

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of

PACIFICORP d/b/a PACIFIC POWER  
& LIGHT COMPANY

2020-2029 Ten-Year Achievable Electric  
Conservation Potential and 2020-2021  
Biennial Conservation Target Under  
RCW 19.285.040 and WAC 480-109-  
010

DOCKET UE-190908

ORDER 03

AMENDING ORDER 01

**BACKGROUND**

- 1 Under the Energy Independence Act (EIA or Act), electric utilities with 25,000 or more customers are required to set and meet energy conservation targets every two years.<sup>1</sup> The Washington Utilities and Transportation Commission (Commission) promulgated rules implementing the EIA, which further require that each utility must file a report with the Commission identifying its 10-year achievable conservation potential and its biennial conservation target every two years.<sup>2</sup>
- 2 On November 1, 2019, PacifiCorp d/b/a Pacific Power & Light Company (PacifiCorp or Company)<sup>3</sup> filed its 2020-2021 Biennial Conservation Plan (BCP or Plan) identifying a 2020-2029 ten-year achievable conservation potential of 509,495 megawatt-hours

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<sup>1</sup> RCW 19.285.040(a) requires each electric utility to identify its 10-year achievable cost-effective conservation potential using methodologies consistent with those used by the Pacific Northwest Electric Power and Conservation Planning Council in its most recently published regional power plan. At least every two years, a utility must also review and update its assessment for the subsequent 10-year period. RCW 19.285.040(b) requires each qualifying utility to establish and make publicly available a biennial acquisition target for cost-effective conservation consistent with its identification of achievable opportunities in RCW 19.285.040(a) and meet that target during the subsequent two-year period. At a minimum, each biennial target must be no lower than the qualifying utility's pro-rata share for that two-year period of its cost-effective conservation potential for the subsequent two-year period.

<sup>2</sup> WAC 480-109-120.

<sup>3</sup> On December 5, 2019, Pacific Power and Light Company filed a petition with the Commission changing its name to PacifiCorp d/b/a Pacific Power and Light Company.

(MWh) and a 2020-2021 biennial conservation target of 93,189 MWh.

3 On December 17, 2019, in Order 01 in Docket UE-190908, the Commission accepted PacifiCorp’s 2020-2029 Ten-Year Achievable Electric Conservation Potential of 509,495 MWh; 2020-2021 EIA Target of 93,189 MWh; 2020-2021 EIA Penalty Threshold of 86,979 MWh; and 2020-2021 Decoupling Penalty Threshold of 4,660 MWh. Attachment A to Order 01 also established Condition 3(f), which requires PacifiCorp to “provide the following information to the [demand-side management] Advisory Group: draft ten-year conservation potential and two-year target by August 2, 2021; draft program details, including budgets, by September 1, 2021; and draft program tariffs by October 1, 2021.”<sup>4</sup>

4 On April 1, 2021, PacifiCorp filed its final Integrated Resource Plan (Final IRP). This Final IRP was incomplete, missing key components such as a preferred portfolio and the identification of cost-effective conservation resources. On June 10, 2021, the Commission issued Order 02 in Docket UE-200420, requiring that PacifiCorp “shall file its complete Final IRP on or before September 1, 2021[...].”

5 On July 2, 2021, PacifiCorp filed to this docket a Motion to Amend Order 01 (Motion). In its Motion, PacifiCorp states, “The Company’s draft ten-year conservation potential and two-year target and draft program details, including budgets, are informed by the 2021 IRP. Specifically, the target setting process requires the identification of cost-effective, reliable, and feasible potential of possible technologies and conservation measures in the utility’s service territory.”<sup>5</sup> PacifiCorp therefore requests that the Commission amend Order 01 to allow the Company to provide its Demand Side Management Advisory Group (DSMAG) a draft ten-year conservation potential and two-year target by September 2, 2021, and draft program details, including budgets, by September 15, 2021.

6 PacifiCorp states, and Commission staff (Staff) confirms, that the Company discussed the request made in this Motion with its DSMAG on June 17, 2021. No concerns or objections were raised by advisory group members at that time.

7 Staff believes granting this Motion is in the public interest because it aligns the timelines in Order 01 in this docket with the Commission’s decision in Order 02 of Docket UE-200420 to require a completed Final IRP by September 1, 2021. Staff views granting this

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<sup>4</sup> Docket UE-190908, Order 01, Attachment A, at p. 2. Filed December 17, 2019.

<sup>5</sup> Docket UE-190908, PacifiCorp’s Motion to Amend Order 01, at ¶ 6. Filed July 2, 2021.

Motion as a necessary corollary to the Commission's prior decision in the IRP docket.

- 8 In Staff's view, the Company should first complete its Final IRP, which includes a forecasted estimate of cost-effective conservation resources across the planning horizon, thus enabling the Company's conservation team to produce a more finalized draft of the required ten-year cost-effective conservation potential for the DSMAG. Staff agrees with the Company that granting this Motion will enable PacifiCorp to "produce more accurate and meaningful program plans and details to evaluate and not waste Commission and stakeholder resources."<sup>6</sup>

### DISCUSSION

- 9 We agree with Staff's recommendation and grant PacifiCorp's Motion, thereby adopting the changes outlined in the Company's revised Attachment A, attached to the motion as Appendix A. The draft ten-year conservation potential and two-year target must be circulated to DSMAG members on or before September 2, 2021, and the draft program details, including budgets, must be provided to members on or before September 15, 2021.

### FINDINGS AND CONCLUSIONS

- 10 (1) The 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.
- 11 (2) PacifiCorp is an electric company and a public service company subject to Commission jurisdiction.
- 12 (3) On July 2, 2021, PacifiCorp filed a Motion to Amend Order 01 in Docket UE-190908. In the motion, the Company requested that two deadlines included in section 3(f) of Attachment A to Order 01 in this docket be adjusted to account for delays in the Company's integrated resource planning process.
- 13 (4) This matter was brought before the Commission at its regularly scheduled meeting on July 29, 2021.

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<sup>6</sup> Motion to Amend Order 01, at ¶ 7.

- 14 (5) After reviewing PacifiCorp's Motion and giving due consideration to all relevant matters and for good cause shown, the Commission finds that the Company's Motion should be granted and that the Order 01 should be amended as set forth in Attachment A to the Company's Motion.

**ORDER**

**THE COMMISSION ORDERS:**

- 15 (1) PacifiCorp d/b/a Pacific Power & Light Company's Motion is granted.
- 16 (2) PacifiCorp d/b/a Pacific Power & Light Company must circulate its draft ten-year conservation potential and two-year target to Demand Side Management Advisory Group members on or before September 2, 2021, and the draft program details, including budgets, must be provided to members on or before September 15, 2021.
- 17 (2) The Commission retains jurisdiction over the subject matter and PacifiCorp d/b/a Pacific Power & Light Company to effectuate the provisions of this Order.
- 18 The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Lacey, Washington, and effective July 29, 2021.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK L. JOHNSON  
Executive Director and Secretary