

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Advice Filing 10-03 of )  
PacifiCorp d/b/a Rocky Mountain Power for ) DOCKET NO. 10-035-T03  
Schedule No. 192 – Self-Direction Credit ) ORDER APPROVING TARIFF  
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ISSUED: April 22, 2010

By The Commission:

On February 23, 2010, PacifiCorp d/b/a Rocky Mountain Power (“Company”) submitted Advice No. 10-03 proposing modifications to Schedule No. 192 – Self-Direction Credit to combine and raise the current caps on participation levels allowed per year. The proposed tariff modifications would consolidate the caps or limits for two currently available credit types into one aggregate cap, which would be increased from \$1,600,000 to \$5,000,000. The Company requests an effective date for these changes of September 1, 2009.

The Division of Public Utilities (“Division”) filed a memorandum, dated March 18, 2010, recommending the Commission approve the proposed changes. The Division summarized the current program as follows:

“Eighty percent credits” and “fifty percent credits” are the two types of credits available through the Program. “Eighty percent credits,” which provide a credit against the DSM surcharge at eighty percent of the approved project’s eligible expenses, are referred to as Self-Direction Credits in Schedule 192. “Eighty percent credits” are currently capped at \$1,500,000 on an annual basis. “Fifty percent credits” are also available and, with a cap of \$100,000, are intended for customers when no additional cost-effective energy efficiency projects exist at the customer’s site. The Program originally included a third type of credit, identified as “transitional credits,” which was capped at \$400,000. This third type of credit was available for those customers who completed their projects prior to the implementation of the program. The eligibility period for the transitional credits has since passed. Thus, the currently available credits are capped at \$1,600,000.

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The Division recommends the changes be approved. It states:

The Division believes that the consolidation of the caps and increasing it to \$5,000,000 is reasonable and would not affect the cost effectiveness of the program, as is evidenced by the Company-provided, and Division verified, cost effectiveness tests. Therefore, the Division recommends the Commission approve the consolidation and increase of the caps.

The Division also reports that in violation of the current tariff the Company exceeded the cap for this program last year, and that not only did it fail to restrain the program spending it did not notify the Commission the cap had been met (exceeded) for the year. We also note that the Division recommended no sanctions be imposed, but rather that the Company should be reminded of its obligations. The Company is, of course, expected to follow approved tariffs. We direct the Company to establish internal procedures which will both prevent unauthorized levels of spending within this program and will provide a system to notify the Commission when the level of program participation brings the level of spending 90 percent of the cap for any given year.

Based upon the pleadings filed herein we approve the proposed changes to Schedule No. 192 filed by the Company on February 23, 2010.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. The Company's proposed changes to Schedule No. 192, filed February 23, 2010, are approved.

This Report and Order constitutes final agency action in this docket. Pursuant to Utah Code Ann. §§ 63-46b-12 and 54-7-15, agency review or rehearing of this order may be obtained by filing a request for review or rehearing with the Commission within 30 days after

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the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63-46b-14, 63-46b-16 and the Utah Rules of Appellate Procedure.

DATED at Salt Lake City, Utah, this 22<sup>nd</sup> day of April, 2010.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary

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