

SB 5575 - S AMD 78

By Senators Keiser, Rockefeller

NOT ADOPTED 03/02/2011

1 On page 5, after line 8, insert the following:

2 "Sec. 3. RCW 19.285.080 and 2007 c 1 s 8 are each amended to read
3 as follows:

4 (1) The commission may adopt rules to ensure the proper
5 implementation and enforcement of this chapter as it applies to
6 investor-owned utilities.

7 (2) The department shall adopt rules concerning only process,
8 timelines, and documentation to ensure the proper implementation of
9 this chapter as it applies to qualifying utilities that are not
10 investor-owned utilities. Those rules include, but are not limited to,
11 rules associated with a qualifying utility's development of
12 conservation targets under RCW 19.285.040(1); a qualifying utility's
13 decision to pursue alternative compliance in RCW 19.285.040(2) (d) or
14 (i) or 19.285.050(1); and the format and content of reports required in
15 RCW 19.285.070. Nothing in this subsection may be construed to
16 restrict the rate-making authority of the commission or a qualifying
17 utility as otherwise provided by law.

18 (3) The commission and department may coordinate in developing
19 rules related to process, timelines, and documentation that are
20 necessary for implementation of this chapter.

21 (4)(a) Pursuant to the administrative procedure act, chapter 34.05
22 RCW, rules needed for the implementation of this chapter must be
23 adopted by December 31, (~~2007~~) 2011. These rules may be revised as
24 needed to carry out the intent and purposes of this chapter.

25 (b) Within six months of the adoption by the Pacific Northwest
26 electric power and conservation planning council of each of its
27 regional power plans, the department shall initiate rule making to
28 consider adopting any changes in methodologies used by the Pacific
29 Northwest electric power and conservation planning council that would

1 impact a qualifying utility's conservation potential assessment in
2 accordance with RCW 19.285.040(1).

3 (c) Within six months of the adoption by the Pacific Northwest
4 electric power and conservation planning council of each of its
5 regional power plans, the commission shall initiate rule making to
6 consider adopting any changes in methodologies used by the Pacific
7 Northwest electric power and conservation planning council that would
8 impact a qualifying utility's conservation potential assessment in
9 accordance with RCW 19.285.040(1).

10 (d) Rules adopted under (b) and (c) of this subsection must be
11 applied to the next biennial target that begins at least six months
12 after the adoption date of the rules."

13 Renumber the remaining section consecutively.

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14 On page 1, line 5 of the title, after "19.285.030" insert "and
15 19.285.080"

EFFECT: Requires the Department of Commerce and the Washington Utilities and Transportation Commission to update their rules when the Pacific Northwest Electric Power and Conservation Planning Council adopts a new power plan.

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