

CHAPTER 25. SUBSTANTIVE RULES APPLICABLE TO ELECTRIC SERVICE PROVIDERS.

Subchapter H. ELECTRICAL PLANNING.

DIVISION 2. ENERGY EFFICIENCY AND CUSTOMER-OWNED RESOURCES.

§25.183. Reporting and Evaluation of Energy Efficiency Programs.

- (a) **Purpose.** The purpose of this section is to establish reporting requirements sufficient for the commission, in cooperation with Energy Systems Laboratory of Texas A&M University (Laboratory), to quantify, by county, the reductions in energy consumption, peak demand and associated emissions of air contaminants achieved from the programs implemented under §25.181 of this title (relating to the Energy Efficiency Goal) and §25.182 of this title (relating to Energy Efficiency Grant Program).
- (b) **Application.** This section applies to electric utilities administering energy efficiency programs implemented under the Public Utility Regulatory Act (PURA) §39.905 and pursuant to §25.181 of this title, and grantees administering energy efficiency grants implemented under Health and Safety Code §§386.201-386.205 and pursuant to §25.182 of this title, and independent system operators (ISO) and regional transmission organizations (RTO).
- (c) **Definitions.** The words and terms in §25.182(c) of this title shall apply to this section, unless the context clearly indicates otherwise.
- (d) **Reporting.** Each electric utility and grantee shall file by April 1, of each program year an annual energy efficiency report. The annual energy efficiency report shall include the information required under §25.181(h)(4) of this title and paragraphs (1) - (5) of this subsection in a format prescribed by the commission.
 - (1) Load data within the applicable service area. If such information is available from an ISO or RTO in the power region in which the electric utility or grantee operates, then the ISO or RTO shall provide this information to the commission instead of the electric utility or grantee.
 - (2) The reduction in peak demand attributable to energy efficiency programs implemented under §25.181 and §25.182 of this title, in kW by county, by type of program and by funding source.
 - (3) The reduction in energy consumption attributable to energy efficiency programs implemented under §25.181 and §25.182 of this title, in kWh by county, by type of program and by funding source.
 - (4) Any data to be provided under this section that is proprietary in nature shall be filed in accordance with §22.71(d) of this title (relating to Filing of Pleadings, Documents and Other Materials).
 - (5) Any other information determined by the commission to be necessary to quantify the air contaminant emission reductions.
- (e) **Evaluation.**
 - (1) Annually the commission, in cooperation with the Laboratory, shall provide the Texas Commission on Environmental Quality (TCEQ) a report, by county, that compiles the data provided by the utilities and grantees affected by this section and quantifies the reductions of energy consumption, peak demand and associated air contaminant emissions.
 - (A) The Laboratory shall ensure that all data that is proprietary in nature is protected from disclosure.
 - (B) The commission and the Laboratory shall ensure that the report does not provide information that would allow market participants to gain a competitive advantage.
 - (2) Every two years, the commission, in cooperation with the Energy Efficiency Implementation Project shall evaluate the Energy Efficiency Grant Program under §25.182 of this title.
- (f) **Effective date:** This section shall be in effect for any energy efficiency programs pursuant to this section with a start date of January 1, 2003 and thereafter.