

SEP 5 12 30 PM '06

ARKANSAS PUBLIC SERVICE COMMISSION

FILED

IN THE MATTER OF A NOTICE OF INQUIRY)
REGARDING A RULEMAKING FOR)
DEVELOPING AND IMPLEMENTING)
ENERGY EFFICIENCY PROGRAMS)

DOCKET NO. 06-004-R
ORDER NO. 10

ORDER

This order is issued for the purpose of clarifying certain procedural questions which arose during the August 28, 2006, energy efficiency collaborative meeting.

First, as indicated in Order No. 3 and 4 of this Docket, the energy efficiency collaborative process will lead to the development and filing of a collaborative report. The collaborative report will present both consensus and alternative views on the various issues addressed during the collaborative process as well as recommended guidelines for the initiation of energy efficiency programs in Arkansas by jurisdictional electric and natural gas utilities.

The Commission's external collaborative facilitator, Mr. Richard Sedano, serves the collaborative participants and will help the collaborative participants to identify possible ways to implement energy efficiency programs in Arkansas in ways that strive to meet the needs of all. The facilitator also will be responsible for the collaborative report to be submitted. Consensus is a goal of the collaborative process.

Second, interested parties may participate in this collaborative and rulemaking process either as (1) an unofficial collaborative participant simply by registering with the Commission at the next scheduled collaborative meeting; or as (2) an official intervening party pursuant to Rules 3.04(a)-(b) and 3.17 of the Commission's *Rules of*

Practice and Procedure (the “Rules”); or (3) may make a Limited Appearance pursuant to Rule 3.04(c) of the Rules. Unofficial collaborative participants will be limited to participating in the collaborative process and making “public comments” during the formal rulemaking hearing scheduled below. Limited Appearances will be allowed to participate in the formal rulemaking hearing but only to the extent authorized by Rule 3.04(c). Official intervening parties, granted intervenor status pursuant to Rule 3.04 (a) and (b), will be allowed to participate through legal counsel in all aspects of the formal rulemaking hearing.

Third, the procedural schedule for the remainder of this collaborative and rulemaking process shall be as follows:

1. The second¹ collaborative meeting is set for September 11-12, 2006, at the offices of the Arkansas Electric Cooperative Corporation located at 1 Cooperative Way, Little Rock, Arkansas.
2. The third collaborative meeting is set for September 25-26, 2006, at the University of Arkansas Cooperative Extension Service Auditorium located at 2301 South University Avenue, Little Rock, Arkansas.
3. The fourth collaborative meeting is set for October 9-10, 2006, at the University of Arkansas Cooperative Extension Service Auditorium located at 2301 South University Avenue, Little Rock, Arkansas.

¹ The first collaborative meeting was held on August 28, 2006, as directed by Order No. 3.

4. If necessary, a fifth collaborative meeting will be held on October 25-26, 2006, at the University of Arkansas Cooperative Extension Service Auditorium located at 2301 South University Avenue, Little Rock, Arkansas.
5. The collaborative report and recommended energy efficiency program guidelines shall be filed in this Docket on or before October 31, 2006.²
6. The Commission will review the collaborative report and recommended guidelines and then issue its proposed Energy Efficiency Guidelines³ (“EEGs”) on or before November 7, 2006.
7. Initial Comments on the proposed EEGs shall be filed by noon on November 21, 2006.
8. Reply Comments shall be filed by noon on December 5, 2006.
9. A public hearing to consider the proposed EEGs is set to begin at 9:30 a.m. on Wednesday, December 13, 2006, in Hearing Room No. 1 of the Arkansas Public Service Commission Building located at 1000 Center Street, Little Rock, Arkansas.
10. Lastly, regarding the Energy Policy Act of 2005 (“EPAAct”) provisions addressed in Order No. 6 of this Docket and the separate energy efficiency questions posed in *Attachment A* to Order No. 6, Initial Comments regarding said EPAAct provisions and *Attachment A* questions shall be filed as previously

² Order No. 3 initially directed that the collaborative report be filed by October 13, 2006.

³ The Commission’s proposed EEGs may be identical to the recommended guidelines contained in the collaborative report or may reflect certain modifications considered by the Commission to be in the public interest.

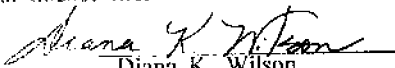
directed by noon on October 27, 2006. Reply Comments shall be filed by noon on November 13, 2006.

11. The Secretary of the Commission forthwith shall serve by electronic mail a copy of this order on all official parties to this proceeding as well as all collaborative participants who have registered with the Commission by providing their name and electronic mail address.
12. The Secretary of the Commission forthwith shall cause notice of this rulemaking proceeding to be published in compliance with Rule 12.04 of the Rules.


BY ORDER OF THE COMMISSION.

This 5th day of September, 2006.


I hereby certify that the following order issued by the Arkansas Public Service Commission has been served on all parties of record this date by U.S. mail with postage prepaid, using the address of each party as indicated in the official docket file.


Diana K. Wilson
Secretary of the Commission
Date 9/5/06


Sandra L. Hochstetter, Chairman


Daryl E. Bassett, Commissioner


Randy Bynum, Commissioner


Diana K. Wilson
Secretary of the Commission