

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: WAVERLY LIGHT AND POWER	DOCKET NO. WRU-06-13-766
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ORDER GRANTING WAIVER

(Issued April 13, 2006)

On April 7, 2006, Waverly Light and Power (Waverly) filed with the Utilities Board (Board) a request for waiver of the energy efficiency plan filing requirements of Iowa Code § 476.1B (2005) and 199 IAC 36.3 for the year 2006. This rule requires nonrate-regulated utilities to file biennial energy efficiency plans. Waverly is a nonrate-regulated municipal utility. On April 10, 2006, the Consumer Advocate Division of the Department of Justice filed a response encouraging the Board to grant the waiver. No objections or other responses to the waiver request were filed.

Iowa Code § 476.1B(2) allows the Board to waive the energy efficiency plan filing requirements for municipal utilities that "demonstrate superior results with existing energy efficiency programs." The Board granted Waverly's requests for waiver of the biennial filings in 1996, 1998, 2000, 2002, and 2004 because Waverly presented evidence of a long-term commitment to the pursuit of energy efficiency opportunities. The Board noted in those orders that Waverly's integrated

resource plan (IRP) used methods comparable to those used by rate-regulated utilities, including econometric forecasts and extensive benefit/cost testing. See, Waverly Light and Power, "Order Granting Waiver," Docket No. WRU-96-5-766 (March 26, 1996).

In support of its current waiver request, Waverly provided information showing its continuing commitment to energy efficiency. Waverly updated its IRP in 2005, increased rebates to commercial and industrial customers, and added air source heat pumps to the extensive list of energy efficiency technologies it promotes to customers.

Waverly's energy savings through the use of energy efficiency and renewables continues to compare favorably to results attained by investor-owned utilities with mandated plans. Waverly has numerous state or national awards for its efforts. The information filed by Waverly supports its claim that it continues to produce "superior" results with its energy efficiency plan and the Board will grant the waiver. The Board notes that the waiver applies to the year 2006 biennial filing only. Waverly will be required to file an energy efficiency plan or request for waiver at the time its next filing is due.

IT IS THEREFORE ORDERED:

The request for waiver filed by Waverly Light and Power on April 7, 2006, is granted.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Curtis W. Stamp

Dated at Des Moines, Iowa, this 13th day of April, 2006.