAC 480-109-110(3):

Except for the conservation cost recovery adjustment filing required in WAC 480-109-130, a utility must provide its conservation advisory group an electronic copy of all conservation filings that the utility intends to submit to the commission (sic) at least thirty days in advance of the filing.

4) Condition (8)(a) currently indicates:

By December 1, of each even-numbered year, the following year's Annual Conservation Plan (ACP), containing any changes to program details and an annual budget with a requested acknowledgement date of January 1, of that following year. The Annual Conservation Plan may be acknowledged by placement on the Commission's No Action Open Meeting agenda. **A draft will be provided to the CRAG by November 1, of the even-numbered year.**

PSE will petition the Commission to modify the highlighted sentence with language extracted from WAC 480-109-120(2):

On or before November 15th of each even-numbered year, a utility must file with the commission, in the same docket as its current biennial conservation plan, an annual conservation plan containing any changes to program details and annual budget.

The highlighted sentence is no longer required, as this stipulation is addressed in WAC 480-109-110(3).

5) Condition (8)(c) currently indicates:

Revisions to cost recovery tariff (Schedule 120) **by March 1 each year**, with requested **effective date of May 1** of that same year.

PSE will petition the Commission to revise the filing date to "by June 1 each year", consistent with WAC 480-109-130.

6) Condition (8)(e) currently indicates:

Two-year report on conservation program achievement (Biennial Conservation Report, or BCR) by June 1, every even year. 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.

PSE will petition the Commission to revise the highlighted reference to WAC 480-109-120(4).

7) Condition (9)(a) currently indicates:

Puget Sound Energy must consult with the Advisory Groups on the scope and design of a 10-year conservation potential analysis, which shall be completed by November 1, 2015. See RCW 19.285.040(1)(a); **WAC 480 109 010(1)**.

PSE will petition the Commission to revise the highlighted reference to WAC 480-109-110(1)(e).

8) Condition (9)(b) currently indicates:

Puget Sound Energy must consult with the Advisory Groups starting no later than July 1, 2015, to begin to identify achievable conservation potential for 2016-2025 and to begin to set annual and biennial targets for the 2016-2017 biennium, including necessary revisions to program details. See RCW 19.285.040(1)(b); **WAC 480 109 010(2) and (3)**.

PSE will petition the Commission to revise the highlighted reference to WAC 480-109-100(2) and (3).