

Docket No: 13-0498
ROM Date: 01-14-14
Deadline: 01-30-14

MEMORANDUM

TO: The Commission

FROM: J. Stephen Yoder, Administrative Law Judge

DATE: January 8, 2014

SUBJECT: Ameren Illinois Company d/b/a Ameren Illinois

Approval of the Energy Efficiency and Demand-Response Plan pursuant to 220 ILCS 5/8-103 and 220 ILCS 5/8-104.

RECOMMENDATION: Enter the attached Order conditionally approving Energy Efficiency and Demand-Response Plan.

Ameren Illinois Company d/b/a Ameren Illinois ("AIC" or "Ameren" or "Company") is an integrated electric and natural gas company and is required to file an energy efficiency ("EE") Plan ("Plan" or "Plan 3") as required by Sections 8-103, 8-103A, and 8-104 of the Public Utilities Act ("Act" or "PUA") to include certain key elements in order to be approved by the Illinois Commerce Commission ("Commission").

The following parties intervened: the Environmental Law and Policy Center ("ELPC"); the Citizens Utility Board ("CUB"); the Natural Resources Defense Council ("NRDC"); Archer Daniels Midland Company, Caterpillar Inc. and Keystone Consolidated Industries, Inc., collectively as the Illinois Industrial Energy Consumers ("IIEC"); and Comverge, Inc. ("Comverge"). A notice of appearance was also filed by the People of the State of Illinois ("AG"). Staff of the Illinois Commerce Commission ("Staff") also participated in this docket.

On December 23, 2013 a proposed order was served on the parties. Briefs on Exception and Briefs in Reply to Exceptions have been filed and were considered in drafting of the attached order. There were numerous contested issues in this proceeding including the adequacy of AIC's proposed savings goals, transferring programs to the Illinois Power Agency ("IPA") Procurement Plan, a pilot commercial and industrial ("C&I") program, a Conservation Voltage Reduction Program/Voltage Optimization Program, the level of flexibility AIC should have in implementing the approved plan, and the appropriate net-to-gross ("NTG") Framework that should be approved.

Following review of the BOEs and RBOEs, changes/ modifications were made to the portion of the Order on the "Modified NTG Framework Proposals" (p. 121), and the "Contracting with Independent Evaluators" (p. 166).

The change to the conclusion on page 121 relating to the NTG Framework, a major issue in this proceeding, also appears to be an issue in the Commonwealth Edison Company ("ComEd") energy efficiency and demand-response plan proceeding, Docket No. 13-0495. My review indicates that the proposals of AIC and ComEd are different with regard to the NTG Framework and, as a result, the records of the two proceedings are not the same. Nevertheless, following review of the proposed order in Docket No. 13-0495 as well as the arguments of the parties in this docket, suggests it would be appropriate to craft a modification to the NTG Framework conclusion contained in the proposed order in this docket. This modification is intended to provide more certainty to all interested parties regarding the NTGs that will be used.

I recommend that the Commission enter the attached order conditionally approving the third electric and second natural gas Energy Efficiency and Demand-Response Plan for AIC.

The deadline for Commission action in this proceeding is January 30, 2014.

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