

DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER
COMMISSIONER SMITH
COMMISSIONER HANSEN
COMMISSION SECRETARY
COMMISSION STAFF**

FROM: DON HOWELL

DATE: JANUARY 5, 2004

**RE: IDAHO POWER'S PETITION TO CONSOLIDATE ITS ANNUAL DSM
PLAN AND ITS CONSERVATION PLAN INTO A SINGLE REPORT, CASE
NO. IPC-E-03-19**

On December 19, 2003, Idaho Power filed a Petition urging the Commission to modify the reporting requirements contained in two prior Commission Orders. In Order No. 22299 issued in January 1989, the Commission directed electric utilities to annually submit a "Conservation Plan" no later than April 15 of each year. In Order No. 29026 issued in May 2002, the Commission required Idaho Power to file an annual "DSM Plan" by January 30 each year. The DSM Plan details the Company's conservation activities including the Energy Efficiency Advisory Group's (EEAG) recommendations, the Company's responses to the EEAG recommendations; program costs; accounting and costs; and information on new DSM opportunities. Petition at 2.

THE PETITION

The Company requests that the Commission authorize the Company to consolidate its Conservation Plan and DSM Plan into a single report that would be filed annually. The Company maintains that consolidation of the information contained in these two plans would eliminate duplication and would be more efficient for the Company. *Id.* at 3. The Company asserts that consolidation would result in a single public report containing "all the information relating to Idaho Power's conservation and DSM efforts." *Id.*

If the Commission approves of consolidating the two plans, the Company suggests that the consolidated report be filed no later than March 15 of each year. This would provide the Company with sufficient time in which to retrieve year-end information on DSM activities and

audit the DSM tariff rider funds. If approved, Idaho Power would file its first consolidated report no later than March 15, 2004.

The Company also suggested that this matter be processed under Modified Procedure.

STAFF ANALYSIS

The Staff does not oppose the Company's Petition and believes that it is appropriate to consolidate the two separate reporting requirements. *Idaho Code* § 61-624 provides that the Commission may rescind, alter or amend any Order or decision made by the Commission. This section also provides that the affected utility must be notified and provided an opportunity "to be heard" before amending a prior Order. In this case, it is the utility requesting that the Commission amend two prior Orders.

The Staff also believes that it is appropriate to set the filing deadline no later than March 15 of each year, with the first report due no later than March 15, 2004.

Although the Company has suggested that this matter may be processed under Modified Procedure, the Staff believes that Modified Procedure is unnecessary. Because the Company seeks only procedural relief instead of substantive relief, the Staff believes that the Commission may simply grant the Petition. *See e.g.*, Procedural Rule 256.03, IDAPA 31.01.01.256.03.

COMMISSION DECISION

1. Does the Commission wish to process this matter under Modified Procedure or consider simply granting the procedural relief requested by the Company?
2. If no Modified Procedure, does the Commission believe it is appropriate to consolidate the DSM Plan and the Conservation Plan into a single report?
3. Does the Commission wish to have the consolidated report filed no later than March 15 annually?



Don Howell

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