

May 1, 2002

Advice 2236-E

(Pacific Gas and Electric Company ID U 39 E)

**Subject: Interruptible Load Program OIR—Phase 2
Schedule E-PBIP--Pilot Base Interruptible Program**

Public Utilities Commission of the State of California

Pacific Gas and Electric Company (PG&E) hereby submits for filing revisions to its electric tariffs. The affected tariff sheets are listed on the enclosed Attachment I.¹

Purpose

The purpose of this filing is to submit Schedule E-PBIP--*Pilot Base Interruptible Load Program*, in accordance with Decision (D.) 02-04-060 dated April 22, 2002, which gives further consideration to the status of the California utilities' current interruptible load program and curtailment issues. On April 29, 2002, PG&E submitted revisions to its current interruptible load programs and related tariffs in Advice 2234-E, in compliance with D. 02-04-060.

Background

In D. 01-04-006 dated April 3, 2001, the Commission adopted improvements to interruptible programs and curtailment priorities in response to the electric energy crisis in California, focusing on the summer of 2001. (Phase 1 in the Order Instituting Rulemaking (OIR) into the operation of interruptible load programs offered by the California utilities). On September 7, 2001, the Commission held a prehearing conference on Phase 2 of the OIR, which addresses issues for the period after the summer of 2001. The Commission issued a Phase 2 Scoping Memo and Ruling on September 21, 2002. D. 02-04-060 resolves certain issues pertaining to Phase 2 of the OIR.

¹ PG&E reserves all legal rights to challenge the decisions or statutes under which it has been required to make this advice filing, and nothing in this advice filing constitutes a waiver of such rights. Also, PG&E reserves any additional legal rights to challenge the requirement to make this advice filing by reason of its status as a debtor under Chapter 11 of the Bankruptcy Code, and nothing in this advice filing constitutes a waiver of such rights.

Schedule E-PBIP

Decision 02-04-060 approves continuation of interruptible load programs until modified or terminated in the rate design phase of each utility's next GRC or similar proceeding. D. 02-04-060 also approves a pilot base interruptible load program similar to the current Schedule E-BIP—*Base Interruptible Program*.

New Schedule E-PBIP—*Pilot Base Interruptible Program*, offers an interruptible service option to smaller customers than those eligible under the current interruptible load programs developed in Phase I of the OIR. Customers must have peak demands greater than 200 kW and commit to a 15% load reduction. The pilot program is effective for two years from the date of Commission approval. Schedule E-PBIP is limited to Santa Clara County, as specified in D. 02-04-060, and capped at 50 MW. Incentive payments are \$8.00/kW/month, and \$0.15/kWh for energy reductions in excess of the customer's committed load reduction. Participants must complete an annual survey, the results of which will be reported to the Commission's Energy Division.

The pilot program will be triggered when the California Independent Systems Operator (CAISO) declares a Stage 2 system emergency (operating reserves are expected to fall below 5 percent).

Preliminary Statement Part BX (ILPMA)

Preliminary Statement Part BX—Interruptible Load Programs Memorandum Account (ILPMA), includes a reference to the new Schedule E-PBIP Pilot Program. Language is added regarding the duration of the interruptible load programs.

Form No. 79-976—Interruptible Program Agreement

Customers on Schedule E-PBIP must submit Form 79-976--Interruptible Program Agreement and complete an Annual Customer Survey to assess and evaluate customer participation and program operation. References to the new Pilot Program have been added to Form 79-976 on page 1, sections 1 and 5.c, page 2, section 7, and in Attachment A.

Shortened Protest Period

In accordance with D. 02-04-060, anyone wishing to protest this filing may do so by sending a letter by **May 10, 2002**, which is **nine (9)** days from the date of this filing. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. Protests should be mailed to:

IMC Branch Chief
Energy Division
California Public Utilities Commission
505 Van Ness Avenue, Room 4002
San Francisco, California 94102
Facsimile: (415) 703-2200

Copies should also be mailed to the attention of the Director, Energy Division, Room 4005 and Jerry Royer, Energy Division, at the address shown above. It is also requested that a copy of the protest be sent via postal mail and facsimile to Pacific Gas and Electric Company on the same date it is mailed or delivered to the Commission at the address shown below.

Pacific Gas and Electric Company
Attention: Les Guliasi
Director, Regulatory Relations
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, California 94177
Facsimile: (415) 973-7226

Effective Date

In accordance with D. 02-04-060, this filing is effective **ten (10) days** after the date of this filing, **May 11, 2002**, unless suspended by the Director of the Commission's Energy Division.

Notice

In accordance with General Order 96-A, Section III, Paragraph G, a copy of this advice letter is being sent electronically and via U.S. mail to parties shown on the attached list, and the parties on the service list for R. 00-10-002, Phase 2. Address changes should be directed to Rose Abao at (415) 973-2218. Advice letter filings can also be accessed electronically at:

http://www.pge.com/customer_services/business/tariffs/

Vice President - Regulatory Relations

Attachments

cc: Service List – R. 00-10-002 – Phase 2



PRELIMINARY STATEMENT
(Continued)

BX. INTERRUPTIBLE LOAD PROGRAMS MEMORANDUM ACCOUNT (ILPMA)

1. PURPOSE: The purpose of the Interruptible Load Programs Memorandum Account (ILPMA) is to record costs incurred by PG&E to implement and administer new interruptible load and rotating outage programs during calendar years 2001 and 2002, and continuing until modified or terminated in the rate design phase of the next general rate case or similar proceeding as ordered in Decision (D.) 02-04-060, where these costs are in excess of the costs authorized in current rates but represent new expenditures or activities that PG&E has been ordered to undertake pursuant to CPUC D. 01-04-006 and D. 02-04-060. Certain related new revenues related to these programs and activities will also be recorded to the ILPMA. The costs to be recorded to this memorandum account will include, but will not necessarily be limited to: start-up, administrative, and customer participation incentive costs for the new Base Interruptible Program (Schedule E-BIP), the new Demand Bidding Program (Schedule E-DBP), the new Optional Binding Mandatory Curtailment Program (Schedule OBMC), the new Scheduled Load Reduction Program (Schedule E-SLRP), the new Pilot Base Interruptible Program (Schedule E-PBIP), and the costs of all related new Commission-required studies, reports, and rotating outage program enhancements or system configuration modifications conducted pursuant to D.01-04-006 and D. 02-04-060. The revenues to be recorded to this memorandum account will include, but will not necessarily be limited to: any equipment costs or enrollment fees to be paid by customers participating in these new programs, together with any related non-compliance or contractual non-performance penalties. Pursuant to D.01-04-006, costs recorded to the ILPMA will be subject to reasonableness review and approved for recovery absent any showing of "incompetence, malfeasance, or other unreasonableness." Separate subaccounts will be maintained to track costs and revenues for each new rate program, study, or system modification conducted pursuant to D.01-04-006. (T)
(T)
(T)
(N)
(T)
2. APPLICABILITY: The ILPMA shall apply to all customer classes, unless any classes are specifically excluded by the Commission.
3. REVISION DATE: Disposition of amounts in this account shall be determined in the Revenue Adjustment Proceeding (RAP), or any other proceeding as authorized by the Commission.
4. ILPMA RATE: The ILPMA does not currently have a rate component.
5. ACCOUNTING PROCEDURE: Separate subaccounts will be set up for each new rate program, study, or system modification conducted. The following entries shall be made for each subaccount at the end of each month:
 - a. A debit entry equal to the start-up and administrative expenses recorded in PG&E's Operations and Maintenance, and Administrative and General Expense Accounts that are incurred as a result of each new rate program, study, or system modification conducted pursuant to D.01-04-006, and D.02-04-060 (T)
 - b. A debit entry equal to the amount of customer participation incentives credited against customer bills for each new rate program conducted pursuant to D.01-04-006 and D. 02-04-06. (T)

(Continued)



PRELIMINARY STATEMENT
(Continued)

BX. INTERRUPTIBLE LOAD PROGRAMS MEMORANDUM ACCOUNT (ILPMA) (Cont'd.)

5. ACCOUNTING PROCEDURE: (Cont'd.)

- c. A debit entry for capital-related start-up and administrative costs for each new rate program, study, or system modification conducted pursuant to D.01-04-006 and D. 02-04-060, equal to: (T)
 - 1) Depreciation expense on the average of the beginning and the end-of-month balance of plant installed for each new rate program, study, or system modification conducted pursuant to D.01-04-006 and D. 02-04-060, at one-twelfth of the annual depreciation rates approved by the CPUC for these plant accounts; plus (T)
 - 2) The return on investment on the average of the beginning and the end-of-month balance of plant installed for each new rate program, study, or system modification conducted pursuant to D.01-04-006 and D. 02-04-060, at one-twelfth of the annual rate of return on distribution investment last adopted for PG&E's Electric Department by the CPUC; less (T)
 - 3) The return on the average of beginning and end-of-month accumulated depreciation, and on average accumulated net of deferred taxes on income resulting from the normalization of federal tax depreciation, at one-twelfth the annual rate of return on distribution investment last adopted for PG&E Electric Department by the CPUC.
- d. A debit entry equal to federal and state taxes based on income associated with item 5.c. above, calculated at marginal tax rates currently in effect. This will include all applicable statutory adjustments.

For federal and state taxes, this will conform to normalization requirements as applicable. Interest cost will be at the percentage of net investment last adopted by the CPUC with respect to PG&E.
- e. A debit entry equal to the monthly property taxes on the plant installed.
- f. A credit entry equal to revenues received to implement and administer new interruptible load and rotating outage programs.
- g. A credit entry equal to all enrollment fees, equipment fees, non-compliance or contractual non-performance penalties collected from customers participating in each new rate program conducted pursuant to D.01-04-006 and D. 02-04-060. (T)
- h. A debit entry equal to the interest on the average of the balance at the beginning of the month and the balance after entries 5.a. through 5.g. above at a rate equal to one-twelfth the interest rate on three-month Commercial Paper for the previous month, as reported in the Federal Reserve Statistical Release, H.15 or its successor. (T)



SCHEDULE E-PBIP—PILOT BASE INTERRUPTIBLE PROGRAM

APPLICABILITY: Schedule E-PBIP (Program) is an experimental schedule intended to provide localized load reductions on PG&E's system on a day-of basis when the California Independent System Operator (CAISO) issues a curtailment notice. Customers enrolled in the Program will be required to reduce their load down to their firm service level within thirty (30) minutes of their notice from PG&E. This pilot program will expire on May 11, 2004 as ordered in Decision 02-04-060, or may be terminated at any time with Commission approval.

(N)

TERRITORY: As a pilot program this schedule is restricted to electric customers served by PG&E in Santa Clara County only.

ELIGIBILITY: This schedule is available to PG&E's bundled-service customers in Santa Clara County. Each customer must take service under the provisions of rate Schedules A-10, E-19 (including voluntary), or E-20, or their successors, to participate in the Program and have recorded a monthly on-peak demand of 200 kW or greater, during the last six summer billing months.

Bundled service customers whose commodity portion of their bill is otherwise calculated as the sum of the products of the customer-specific hourly load and the hourly commodity price are not eligible to take service under this schedule.

Customers must submit an Interruptible Program Agreement (Form 79-976), an Inter-Act Agreement, and complete an Annual Customer Survey to assess and evaluate customer participation and program operation. In addition, customers must have the required metering and notification equipment in place prior to participation in the Program.

A customer must designate the number of kW ("committed load") to which it will minimally reduce its load by during a Program operation in Form 79-976. The designated committed load reduction level must be at least fifteen percent (15%) of the customer's highest monthly maximum demand during the summer on-peak and winter partial-peak periods over the past 12 months, with a minimum load reduction of 50 kW. If load information is unavailable, customers must demonstrate to PG&E's satisfaction that they can meet these minimum requirements.

Customers on this program may not have, or obtain, any insurance for the purpose of paying non-compliance penalties for willful failure to comply with requests for curtailments. Customers with such policy will be terminated from the Program, and will be required to pay back any incentives that the customer received for the period covered by the insurance. If the period cannot be determined, the recovery shall be for the entire period the customer was on the program.

Customers who are deemed essential under the Electric Emergency Plan as adopted in Decision 01-04-006 and Rulemaking 00-10-002, must submit to PG&E a written declaration that states that the customer is, to the best of that customer's understanding, an essential customer under Commission rules and exempt from rotating outages. It must also state that the customer voluntarily elects to participate in an interruptible program for part or all of its load based on adequate backup generation or other means to interrupt load upon request by the respondent utility, while continuing to meet its essential needs. In addition, an essential customer may commit no more than 50% of its average peak load to interruptible programs.

(N)

(Continued)



SCHEDULE-PBIP – PILOT BASE INTERRUPTIBLE PROGRAM
(Continued)

METERING
EQUIPMENT:

Each account must currently have a telephone-accessible interval meter or real time metering system installed that can be read remotely by PG&E. Metering and telephone equipment must be in operation for at least 10 days prior to participating in the program. The customer is responsible for the installation and monthly fees associated with telephone equipment and a dedicated line required for the remote reading or monitoring of the interval meter.

(N)

NOTIFICATION
EQUIPMENT:

Customers, at their expense, must have access to the Internet and an e-mail address to receive notification via the Internet. In addition, all customers must have, at their expense, an alphanumeric pager that is capable of receiving a text message sent via the Internet. A customer cannot participate in the Program until all of these requirements have been satisfied.

In the event of a Program curtailment operation, customers will be notified using one or more of the above-mentioned systems. Receipt of such notice is the responsibility of the participating customer. Once notified, the customer must log into the Program's Internet web site and acknowledge participation in the curtailment. Failure to acknowledge a curtailment notice does not release the customer from its obligation to participate. PG&E does not guarantee the reliability of the pager system, e-mail system or Internet site by which the customer receives notification.

PROGRAM
DETAILS:

The CAISO, based on its forecasted system conditions and operating procedures, may request PG&E to operate all or part of the Program.

1. Customer's may be assigned a curtailment group, and one or more curtailment groups may be called upon during curtailment events. Curtailment groups will be called upon in an unbiased manner relative to the nature of the emergency.
2. Customers will be given at least thirty (30) minutes notice before each curtailment.
3. A Program curtailment operation will be limited to a maximum of one (1) event per day and four (4) hours per event.
4. The Program will not exceed three (3) consecutive events, ten (10) events during a calendar month, or one hundred twenty (120) hours per calendar year.
5. Customers may re-designate their committed load level or discontinue participation in the Program only once each year during the month of November. Customer shall provide written notification of such changes to PG&E. Changes will become effective January 1 of the following year.
6. The Program will be operated throughout the year.
7. In the event of a curtailment event, customers on the Program will be notified as described in the Notification Equipment Section of this schedule.
8. PG&E reserves the right to terminate the Program, with Commission approval and thirty (30) days' written notice to customers.

(N)

(Continued)



SCHEDULE E-PBIP—PILOT BASE INTERRUPTIBLE PROGRAM
(Continued)

INCENTIVE
PAYMENTS:

PG&E will evaluate and credit customers and/or apply non-compliance penalties for the customer load reductions realized under Schedule E-PBIP within a period no longer than ninety (90) days after each curtailment event, depending on where the curtailment event falls within the customer's actual billing cycle. The incentive payments will be reflected in the customer's regular monthly bill as an adjustment.

(N)

The program has two types of incentive payments; 1) A monthly participation incentive; and 2) a curtailment event bonus incentive.

Monthly Participation Incentive - Customers will receive an incentive of \$8.00 per kW - month based on the customer's designated committed load reduction level. This monthly incentive is paid year-round, and is not predicated on actual curtailment events.

Curtailment Event Bonus Incentive - During a curtailment event a customer may earn and receive a bonus incentive payment of \$0.15/ kWh for energy reduction that is in excess of the customer's designated committed load reduction level. The bonus incentive payment will be calculated as the difference between the customer's recorded hourly energy usage and their hourly baseline amount less the designated committed load reduction level times the incentive payment. The bonus incentive will only be paid if the customer is in full compliance of the entire event and a non-compliance penalty has not been levied for any hour of the curtailment event. The additional bonus incentive cannot be earned on load reductions that the customer is already receiving monthly participation incentive for. The bonus incentive will be paid on an hourly basis or until the curtailment event is terminated.

The baseline for evaluating load response for the program shall be the average of the immediate past 10-days prior to the curtailment event, excluding weekends, holidays, curtailment events, and when a customer was subject to a rotating outage. The baseline will be calculated on an hourly basis using the average of the same hour for the 10 days. PG&E will post the customer specific baseline on PG&E's InterAct web site.

FAILURE TO
REDUCE LOAD:

On an hourly basis customers will be penalized \$6.00 per kWh for failing to satisfy their committed load reduction level during a curtailment event. PG&E may elect to evaluate and assess the non-compliance penalties, and/or bonus incentive associated with several curtailment events as a single adjustment.

INTERACTION
WITH
CUSTOMER'S
OTHER
APPLICABLE
CHARGES:

Participating customers' regular electric service bills will continue to be calculated each month based on their actual recorded monthly demands and energy usage.

Customers who participate in a CAISO or a third party sponsored interruptible load program must immediately notify PG&E of such activity.

Load can only be committed to one program at a time, and participants will be paid for performance under only one program for a given load reduction. Customers currently enrolled in a PG&E interruptible program must complete all annual obligations to that program before being eligible for E-PBIP. In addition, E-PBIP customers shall not participate in other agencies load management programs.

(N)



Pacific Gas and Electric Company
San Francisco, California

Cancelling

Revised
Revised

Cal. P.U.C. Sheet No.
Cal. P.U.C. Sheet No.

18859-E
18451-E

PACIFIC GAS AND ELECTRIC COMPANY
INTERRUPTIBLE PROGRAM AGREEMENT
FORM NO. 79-976 (5/02)
(ATTACHED)

(T)

Advice Letter No. 2236-E
Decision No. 02-04-060

Issued by
Karen A. Tomcala
Vice President
Regulatory Relations

Date Filed May 1, 2002
Effective _____
Resolution No. _____



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RATE SCHEDULES

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