



February 1, 2008

Howard Schwartz
Washington Department of Community,
Trade and Economic Development
PO Box 43173
906 Columbia St SW
Olympia, WA 98504-3173

RE: Comments on DRAFT RULES 2007 Amendments to Rulemaking to Implement Chapter 19.285 RCW Initiative 937

Dear Mr. Schwartz:

The following comments on CTED's proposed rules regarding RCW 19.285 are submitted by Benton PUD for the February 5th public hearing at 906 Columbia St SW, Floor 1 conference room in Olympia.

Thank you for the opportunity to provide comments on this important subject which Benton PUD staff has been involved in participating at various CTED workshops on the proposed rules for implementing RCW 19.285.

The following paragraphs outline some additional input for CTED's consideration which we believe need to be addressed by CTED.

WAC 194-37-070 (5) Modified conservation calculator option.

We agree with the addition under Section (5) (h) "How production and distribution efficiencies cost-effectively replaces end-use conservation."

WAC 194-37-070 (6) Documenting development of conservation targets.

Benton PUD believes I937 allowed local control from our elected commissioners on determining what best fits our customers conservation needs specific to our area rather than a prescriptive following of the Northwest Power and Conservation Council's methodology as WAC 194-37-070 (6) is drafted. WAC 194-37-070 (6)(a) should have the following language added which maintains the I937 concept of local control in conservation planning.

"A utility may, with full documentation on the rationale for any modification, modify the conservation council's methodologies to better fit the attributes and characteristics of its power supply, customers and area of service."