

CITIZEN POWER

Public Policy Research Education and Advocacy

January 6, 2011

Rosemary Chiavetta, Secretary
Pa. Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Implementation of the Alternative Energy Portfolio Standards Act of 2004:
Standards for the Participation of Demand Side Management Resources—Technical
Reference Manual Update; Doc. No. M-00051865**

Dear Secretary Chiavetta:

Enclosed for e-filing, are the Reply Comments of Citizen Power, in the above-referenced proceeding.

Should you have any questions, do not hesitate to contact me.

Respectfully Submitted,



Theodore Robinson
Counsel for Citizen Power

Enclosures

Cc: Gregory A. Shawley, CEEP – via electronic mail: gshawley@state.pa.us
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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Implementation of the Alternative Energy Portfolio
Standards Act of 2004: Standards for the Participation
of Demand Side Management Resources – Technical
Reference Manual 2011 Update

Docket No. M-00051865

REPLY COMMENTS OF CITIZEN POWER

Citizen Power is a regional nonprofit, public policy research, education and energy advocacy organization based in Pittsburgh. Since 1996, Citizen Power has worked for safe, clean and affordable energy. We would like to thank the Pennsylvania Public Utility Commission for the opportunity to submit reply comments in response to the comments filed by PECO Energy; the Office of the Consumer Advocate (“OCA”); the Energy Association of Pennsylvania (“Energy Association”); PPL Electric Utilities Corporation (“PPL”); Duquesne Light Company (“Duquesne Light”); West Penn Power Company d/b/a Allegheny Power (“Allegheny Power”); and Metropolitan Edison Company, Pennsylvania Electric Company, and Pennsylvania Power Company (“FirstEnergy”); on the proposed 2011 update to the Technical Reference Manual (“TRM”).

Citizen Power agrees with the general consensus that major changes to the TRM should not be sprung upon EDCs without allowing the EDCs to have enough time in order to adapt their EE&C Plans to the updated baseline data and savings levels. As a practical matter, the EDCs will need time to adjust their mix of measures in order to meet their statutory requirements under Act

129, and have those programs approved and implemented. In the view of Citizen Power, the main question is whether major changes to the TRM should be applied only to future EE&C Plans¹ or if these changes can be applied to current EE&C Plans' future years as long as enough time is allowed for Plan modification, approval, and implementation.² The application of major changes to the TRM solely to future EE&C Plans remedies the potential problem of an EDC facing a situation where they would have scheduled greater savings earlier in their EE&C Plan if they had known that savings in later years of the EE&C Plan would not be available to them because of major changes to the TRM. However, the cost of a blanket application of major TRM changes to only future EE&C Plans is that the opportunity to take into account updated baseline and savings data in designing modifications to existing EE&C Plans is lost. Citizen Power believes that further discussions by the stakeholders, as recommended by OCA, would be helpful in finding a workable solution that does not unfairly prejudice the EDC while allowing for the most efficient modification and implementation of current EE&C Plans.³

In a separate matter, Citizen Power agrees with the OCA's recommendation regarding segmenting baseline data used to identify savings for residential programs in order to reflect the different usage patterns of low income households.⁴ Many low income households may have older, less efficient appliances that when replaced will result in higher savings. Also, because

¹ This is the preferred method of PPL, FirstEnergy, Duquesne Light, Allegheny Energy, and the Energy Association. *Implementation of the Alternative Energy Portfolio Standards Act of 2004: Standards for the Participation of Demand Side Management Resources – Technical Reference Manual 2011 Update*, Docket No. M-00051865 Comments of PPL, December 27, 2010 at 47; Comments of FirstEnergy, December 27, 2010 at 5; Comments of Duquesne Light, December 23, 2010 at 2; Comments of Allegheny Energy, December 27, 2010 at 4; Comments of Energy Association, December 27, 2010 at 8-9.

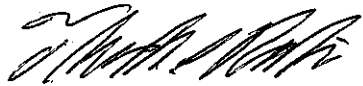
² This is the method suggested by PECO "a one year phase-in" and OCA "sufficiently in advance of the next program year filing to allow the EDC to make the necessary changes to the Plan." *Implementation of the Alternative Energy Portfolio Standards Act of 2004: Standards for the Participation of Demand Side Management Resources – Technical Reference Manual 2011 Update*, Docket No. M-00051865, Comments of PECO, December 22, 2010, at 2-3; Comments of OCA, December 23, 2010, at 6-7.

³ *Implementation of the Alternative Energy Portfolio Standards Act of 2004: Standards for the Participation of Demand Side Management Resources – Technical Reference Manual 2011 Update*, Docket No. M-00051865, Comments of OCA, December 23, 2010, at 6, footnote 3.

⁴ *Id.* at 3-5.

members of low income households may be at home throughout the day, they may have higher lighting and appliance use. EDCs should be able to capture these potentially higher levels of savings.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Theodore S. Robinson', written in a cursive style.

Theodore S. Robinson, Esquire
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