

COMMISSIONERS
TOM FORESE - Chairman
BOB BURNS
DOUG LITTLE
ANDY TOBIN
BOYD W. DUNN

OPEN MEETING ITEM



0000180023

ARIZONA CORPORATION COMMISSION

ORIGINAL

RECEIVED
AZ CORP COMMISSION
DOCKET CONTROL

2017 JUN -1 A 11: 15

Arizona Corporation Commission

DATE: JUNE 1, 2017 DOCKETED
DOCKET NO.: E-04204A-17-0125 JUN 01 2017
TO ALL PARTIES: DOCKETED BY

Enclosed please find the recommendation of Administrative Law Judge Jane L. Rodda. The recommendation has been filed in the form of an Order on:

UNS ELECTRIC, INC.
(2018 ENERGY EFFICIENCY IMPLEMENTATION PLAN AND WAIVER
UNDER A.A.C. R14-2-2419)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

JUNE 8, 2017

All parties have waived the 10 days for filing of exceptions

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

JUNE 13, 2017 AND JUNE 14, 2017

For more information, you may contact Docket Control at (602) 542-3477 or the Hearing Division at (602) 542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

TED VOGT
EXECUTIVE DIRECTOR

On this ____ day of June, 2017, the following document was filed with Docket Control as a Recommended Order from the Hearing Division, and copies of the document were mailed on behalf of the Hearing Division to the following who have not consented to email service. On this date or as soon as possible thereafter, the Commission's eDocket program will automatically email a link to the filed document to the following who have consented to email service.

Michael Patten
SNELL & WILMER, LLP
One Arizona Center
400 East Van Buren Street
Phoenix, AZ 85004

Bradley S. Carroll
Tucson Electric Power Company
88 East Broadway Blvd., MS HQE910
PO Box 711
Tucson, AZ 85702

Andy Kvesic, Director
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

Elijah Abinah, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

By: _____
Rebecca Tallman
Assistant to Jane L. Rodda

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 TOM FORESE – Chairman
4 BOB BURNS
5 DOUG LITTLE
6 ANDY TOBIN
7 BOYD W. DUNN

8 IN THE MATTER OF THE APPLICATION OF UNS
9 ELECTRIC, INC. FOR APPROVAL OF ITS 2018
10 ENERGY EFFICIENCY IMPLEMENTATION
11 PLAN AND FOR WAIVER UNDER A.A.C. R-14-2-
12 2419

DOCKET NO. E-04204A-17-0125

DECISION NO. _____

ORDER

13 Open Meeting
14 June 13 and 14, 2017
15 Phoenix, Arizona

16 **BY THE COMMISSION:**

17 * * * * *

18 Having considered the entire record herein and being fully advised in the premises, the Arizona
19 Corporation Commission (“Commission”) finds, concludes, and orders that:

20 FINDINGS OF FACT

- 21 1. UNS Electric, Inc. (“UNSE” or ‘Company’) is certificated to provide electric service as
22 a public service corporation in the State of Arizona.
- 23 2. Pursuant to Arizona Administrative Code (“A.A.C.”) R14-2-2405, UNSE is required to
24 submit an Energy Efficiency Implementation Plan (“EE Plan”) for Commission review and approval
25 on June 1st of each odd year, or annually at the election of the Company.
- 26 3. Pursuant to A.A.C. R14-2-2405(A), UNSE’s 2018 EE Implementation Plan is due June
27 1, 2017.
- 28 4. On May 8, 2017, UNSE filed a Request for an Extension of Time to File 2018 Energy
Efficiency Implementation Plan.
- 5. UNSE states that it has been “conducting a comprehensive and strategic review of
energy efficiency (“EE”) programs and measures to analyze: (i) the cost-effective potential of EE as a
resource in UNS Electric’s long-term integrated resource plan; (ii) new programs and technologies

1 designed to manage or reduce peak demand; and (iii) the associated rate impact on customers.”¹

2 6. Given the above-referenced extensive review, UNSE states that it needs additional time
3 to submit its 2018 EE Plan. As a result, UNSE requests an extension of time until August 1, 2017 to
4 file its 2018 EE Plan.

5 7. On May 30, 2017, the Commission’s Utilities Division (“Staff”) filed a Memorandum,
6 stating that “in light of the potential benefits of allowing UNSE to complete its EE review, Staff does
7 not object to the requested extension.”

8 8. We find that the potential benefits of a comprehensive review of the Company’s EE
9 programs outweighs any potential detriments of granting the relatively brief requested 60-day
10 extension, and therefore conclude that the requested extension is reasonable.

11 **CONCLUSIONS OF LAW**

12 1. UNSE is an Arizona public service corporation within the meaning of Article XV,
13 Section 2, of the Arizona Constitution.

14 2. UNSE is an “electric utility” and an “affected utility” pursuant to A.A.C. 14-2-2401.

15 3. The Commission has jurisdiction over UNSE and the subject matter of TEP’s request.

16 4. It is in the public interest to grant a waiver of the Company’s obligation to file its 2018
17 EE Plan on June 1, 2017, in order that UNSE conduct a thorough and comprehensive review of its EE
18 programs and provided that UNSE files its 2018 EE Plan by August 1, 2017.

19 ...

20 ...

21 ...

22 ...

23 ...

24 ...

25 ...

26 ...

27

28 ¹ Request at 1.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

IT IS THEREFORE ORDERED that the requirement that UNS Electric, Inc. file its 2018 EE Plan by June 1, 2017 pursuant to A.A.C. R14-2-2405(A), is waived to the extent to allow UNS Electric, Inc. until August 1, 2017, to file its 2018 EE Plan.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN FORESE

COMMISSIONER DUNN

COMMISSIONER TOBIN

COMMISSIONER LITTLE

COMMISSIONER BURNS

IN WITNESS WHEREOF, I, TED VOGT, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____ 2017.

TED VOGT
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____
JR/rt

1 SERVICE LIST FOR:

UNS ELECTRIC, INC

2 DOCKET NO.:

E-04204A-17-0125

3 Michael Patten
4 SNELL & WILMER, LLP
5 One Arizona Center
6 400 East Van Buren Street
7 Phoenix, AZ 85004

8 Bradley S. Carroll
9 Tucson Electric Power Company
10 88 East Broadway Blvd., MS HQE910
11 PO Box 711
12 Tucson, AZ 85702

13 Andy Kvesic, Director
14 Legal Division
15 ARIZONA CORPORATION COMMISSION
16 1200 West Washington Street
17 Phoenix, AZ 85007

18 Elijah Abinah, Director
19 Utilities Division
20 ARIZONA CORPORATION COMMISSION
21 1200 West Washington Street
22 Phoenix, AZ 85007

23

24

25

26

27

28

29

30

31

32

33

34

35