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Mississippi Secretary of State
700 North Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Public Service Commission		CONTACT PERSON Brian U. Ray, Executive Secretary	TELEPHONE NUMBER 601-961-5432	
ADDRESS P.O. Box 1174		CITY Jackson	STATE MS	ZIP 39047
EMAIL <u>Brian.Ray@psc.state.ms.us</u>	SUBMIT DATE 7/11/13	Name or number of rule(s): Conservation and Energy Efficiency Programs		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: To create conservation and energy efficiency programs in Mississippi.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. § 77-3-45

List all rules repealed, amended, or suspended by the proposed rule: Public Utilities Rules of Practice and Procedure

ORAL PROCEEDING:

An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

Economic impact statement not required for this rule. Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: _____ 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: <u>11/15/12</u> Action taken: _____ Adopted with no changes in text <u>X</u> Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: <u>X</u> 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Brian U. Ray

Signature of person authorized to file rules: *Brian U. Ray*

OFFICIAL FILING STAMP <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP <div style="border: 1px solid black; height: 100px; width: 100%;"></div> Accepted for filing by	OFFICIAL FILING STAMP <div style="border: 1px solid black; padding: 10px;">  </div> Accepted for filing by <i>[Signature]</i>
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The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.



DELBERT HOSEMANN
Secretary of State

CONCISE SUMMARY OF ECONOMIC IMPACT STATEMENT

An Economic Impact Statement is required for this proposed rule by Section 25-43-3.105 of the Administrative Procedures Act. This is a Concise Summary of the Economic Impact Statement which must be filed with the Secretary of State's Office.

AGENCY NAME Public Service Commission	CONTACT PERSON Brian U. Ray	TELEPHONE NUMBER 601-961-5432
ADDRESS P.O. Box 1174	CITY Jackson	STATE MS
EMAIL Brian.Ray@psc.state.ms.us	ZIP 39201	
DESCRIPTIVE TITLE OF PROPOSED RULE Conservation and Energy Efficiency Programs		
Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code Ann. § 77-3-45	Reference to Rules repealed, amended or suspended by the Proposed Rule: Public Utilities Rules of Practice and Procedure	

A. Estimated Costs and Benefits

1. Briefly summarize the benefits that may result from this regulation and who will benefit:
Several key benefits would likely accrue as a result of implementing the proposed rule in Mississippi: 1) reduced energy consumption, 2) reduced need for new generating capacity, 3) job growth, and 4) reduced water consumption.
2. Briefly describe the need for the proposed rule:
The proposed rule will help reduce energy consumption and the need for new generating capacity as well as reduce water consumption. All of these goals is beneficial to the ratepayers of Mississippi.
3. Briefly describe the effect the proposed action will have on the public health, safety, and welfare:
The public will see reduced costs in utility bills and more efficient use of resources.
4. Estimated Cost of implementing proposed action:
 - a. To the agency
 Nothing Minimal Moderate Substantial Excessive
 - b. To other state or local government entities
 Nothing Minimal Moderate Substantial Excessive
5. Estimated Cost and/or economic benefit to all persons directly affected by the proposed rule:
 - c. Cost:
 Nothing Minimal Moderate Substantial Excessive
 - d. Economic Benefit:
 Nothing Minimal Moderate Substantial Excessive

6. Estimated impact on small businesses:

Nothing Minimal Moderate Substantial Excessive

- a. Estimate of the number of small businesses subject to the proposed regulation: All.
- b. Projected costs for small businesses to comply: Costs will be included in utility expenses.
- c. Statement of probable effect on impacted small businesses: Long term small businesses should see savings in utility costs.

7. The cost of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):

substantially less than moderately less than minimally less than
 the same as minimally more than moderately more than
 substantially more than excessively more than

8. The benefit of adopting the rule compared to not adopting the rule or significantly amending the existing rule (check option):

substantially less than moderately less than minimally less than
 the same as minimally more than moderately more than
 substantially more than excessively more than

B. Reasonable Alternative Methods

1. Other than adopting this rule, are there less costly or less intrusive methods for achieving the purpose of the proposed rule?

yes no

2. If yes, please briefly describe available, reasonable alternative(s) and the reasons for rejecting those alternatives in favor of the proposed rule. (Please see §25-43-4.104 for factors you must consider.)

C. Data and Methodology

1. Please briefly describe the data and methodology you used in making the estimates required by this form. Data was provided by Mississippi Power Company, Entergy Mississippi, Inc., Centerpoint, and Atmos Energy. Additional data was Georgia Institute of Technology and Duke University, GDS Associates' 2009 SMEPA Potential Study measure data; GDS Associates' 2009 Wisconsin Potential Study measure data.

GDS Associates Benefit/Cost Model was used to complete all economic tests for energy efficiency programs. Tests used in the methodology were the Participant Test, Ratepayer Impact Measure Test, and Total Resource Cost Test.

D. Public Notice

1. Where, when, and how may someone present their views on the proposed rule and request an oral proceeding on the proposed rule if one is not already scheduled?

All persons and parties who desire to participate in a public hearing are directed to file with the Commission notice of their intent to participate and written comments or testimony on or before February 1, 2013. A public hearing will be set by subsequent Order of the Commission.

SIGNATURE

DATE
July 11, 2013

TITLE
Executive Secretary

PROPOSED EFFECTIVE DATE OF RULE
30 days after passage of the final rule