

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of

AVISTA CORPORATION,

Report Identifying Its 2014-2023 Ten-Year
Achievable Electric Conservation Potential
and Its 2014-2015 Electric Biennial
Conservation Target Under RCW
19.285.040 and WAC 480-109-120

DOCKET UE-132045

PETITION TO MODIFY ORDER AND
ASSOCIATED CONDITIONS TO
COMPLY WITH NEWLY ADOPTED
RULES

I. INTRODUCTION

1 Pursuant to WAC 480-07-370, WAC 480-07-875 and General Order R-578 in
Docket UE-131723, Order Amending, Adopting, and Repealing Rules Permanently, Avista
Corporation's dba Avista Utilities ("Avista" or "the Company") petitions the Commission to
modify certain provisions of Attachment A to Order 01 in Docket UE-132045 to be
consistent with amended rules approved by the Commission in General Order R-578.

2 Avista Utilities is engaged in the business of providing electric and natural gas
service within the State of Washington as a public service company and is subject to the
regulatory authority of the Commission as to its retail rates, service, facilities and practices.

Please direct all correspondence related to this Petition as follows:

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PETITION TO MODIFY ORDER

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3 The following rules or statutes may be brought into issue by this Petition: RCW
80.01.040, WAC 480-07-370, and WAC 480-07-875.

II. THE COMMISSION SHOULD MODIFY ITS PAST ORDER

4 In Docket UE-131723, the Commission convened a rule making to consider whether
the Commission should modify rules in chapter 480-109 WAC to implement statutory
changes and provisions of RCW 19.285, the Energy Independence Act. The Commission
convened workshops and solicited written comments from stakeholders with respect to
proposed revisions to the rules. On March 12, 2015, the Commission entered General Order
R-578, Order Amending, Adopting, and Repealing Rules Permanently.

5 Avista, along with Commission Staff have reviewed the Order and requests
modification of the following to comply with the rules adopted by the Commission in Order
R-578 with respect to the Energy Independence Act:

- **In the header, make the following change:**

In the matter of
AVISTA CORPORATION
Report Identifying Its 2014-2023 Ten-Year Achievable Electric Conservation
Potential and Its 2014-2015 Electric Biennial Conservation Target Under RCW
19.285.040 and WAC 480-109-~~010~~120

- **In paragraph 2, make the following changes:**

The Washington Utilities and Transportation Commission (Commission) promulgated rules implementing the EIA. These rules further require that, ~~“On or before November 1st of every odd-numbered year, each utility must file with the commission a biennial conservation plan that must include January 31, 2010, and every two years thereafter, each utility must file with the commission a report identifying its ten-year achievable conservation potential and its biennial conservation target.”~~³ Upon conclusion of the commission its review of the utility’s biennial report or plan, “the Commission will issue a decision accepting or rejecting the calculation of the utility’s conservation ~~determine whether to approve, approve with conditions, or reject the utility’s ten year achievable conservation potential and biennial-conservation target.~~⁴

- **In footnote 6, make the following changes:**

As required by WAC 480-109-~~100(2)(b)~~010(3)(b), Avista used its 2013 Integrated Resource Plan as the basis for its calculations.

³ WAC 480-109-~~120(1)~~010(3).

⁴ WAC 480-109-~~120(1)~~010(3).

In paragraph 14, make the following changes:

Under RCW 19.285.040(1)(e), the Commission has authority to “rely on its standard practice for review and approval of investor-owned utility conservation targets.” WAC 480-109-~~120010~~ guides investor-owned utilities’ compliance with RCW 19.285.040(1). Specifically, WAC 480-109-~~120(5)(b)010(4)(e)~~ provides that:

Upon conclusion of the commission review of the utility’s biennial report or plan, the commission will issue a decision accepting or rejecting the calculation of the utility’s conservation target., ~~the commission will determine whether to approve, approve with conditions, or reject the utility’s ten-year achievable conservation potential and biennial conservation target.~~

In paragraph 19, make the following change:

The Commission has adopted WAC 480-109-~~120010~~ to implement RCW 19.285.040(1).

In paragraph 22 (5), make the following changes:

The Commission concludes that Avista has satisfied the conservation advisory group ~~Staff and public~~ participation requirements of WAC 480-109-~~110010(3)~~ and Order 01 in Docket UE-111882 in developing its 2014-2023 ten-year conservation potential and 2014-2015 biennial conservation target.

In paragraph 23 (6), make the following changes:

Avista’s 2014-2023 ten-year achievable conservation potential is consistent with RCW 19.285.040(1) and WAC 480-109-~~100(2)010(1)~~. Avista’s 2014-2015 biennial conservation target, as revised to capture OPower Home Energy Report

conservation savings, is consistent with RCW 19.285.040(1) and WAC 480-109-~~100(3)~~~~010(2)~~.

In paragraph 25 (8), make the following change:

After reviewing Avista's 2014-2015 Biennial Conservation Plan, and giving due consideration to all relevant matters and for good cause shown, the Commission finds it is in the public interest to approve with conditions, Avista's ten-year achievable conservation potential and revised biennial conservation target, as authorized by RCW 19.285.040(1)(e) and WAC 480-109-~~120(5)~~~~010(4)~~.

6 Additionally, Avista requests modification of several provisions in Attachment A of Order 01 in Docket UE-132045 to comply with the rules adopted by the Commission in Order R-578 with respect to the Energy Independence Act, as set forth below:

- **In Condition (1) replace:**

“WAC 480-109-010(4)(c)” with “WAC 480-109-120(1)(iii-v)”

- **In Condition (3)(a)(ii) replace:**

“WAC 480-109-010(1)” with “WAC 480-109-100(2)”

- **In Condition (8)(e), replace:**

“WAC 480-109-040(1)” with “WAC 480-109-120(3)”

- **In Condition (9)(a), replace:**

“WAC 480-109-010(1)” with “WAC 480-109-100(2)”

- **In Condition (9)(b), replace:**

“WAC 480-109-010(2) and (3)” with “WAC 480-109-100(3) and WAC 480-109-120(1).”

- **In Condition (9)(a), replace:**

“WAC 480-109-010(1)” with “WAC 480-109-110(1)(e).”

- **In Condition (9)(b), replace:**

“WAC 480-109-010(2) and (3)” with “WAC 480-109-100(2) and (3).”

7 As shown above, the majority of the requested modifications correct for amended WAC citations. Additionally, some of the requested modifications update filing or notice dates based on requirements in the WAC that differ from those contained in Order 01 in Docket UE-132045.

III. CONCLUSION

8 For the reasons set forth above, Avista respectfully requests the Commission modify the orders as requested in this Petition.

DATED this 26th day of June 2015.

By: 

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Avista Corp.