

Exhibit No.:
Issue: Energy Efficiency
Witness: Lesa A. Jenkins
Sponsoring Party: MO PSC Staff
Type of Exhibit: Surrebuttal Testimony
Case No.: GR-2010-0171
Date Testimony Prepared: July 20, 2010

MISSOURI PUBLIC SERVICE COMMISSION

UTILITY SERVICES DIVISION

SURREBUTTAL TESTIMONY

OF

LESA A. JENKINS

LACLEDE GAS COMPANY

CASE NO. GR-2010-0171

*Jefferson City, Missouri
July, 2010*

**** Denotes Highly Confidential Information ****

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SURREBUTTAL TESTIMONY
OF
LESA A. JENKINS
LACLEDE GAS COMPANY
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OF

LESA A. JENKINS

LACLEDE GAS COMPANY

CASE NO. GR-2010-0171

Q. Please state your name and business address.

A. Lesa A. Jenkins, P.O. Box 360, Jefferson City, MO 65102.

Q. Are you the same Lesa Jenkins that sponsored portions of the Staff's Revenue Requirement, Cost of Service Report in this case addressing Laclede Gas Company's (Laclede or Company): (1) reliance on on-system storage and (2) energy efficiency programs and the collaborative?

A. Yes.

Q. What is the purpose of your Surrebuttal testimony?

A. Staff of the Missouri Public Service Commission (Staff) will respond to the Rebuttal Testimony of Laura Wolfe, Missouri Department of Natural Resources (DNR) regarding energy efficiency funding. Staff will also respond to the Rebuttal testimony of Theodore B. Reinhart, Laclede, regarding the energy efficiency asset account balance to be included in rates and the manner in which to fund energy efficiency programs on a moving forward basis.

ENERGY EFFICIENCY - PERTAINING TO MR. REINHART'S REBUTTAL

Q. What is Staff's general disagreement with the Rebuttal testimony of Mr. Reinhart?

A. Based on the supporting information currently provided by Laclede, Staff disagrees with the amount in the regulatory asset account for energy efficiency. Staff also disagrees with the manner in which Laclede proposes to fund energy efficiency programs on a moving forward basis.

Q. Please discuss the disagreement regarding the regulatory asset account.

A. Mr. Reinhart states since 2007 the Company has built a \$930,000 asset that will be amortized in this case. (Reinhart Rebuttal page 3, lines 7 to 8). However, the Laclede documentation supporting the energy efficiency asset account is \$820,042.29, not \$930,000.

Q. Please explain the source of Staff's information for the energy efficiency asset account.

A. Revised information provided in Laclede's response to Data Request (DR) No. 257.2 and Supplemental response to DR No. 257.2, received 7/15/2010, claims \$820,042.29 for the energy efficiency asset account. Laclede's support for the energy efficiency asset account is summarized by Staff in Table 1 below.

Table 1: Laclede Revised Support for Energy Efficiency Asset Account					
	Funding Accrual	Energy Efficiency and Conservation	Other	Interest	Total
FY 2005-2009	(325,000.00)	522,400.21	-	(28,022.43)	169,377.78
FY 2010 Oct - Dec	(37,500.00)	246,860.57	25.32	3,698.26	213,084.15
FY 2010 Jan- Mar	<u>(37,500.00)</u>	<u>466,413.25</u>	<u>468.92</u>	<u>8,198.19</u>	<u>437,580.36</u>
Total	(400,000.00)	1,235,674.03	494.24	(16,125.98)	\$ 820,042.29
Source: Laclede Worksheet titled "Weatherization, Low-Income, Rebate, Energy Conservation Programs", column Z, included in 6/18/2010 Email from Glenn Buck (Attached as Schedule 2); and Revision per DR No. 257.2 (Attached as Schedule 1, pages 1-1 to 1-25), and Supplemental responses to DR No. 257.2 (Attached as Schedule 1, pages 1-26 to 1-28)					

Q. Please discuss the disagreement regarding the manner in which Laclede proposes to fund energy efficiency.

1 A. Although Laclede generally agrees with the funding level proposed by Staff,¹ it
2 proposes to recover the funds differently than the method proposed by Staff. Laclede
3 proposes to fund the energy efficiency programs by: (1) increasing the amount collected in
4 rates from \$150,000 per year to \$600,000 per year (Reinhart Rebuttal, page 3, lines 10 to 12);
5 and, (2) any amounts invested or expended above that level will be transferred to a regulatory
6 asset account for energy efficiency costs (Reinhart Rebuttal, page 3, lines 12 to 13).

7 Staff proposes to fund the energy efficiency programs by: (1) continuing the funding
8 in rates for the two financing programs, (2) continuing to collect in rates \$150,000 per year
9 for energy efficiency program development implementation, and evaluation, including
10 consulting services employed in the process, (3) carrying over any annual funding amounts
11 included in rates for energy efficiency, which are not expended in a given year, to the
12 subsequent year, through a credit to an Energy Efficiency regulatory asset account, and
13 (4) accumulating in an Energy Efficiency regulatory asset account additional expenditures, up
14 to \$1,700,000 per year, for conservation and energy efficiency programs that are developed as
15 a result of the EEC process. The conservation and energy efficiency program expenditures
16 are subject to a review in future rate cases by any party, including charter members of the
17 EEC, for prudence of program implementation and evaluation implementation. (Staff's Cost
18 of Service Report, page 87, line 13 to page 88, line 11, and Jenkins Rebuttal, page 2, Table 1,
19 and page 3, lines 12 to 16). Staff also proposes to continue annual funding of \$950,000 in
20 rates for the specific energy efficiency program Low-Income Weatherization Program
21 (LIWAP), as described in Staff's Cost of Service Report, page 82, line 19 to page 83, line 5.

¹ Reinhart Rebuttal, page 2, lines 4 through 7 states, "...Laclede agrees with Ms. Jenkins that Laclede should spend up to \$1,700,000 annually per year on such programs, plus \$150,000 annually on administrative costs to develop and implement programs, including consulting services."

1 Staff continues to recommend that the Commission adopt its suggested funding levels
2 with Staff's breakout between rates and the regulatory asset account. Regardless of the
3 funding level in rates, Staff recommends any annual funding amounts included in rates for
4 energy efficiency, which are not expended in a given year, be carried over to the subsequent
5 year through a credit to the regulatory asset account.

6 **ENERGY EFFICIENCY - PERTAINING TO MS. WOLFE'S REBUTTAL**

7 Q. What is Staff's general disagreement with the Rebuttal testimony of
8 Ms. Wolfe, DNR?

9 A. Staff has comments regarding Ms. Wolfe's characterization of Staff's funding
10 recommendation (Wolfe Rebuttal, page 6, line 4 to page 7, line 3), and Ms. Wolfe's
11 characterization of Staff comments in another case related to energy efficiency.
12 (Wolfe Rebuttal, page 5, lines 14 to 16)

13 Q. What are Staff's comments regarding Ms. Wolfe's characterization of Staff's
14 funding recommendation?

15 A. Ms. Wolfe refers to Staff's recommendation as a funding ceiling.
16 (Wolfe Rebuttal, page 5, lines 6-9) Staff's proposed funding is explained in Staff's Cost of
17 Service Report (page 87, line 13 to page 88, line 11), and in Jenkins Rebuttal (page 2, Table 1,
18 and page 3, lines 12 to 16). In addition to the funds for: (1) LIWAP in rates, (2) energy
19 efficiency programs in rates, (3) recovery of past expenses collected in the regulatory asset
20 account through March 31, 2010, and (4) up to \$1,700,000 per year, accumulated in a
21 regulatory asset account, Staff stated, "Consistent with the Unanimous Stipulation and
22 Agreement in GR-2007-0208, the Staff is not opposed to allowing, upon unanimous
23 agreement of the parties, a Laclede Gas request for Commission approval of a greater

1 expenditure, should this funding level prove insufficient on an annual basis.” (Staff’s Cost of
2 Service Report, page 87, line 13 to page 88, line 11, and Jenkins Rebuttal, page 2, Table 1,
3 and page 3, lines 12 to 16). Thus, Staff’s proposal for up to \$1.7 million per year in a
4 regulatory asset account is not a cap.

5 Q. What is your concern with referring to the amounts as an expenditure cap?

6 A. Staff does not advocate spending money simply to meet a target level of
7 energy efficiency expenditures. Staff believes the emphasis should be on developing,
8 implementing and sustaining cost-effective energy efficiency programs. Costs of energy
9 efficiency programs are ultimately born by the ratepayers so all spending should be prudent
10 and all programs should be cost effective.

11 Q. Does Staff have additional comments regarding DNR witness Wolfe’s
12 characterization of Staff’s funding recommendations?

13 A. Yes. Expenditures above those proposed by Staff would require the Energy
14 Efficiency Collaborative (EEC) members, which include DNR, to continue evaluating the
15 energy efficiency programs and the expenditures for those programs, as is currently being
16 done in the EEC conference calls. Expenditures for energy efficiency are summarized in
17 quarterly reports which Laclede emails to the EEC members. If program participation and
18 expenditures for the rebate programs or activity in the non-rebate programs, causes concern
19 for future funding for cost-effective energy efficiency programs, the EEC, which includes
20 DNR, could discuss any needed funding increase, which could then be recommended to the
21 Commission. If there is a concern as to whether Laclede would file a request for a funding
22 increase, Ms. Wolfe’s Rebuttal testimony recommends a modification to the EEC process
23 such that if only one party is at odds with the remaining EEC members, it could petition the

1 Commission to resolve any issue related to the EEC. (Wolfe Rebuttal, page 10, lines 19
2 to 26). Staff is not opposed to this process clarification.

3 Q. What are Staff's comments regarding Ms. Wolfe's characterization of Staff
4 comments in another case related to energy efficiency?

5 A. Ms. Wolfe states that in the Empire District Gas Company's (EDG) recent rate
6 case, Staff suggested that spending above an energy efficiency program ceiling could be
7 viewed as imprudent. (Wolfe Rebuttal, page 5, lines 14 to 16). Ms. Wolfe's support for this
8 assertion references the transcripts in GR-2009-0434, Volume 7, pages 124 to 126 and
9 pages 162 to 164. Pages 124 to 126 contain questioning of Mr. Ryan Kind, OPC, not
10 comments made by Staff. Pages 162 to 164 have questions regarding budgeted amounts,
11 whether there is a cap, and prudence. The discussion does not end on page 164. It continues
12 through page 166, lines 6 to 9, in which Staff states, "Chairman, if you're basing that
13 allegation on something I've said, then I misspoke. I don't believe we would necessarily view
14 anything over that amount as imprudent."

15 Q. Does this conclude your Surrebuttal testimony?

16 A Yes, it does.

SCHEDULE 1

PAGES 1 THROUGH 25

HAS BEEN DEEMED

HIGHLY CONFIDENTIAL

WorkOrderFinance	EAMT	JEDESC	JENUM	CSHVCHR	VENDORNUM	InvoiceNo	DEPTCODE	ETIME	EACCT
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a(7)									
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a(8)									
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509270FY07	5,000.00	3100	ECO EXPO 4/10&11 SPONS	1017	1004	2010-0002509	D001	2010.MAR	253400
	52,119.13								
	(3,628.87)	Incorrect chg trf in May 10 business							
	48,490.26								

b(1)	1,223,802.90	G Buck Spreadsheet	1,236,723.00	T Reinhart Spreadsheet
	15,500.00	Include Transfer from Appliance & HVAC in "Other"	(1,048.83)	Culpeppers & Cyano's included in T Reinhart spreadsheet 2X
	(3,628.87)	Chgs not EE related (Transferred in May 10 business)	(0.14)	Rounding
	1,235,674.03	Corrected Balance	1,235,674.03	Corrected Balance

b(2)	15,500.00	Transfer from Appliance & HVAC (Should be included in EEC Column)
	(21,252.42)	Transfer interest from Appliance & HVAC (Should be included in Interest Column)
	(5,752.42)	
	25.32	Payroll (transferred out of account)
	468.92	Payroll (transferred out of account)
	(5,258.18)	Difference

Table B as adjusted:

	Funding Accrual	Ennergy Efficiency and Conservation 209270	Other	Interest	Total
FY 2005 - 2009	(325,000.00)	522,400.21	-	(28,022.43)	169,377.78
FY 2010 Oct - Dec	(37,500.00)	246,860.57	25.32	3,698.26	213,084.15
FY 2010 Jan - Mar	(37,500.00)	466,413.25	468.92	8,198.19	437,580.36
Total	(400,000.00)	1,235,674.03	494.24	(16,125.98)	820,042.29

Jenkins, Lesa*

From: Buck, Glenn [GBuck@lacledegas.com]
Sent: Friday, June 18, 2010 4:21 PM
To: Jenkins, Lesa*; Kind, Ryan
Subject: Weatherization File
Attachments: 253.40 LOW INCOME INTEREST FY10 NEW.XLS

Hope this helps.

Glenn W. Buck
Manager, Financial Services
Laclede Gas Company
720 Olive St., Room 1305
St. Louis, MO 63101
Phone: (314) 342-0767
Cell: (314) 452-3820
Fax: (314) 241-2278
E-Mail: gbuck@lacledegas.com



Weatherization, Low Income, Rebate, Energy Conservation Programs

					Total - all programs
Annual Funding Eff. 10/1/05	500,000.00	950,000.00	300,000.00	0.00	1,750,000.00
Annual Funding Eff. 8/1/07	950,000.00	0.00	0.00	150,000.00	1,100,000.00
Additional funding (eff. 8/1/07)**	0.00	600,000.00/yr	0.00	\$3.5 MM thru 7/31/10	

	Total Weatherization Funds w/o Interest	Total Low Income Assistance	Total Appliance & Rebate Program	Total Energy Efficiency & Conservation	Total
FY 2005-2009					
<i>Beginning Balance @ 10/1/05</i>	(50,000.00)	-	-	-	(50,000.00)
<i>Funding Accrual</i>	(2,900,001.34)	(1,741,666.67)	(550,000.00)	(325,000.00)	(5,516,668.01)
<i>Expenditures:</i>					
<i>Weatherization (507630)</i>	2,791,668.00	-	-	-	2,791,668.00
<i>Winter Bill Assistance (509080)</i>	-	1,317,320.00	-	-	1,317,320.00
<i>Arrearage Repayment (509090)</i>	-	268,469.95	-	-	268,469.95
<i>Low Income Administration (509100)</i>	-	190,000.00	-	-	190,000.00
<i>Rebates (509110, 509120, 509130)</i>	-	-	565,500.00	-	565,500.00
<i>Energy Efficiency and Conservation (509270)</i>	-	-	-	506,900.21	506,900.21
<i>Interest</i>	-	(86,702.40)	(21,252.42)	(6,770.01)	(114,724.83)
<i>Other</i>	-	-	5,752.42 *	(5,752.42) *	-
Balance @ 09/30/09	(158,333.34)	(52,579.12)	-	169,377.78	(41,534.68)
			Balance account 253.40		(210,912.46)
			(Applicable) Balance prepaid account 165.40		-
			Balance account 182.38		169,377.78
			Total		(41,534.68)

FY2010					
October - December Activity					
<i>Funding Accrual</i>	(237,500.00)	-	-	(37,500.00)	(275,000.00)
<i>Expenditures:</i>					
<i>Weatherization (507630)</i>	950,000.00	-	-	-	950,000.00
<i>Winter Bill Assistance (509080)</i>	-	61,230.00	-	-	61,230.00
<i>Arrearage Repayment (509090)</i>	-	13,291.63	-	-	13,291.63
<i>Low Income Administration (509100)</i>	-	10,000.00	-	-	10,000.00
<i>Rebates (509110, 509120, 509130)</i>	-	-	-	-	-
<i>Energy Efficiency and Conservation (509270)</i>	-	-	-	246,860.57	246,860.57
<i>Interest</i>	-	997.24	-	3,698.26	4,695.50
<i>Other</i>	-	-	-	25.32	25.32
Balance @ 12/31/09	554,166.66	32,939.75	-	382,461.93	969,568.34
			Balance account 253.40		-
			(Applicable) Balance prepaid account 165.40		554,166.66
			Balance account 182.38		415,401.68
			Total		969,568.34

* Balance for rebate programs at 7/31/2009 transferred to Energy Efficiency and Conservation program

January - March Activity					
<i>Funding Accrual</i>	(237,499.98)	-	-	(37,500.00)	(274,999.98)
<i>Expenditures:</i>					
<i>Weatherization (507630)</i>	-	-	-	-	-
<i>Winter Bill Assistance (509080)</i>	-	61,490.00	-	-	61,490.00
<i>Arrearage Repayment (509090)</i>	-	13,791.91	-	-	13,791.91
<i>Low Income Administration (509100)</i>	-	-	-	-	-
<i>Rebates (509110, 509120, 509130)</i>	-	-	-	-	-
<i>Energy Efficiency and Conservation (509270)</i>	-	-	-	470,042.12	470,042.12
<i>Interest</i>	-	2,046.66	-	8,198.19	10,244.85
<i>Other</i>	-	-	-	468.92	468.92
Balance @ 3/31/10	316,666.68	110,268.32	-	823,671.16	1,250,606.16
			Balance account 253.40		-
			(Applicable) Balance prepaid account 165.40		316,666.68
			Balance account 182.38		933,939.48
			Total		1,250,606.16