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INDA BURNS PROPOSED AMENDMENT NO. 1

TIME/DATE PREPARED: December 17, 2014

ORIGINAL

COMPANY: Rulemaking to Modify the Renewable Energy Standard and Tariff Rules **RECEIVED** AGENDA ITEM NO. 5

DOCKET NO(S). RE-00000C-14-0112 OPEN MEETING DATE: **2014 DEC 17 A 10:16** December 18-19, 2014

ARIZONA COOPERATION COMMISSION
DOCKET CONTROL

The purpose of this Amendment is to adopt the rules as originally proposed in the Notice of Proposed Rulemaking. Staff's November 3, 2014 proposed changes would not be adopted.

Page 35, Line 13, INSERT at the end of Finding of Fact 64, "Staff indicated that it believed that both the NOPR language and the NOPR language modified by Staff's 11/3 Comments are clear and preserve the value of the RECs."

Page 36, Line 24 - Page 37, Line 2, DELETE the sentences beginning with "Given" and "Such"

Page 38, Lines 8-12, DELETE the sentences beginning with "APS" and "If"

Page 38, Line 17 - Page 39, Line 4, DELETE from the word "Nonetheless" to the word "concerns" (except for the footnote)

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DEC 17 2014

Page 39, Lines 8-9, DELETE the sentence beginning with "If"

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Page 42, Lines 23-24, DELETE "and the make revisions to § 1805 and § 1812 as suggested in the 11/3 Comments attached hereto as Exhibit B."

Page 46, Lines 16-18, DELETE the sentence beginning with "The"

Page 46, Line 23 - Page 47, Line 19, DELETE Finding of Fact No. 94: INSERT the following as Finding of Fact No. 94 "Notwithstanding the foregoing discussion, we believe that Staff's suggested changes in its 11/3/14 Comments are not necessary to clarify the Commission's intentions for the proposed rules as included in the NPRM. We also believe that the rulemaking as proposed will be clearly understood to expand the annual reporting requirements for utilities, so that the Commission is made aware of all of the renewable energy being produced in a utility's service territory, to preserve the value of RECs, and to allow the Commission to consider all relevant information should the Commission desire to determine whether an affected utility's report satisfies the requirements of the REST rules. For all of these provisions and expressed intentions to have meaning, and to be legally operable, one must conclude (as Staff

did) that Commission “acknowledgment” does not count or use a REC and that the expanded reporting under 1805 is made for informational purposes rather than for purposes of demonstrating compliance with the REST standards. (fn 44) The NPRM Preamble reflected this in more than one area, and the rulemaking adopted by the Commission will clearly reflect this as well.”

Page 48, Lines 15-16, DELETE “, with the additional modifications included in the 11/3 Comments”

Page 48, Line 18, DELETE “, and with the additional revisions reflected in the 11/3 Comments attached hereto as Exhibit B”

Page 49, Lines 1-2, DELETE “and with the additional revisions included in the 11/3 Comments attached hereto as Exhibit B”

Page 49, Line 3, DELETE “and as revised per Exhibit B”

Page 49, Lines 11-12, DELETE “and revised per Exhibit B”

Page 49, lines 14-15, DELETE “and revised per Exhibit B”

Page 49, Lines 17-18, DELETE “and revised per Exhibit B”

Page 50, Line 3, DELETE “and revised per Exhibit B”

Page 50, Line 10, DELETE “and revised per Exhibit B”

Page 51, Line3, DELETE “and revised per Exhibit B”

PLEASE MAKE ALL CONFORMING CHANGES.

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| THIS AMENDMENT: | | |
| _____ Passed _____ | Passed as amended by _____ | |
| _____ Failed _____ | _____ Not Offered _____ | _____ Withdrawn _____ |