

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Shari Feist Albrecht, Chair
 Jay Scott Emler
 Pat Apple

In the Matter of the Application of Westar)
Energy, Inc. and Kansas Gas and Electric) Docket No. 15-WSEE-532-MIS
Company for Approval of Interim Budgets)
for Energy Efficiency Programs.)

ORDER DIRECTING WESTAR TO SUBMIT BUDGETS

This matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having reviewed the pleadings and record, the Commission finds and concludes as follows:

1. On May 7, 2015, Westar Energy, Inc. and Kansas Gas and Electric Company (Westar) filed its Application for approval of interim budgets for its two current energy efficiency programs – the WattSaver program and Energy Efficiency Demand Response (EEDR) program while it conducts the evaluation, measurement and verification process (EM&V) for those two programs.¹

2. On June 2, 2015, the Citizens' Utility Ratepayer Board (CURB) was granted intervention.²

3. On September 1, 2015, Westar filed its Evaluation, Measurement and Verification.

4. On September 2, 2015, Commission Staff (Staff) filed its Report and Recommendation and Motion for Order requesting Westar submit budgets for all of its energy

¹ Application, May 7, 2015, ¶¶ 4-5.

² Order Granting Invention to the Citizens' Utility Ratepayer Board; Protective and Discovery Order; and Designating Prehearing Officer, June 2, 2015, ¶ 4.

efficiency programs.³ Staff believes Westar has five energy efficiency programs currently in effect⁴ and that Westar should file a budget for each of those programs.⁵ Westar has only submitted budgets for three of its programs: WattSaver, EEDR, and Energy Efficiency Education.⁶ While Westar has submitted budgets for those three programs, Staff contends that the budgets are not sufficient as they lack the level of detail required by the 08-GIMX-441-GIV Docket (08-441 Docket).⁷

5. On September 2, 2015, CURB filed its Response to Staff's Report and Recommendation; Motion for Order, echoing Staff's request to require Westar to submit detailed budgets in compliance with the 08-441 Docket.⁸

6. In the 08-441 Docket, the Commission established guidelines for the Content of Energy Efficiency Program Applications. Specifically, the Commission required a five-year program budget, including: (1) Administrative Costs; (2) Incentives (if any); (3) Marketing; and (4) Evaluations.⁹

7. Staff's Report and Recommendation contends that Westar's submitted budgets do not contain any breakdown of costs specifically related to the items identified in the 08-441 Docket.¹⁰ Instead, Westar simply provides a lump sum amount for three of its five energy efficiency programs.¹¹ Absent the information required by the 08-441 Docket, Staff claims it

³ Report and Recommendation, Sept. 1, 2015, p. 1.

⁴ Building Operator Certification (BOC) Program, SimpleSavings, WattSaver, Energy Efficiency Demand Response (EEDR), and Energy Efficiency Education.

⁵ Report and Recommendation, p. 1.

⁶ *Id.*

⁷ *Id.*

⁸ CURB's Response to Staff's Report and Recommendation; Motion for Order, Sept. 1, 2015, ¶ 1.

⁹ Final Order, 08-441 Docket, Nov. 14, 2008, Appendix A.

¹⁰ Report and Recommendation, p. 6.

¹¹ *Id.*

lacks the necessary detail to adequately evaluate how money would be spent under Westar's energy efficiency programs or whether interim approval should be granted.¹²

8. Westar did not respond to Staff's Report and Recommendation or CURB's Response to Staff's Report and Recommendation.

9. The Commission concludes that the budgets submitted by Westar do not meet the standards established in the 08-441 Docket and are not detailed enough to allow Staff to adequately evaluate the energy efficiency programs' merits. Westar is ordered to submit budgets for all five of its current energy efficiency programs. The budget submissions should include breakdowns of costs associated with (1) Administrative Costs; (2) Incentives (if any); (3) Marketing; and (4) Evaluations. Westar's budgets are due by October 15, 2015.

THEREFORE, THE COMMISSION ORDERS:

A. Westar shall submit budgets that conform to the guidelines outlined in the 08-441 Docket by October 15, 2015.

B. Electronic service shall be used in this proceeding, including this Order.

C. The parties have 15 days from the date of electronic service of this Order to petition for reconsideration.¹³

D. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further orders as it deems necessary.

¹² *Id.*, pp. 5-6.

¹³ K.S.A. 66-118b; K.S.A. 77-529(a)(1).

BY THE COMMISSION IT IS SO ORDERED.

Albrecht, Chair; Emler, Commissioner; Apple, Commissioner

Dated: SEP 29 2015

Amy Gilbert

Amy L. Gilbert
Secretary to the Commission

BGF

EMAILED

SEP 29 2015

CERTIFICATE OF SERVICE

15-WSEE-532-MIS

I, the undersigned, certify that a true copy of the attached Order has been served to the following

parties by means of Electronic Service on SEP 29 2015.

NIKI CHRISTOPHER, ATTORNEY
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
n.christopher@curb.kansas.gov

DELLA SMITH
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
d.smith@curb.kansas.gov

SHONDA SMITH
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
sd.smith@curb.kansas.gov

DAVID SPRINGE, CONSUMER COUNSEL
CITIZENS' UTILITY RATEPAYER BOARD
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
Fax: 785-271-3116
d.springe@curb.kansas.gov

BRIAN G. FEDOTIN, DEPUTY GENERAL COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD.
TOPEKA, KS 66604-4027
Fax: 785-271-3314
b.fedotin@kcc.ks.gov

ANDREW FRENCH
LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604-4027
Fax: 785-271-3314
a.french@kcc.ks.gov

MICHAEL NEELEY, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD.
TOPEKA, KS 66604-4027
Fax: 785-271-3167
m.neeley@kcc.ks.gov

CATHRYN J DINGES
CORPORATE COUNSEL
KANSAS GAS & ELECTRIC CO.
D/B/A WESTAR ENERGY
818 S KANSAS AVE
PO BOX 889
TOPEKA, KS 66601-0889
Fax: 785-575-8136
cathy.dinges@westarenergy.com

JEFFREY L. MARTIN, VICE PRESIDENT
REGULATORY AFFAIRS
WESTAR ENERGY, INC.
818 S KANSAS AVE
PO BOX 889 TOPEKA, KS 66601-0889
jeff.martin@westarenergy.com

/s/ DeeAnn Shupe
DeeAnn Shupe

EMAILED

SEP 29 2015