

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs.	Application 00-11-038 (Filed November 16, 2000)
Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E)	Application 00-11-056 (Filed November 22, 2000)
Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527.	Application 00-10-028 (Filed October 17, 2000)

**COMMENTS OF THE AMERICAN ENERGY INSTITUTE ON EMERGENCY PETITION (“Petition”) OF THE CALIFORNIA ENERGY COMMISSION (“CEC”) FOR MODIFICATION OF DECISION 01-05-064**

The American Energy Institute<sup>1</sup> (“AEI”) supports the CEC’s above-referenced petition. We respectfully urge the Commission to adopt the CEC’s proposed modifications to D.01-05.064 for two reasons. First, by imposing a requirement that customers volunteer for time-of-use rates in order to participate in the CEC’s real-time metering program, D.01-05-064 imposes a significant barrier to customer participation. This barrier includes the logistical requirements of the need to obtain customer consent prior to installing meters, which can easily require over a month for the customer to consider the implications of such a decision as well as added costs of customer contact and education that can exceed \$200 per customer. More importantly, forcing a customer to switch to time-of-use rates includes significant risk that the customer will pay much higher bills on time-of-use rates *without any change in on-peak usage* by the customer.

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<sup>1</sup> - The AEI a non-partisan, non-profit public interest organization dedicated to performing research and educating consumers and policymakers about energy efficiency technologies. Our advisory board members include Dr. Frank Wolak (Professor of Economics, Stanford University, [wolak@zia.stanford.edu](mailto:wolak@zia.stanford.edu)), Chairman of the Market Surveillance Committee of the California Independent System Operator; Paul Gromer (President, Peregrine Group, [pgromer@peregrinegroup.com](mailto:pgromer@peregrinegroup.com)), former Energy Commissioner, State of Massachusetts; and Chris King (Chief Strategy Officer, eMeter Corporation, [chris@emeter.com](mailto:chris@emeter.com)), who was founder and CEO at Utility.com, Inc. AEI’s advisory board members have been active in regulatory proceedings regarding rate design and metering issues for several years in California and many other states and have testified before many policymaking bodies, including this Commission, the California Legislature, and the Commerce Committee of the U.S. House of Representatives.

As evidence for this, the American Energy Institute performed an analysis of the effects of switching to time-of-use rates approved in D.01-05-064 would have on customers with peak demands over 200 kW in Southern California Edison’s (“SCE”) service territory. This analysis used data collected by the U.S. Department of Energy in various commercial end-use load studies over the past several years. The AEI looked at data for customers in several SIC codes and compared inland vs. coastal locations to determine the effects of major differences in air conditioning load. As is plainly evident in the table below, *the average customer in every single one of the groups examined would pay higher bills on time-of-use rates:*

**Table 1: Estimated Average Bills on Base Rates vs. Optional Time-of-Use Rates**

SIC Group	Current Rate Schedule	Climate Zone	Summer 2001 Bill Factors		Current Rate Schedule GS-2	Summer 2001 Bill		
			Summer Average Monthly kWh	Summer Average Monthly Peak kW		New GS-2 schedule	1st Optional TOU Rate Schedule (Tou-GS-2 Option B)	2nd Optional TOU-8 (See note below)
Office buildings	GS-2	Inland	143,684	353	\$ 15,643	\$ 22,231	\$ 28,528	\$ 26,125
Office buildings	GS-2	Coastal	95,700	289	\$ 11,637	\$ 15,171	\$ 21,398	\$ 19,461
Retail stores	GS-2	Inland	92,868	248	\$ 10,554	\$ 14,510	\$ 18,915	\$ 17,486
Retail Stores	GS-2	Coastal	107,673	311	\$ 12,382	\$ 16,859	\$ 23,010	\$ 20,898
Schools/Colleges	GS-2	Inland	44,237	247	\$ 6,492	\$ 7,975	\$ 12,112	\$ 11,324
Schools/Colleges	GS-2	Coastal	81,883	301	\$ 10,200	\$ 13,112	\$ 18,684	\$ 17,087
Grocery Stores	GS-2	Coastal	159,359	337	\$ 16,007	\$ 24,264	\$ 29,911	\$ 27,240
Restaurants	GS-2	Inland	60,638	411	\$ 10,616	\$ 12,434	\$ 18,323	\$ 18,080
Restaurants	GS-2	Coastal	62,190	294	\$ 8,416	\$ 10,359	\$ 15,048	\$ 13,996
Dry Warehouses	GS-2	Inland	120,135	387	\$ 14,594	\$ 19,035	\$ 26,144	\$ 23,977
Dry Warehouses	GS-2	Coastal	94,675	348	\$ 12,099	\$ 15,230	\$ 22,081	\$ 20,142
Nursing Homes	GS-2	Inland	92,065	263	\$ 10,527	\$ 14,404	\$ 18,633	\$ 17,298
Nursing Homes	GS-2	Coastal	99,261	271	\$ 11,181	\$ 15,478	\$ 19,793	\$ 18,366
Hotels	GS-2	Inland	143,323	304	\$ 14,883	\$ 21,967	\$ 26,858	\$ 24,609
Hotels	GS-2	Coastal	116,098	278	\$ 12,644	\$ 17,972	\$ 22,738	\$ 20,910
Federal Office buildings	GS-2	Inland	84,357	237	\$ 9,944	\$ 13,287	\$ 18,778	\$ 16,942
Federal Office buildings	GS-2	Coastal	138,182	303	\$ 14,020	\$ 21,086	\$ 26,523	\$ 24,041
Hospitals	GS-2	Inland	151,472	327	\$ 15,330	\$ 23,099	\$ 27,956	\$ 25,741
Hospitals	GS-2	Coastal	256,069	444	\$ 21,799	\$ 32,939	\$ 45,179	\$ 41,052

Note: To qualify for the TOU-8 rate, the customer must have a kW demand of over 499 kW for three months in a twelve year period.

The second reason that we respectfully urge the Commission to adopt the CEC's proposed modifications to D.01-05.064 is that we agree with CEC's interpretation that ABX1-29 is intended to provide meters without condition for customers above 200 kW. ABX1-29 was adopted as part of the Governor's plan to address California's energy emergency, in the belief that providing real-time information and real-time prices would result in substantial reductions in the quantity of very-high priced peak power that the Department of Water Resources would have to purchase, as well as reductions in the number or duration of rolling blackouts. Substantial evidence exists in the economic literature that such reductions will occur and, indeed, in yesterday's Real-Time Pricing workshop, Michael O'Sheasy stated that Georgia Power is achieving approximately 1,000 MW of load reductions from real-time pricing.<sup>2</sup> These meters support real-time pricing, but also many other load reductions adopted by the CPUC, the ISO, and the CEC. At the workshop, the CEC stated that *these meters would support up to nine different load reduction programs.*<sup>3</sup>

The AEI urges the Commission to adopt the CEC's petition so the State can proceed quickly with the meter installations and so customers do not face undue risk associated with switching to time-of-use rates.

We appreciate the opportunity to comment.

Respectfully submitted this 22<sup>nd</sup> day of May, 2001.

Chris S. King  
Executive Director  
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<sup>2</sup> - Presentation at CPUC Real-Time Pricing Workshop, May 21, 2001.

<sup>3</sup> - Presentation by John Flory, consultant to CEC, at CPUC Real-Time Pricing Workshop, May 21, 2001.

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