

Rule 8. Guidelines for Demand-Side Management Programs and Cost Recovery by Electric Utilities

170 IAC 4-8-1 Definitions

Authority: IC 8-1-1-3

Affected: IC 8-1-2.2; IC 8-1-8.5; IC 8-1.5

Sec. 1. (a) As used in this rule, "allowance for funds used during construction" or "AFUDC" means the cost of borrowed funds used for capital expenditures associated with a utility-sponsored DSM program, and a reasonable rate on other funds when so used. AFUDC for capital expenditures shall be recorded in separate subaccounts or their subdivisions in accordance with the FERC or NARUC uniform system of accounts.

~~(b) As used in this rule, "avoided cost" means the amount of fuel, operation, maintenance, purchased power, labor, capital, taxes, and other cost not incurred by a utility if an alternative supply or demand side resource is included in the utility's integrated resource plan.~~

(eb) As used in this rule, "commission" means the Indiana utility regulatory commission.

~~(d) As used in this rule, "conservation" means reducing the amount of energy consumed by a customer for a specific end use. Conservation includes behavior changes such as thermostat setback. Conservation does not include changing the timing of energy use, switching to another fossil fuel source, or increasing off peak usage.~~

(ce) As used in this rule, "demand-side management" or "DSM" means the planning, implementation, and monitoring of a utility activity designed to achieve energy efficiency or demand response. ~~influence customer use of electricity that produces a desired change in a utility's load shape, for example, a change in the time pattern and magnitude of a utility's load.~~ DSM includes only an activity that involves deliberate intervention by a utility ~~to alter load shape.~~

(df) As used in this rule, "~~demand-side~~DSM measure" means a particular ~~end-use~~ device, technology, service, or rate design (e.g. time of use rates, increasing rate blocks, etc.) at a targeted customer's premises or a utility's energy delivery system for a specific DSM program.

(ge) As used in this rule, "~~demand-side~~DSM program" means a utility program designed to implement a demand-side measure.

(fh) As used in this rule, "~~demand-side~~DSM resource" means a resource that reduces the demand for electrical power or energy by applying a demand-side program to implement one (1) or more demand-side measures.

(g) As used in this rule, "demand response" means a reduction in demand for limited intervals of time, such as during peak electricity usage or emergency conditions.

(h) As used in this rule, "electricity supplier" has the same meaning set IC 8-1-8.5-10.

(i) As used in this rule, "end-use" means the light, heat, cooling, refrigeration, motor drive, microwave energy, video or audio signal, computer processing, electrolytic process, or other useful work produced by equipment using electricity.

(j) As used in this rule, "energy efficiency ~~improvement~~" means a reduction ed-in energy use for a comparable level of energy service.

(k) As used in this rule, "energy efficiency program" refers to the goals, programs, program budgets, program costs, and procedures submitted by an electricity supplier to the commission.

(kl) As used in this rule, "energy service" means the light, heat, motor drive, and other service for which a customer purchases electricity from the utility.

(~~lm~~) As used in this rule, "engineering estimate" means an estimate of energy (kWh) and demand (kW) impact resulting from a ~~demand-side DSM~~ measure based on an engineering calculation procedure. An engineering estimate addresses change in energy use of a building or system resulting from installation of a DSM measure. ~~If multiple DSM measures are installed,~~ An engineering estimate accounts for the interactive effect between the DSM measures and existing equipment as well as the interactive effect between multiple DSM measures, if applicable.

(~~mn~~) As used in this rule, "EM&V" means the evaluation, measurement and verification of DSM programs. ~~the "FERC Uniform System of Accounts" means the rules and regulations governing the classification of accounts for Class A-B private electric utilities, as approved, prescribed, and promulgated by the Federal Energy Regulatory Commission in 18 CFR 41 and 18 CFR 101 and adopted by the commission for Indiana electric utilities at 170 IAC 4-2-1.1.~~

(~~no~~) As used in this rule, "free-rider" means a customer who would have installed a ~~demand-side DSM~~ measure without participating in a utility-sponsored DSM program, yet participates in the DSM program and receives an incentive or bonus for participation.

~~(o) As used in this rule, "income effect" means the change in a customer's energy use that is induced by a change in the amount of disposable income available to the customer.~~

(p) As used in this rule, "integrated resource planning", or "plan" or "IRP" means a utility's assessment of a variety of Indiana Administrative Code Page 81 ELECTRIC UTILITIES demand-side and supply-side resources to cost-effectively meet customer electricity service needs. The IRP may also include, but is not limited to, the following:

(1) A public participation procedure.

(2) An analysis of the uncertainty and risk posed by different resources and external factors.

(q) As used in this rule, "load building" means a program intended to increase electricity consumption without regard to the timing of the increased usage.

~~(r) As used in this rule, "load research" means the collection of electricity usage data through a metering device associated with an end use, a circuit, or a building. The metered data is used to better understand the characteristics of electric loads, the timing of their use, and the amount of electricity consumed by users. The data may be collected over a variety of time intervals, usually sixty (60) minutes or less.~~

(~~sr~~) As used in this rule, "load retention" means a program intended to induce customers that have a bona fide option of switching to alternative sources of energy services or self-generation, to remain as customers.

(~~st~~) As used in this rule, "load shape" means the time pattern of customer electricity use and the relationship of the level of energy use to a specific time during the day, month, and year.

(~~tt~~) As used in this rule, "lost revenues" means the difference, if any, between revenues lost and less the variable operating and maintenance costs saved by an electricity supplier as a result of implementing not generating electricity because of a utility-sponsored DSM programs.

(u) As used in this rule, "market effects" means the indirect influence of DSM programs that result in energy and demand savings from program operations that have not been captured during a DSM program's EM&V activities.

(v) As used in this rule, "NARUC Uniform System of Accounts" means the rules and regulations governing the classification of accounts for Class C-D private electric utilities and Class A-B-C-D municipal electric utilities, as developed by the National Association of

Regulatory Utility Commissioners and adopted by the commission for Indiana electric utilities under 170 IAC 4-2-2.

(w) As used in this rule, "participant" means a utility customer participating in a utility-sponsored DSM program.

(x) As used in this rule, "participation level" means the actual number of customers participating in a specific ~~demand-side~~DSM program relative to the eligible number of customers available to participate in the ~~demand-side~~DSM program expressed as a percentage or a fraction.

(y) As used in this rule, "penetration" means the ratio of the number of a specific type of new units installed to the total number of new units installed during a given time.

(z) As used in this rule, "persistence" means the DSM measure's effectiveness over time. The effectiveness of a DSM measure is represented as the percentage of energy-saving effectiveness remaining in a particular year compared to the initial year of the measure's installation or implementation. The measure of effectiveness is a function of the following two (2) factors:

(1) Equipment degradation.

(2) Consumer behavior.

(aa) As used in this rule, "program costs" means all expenses incurred by a utility in a given year for operation of a DSM program whether the cost is capitalized or expensed. An expense includes, but is not limited to, the following:

(1) ~~Administration~~Direct and indirect costs of energy efficiency programs.

(2) ~~Equipment~~Other recoveries or incentives approved by the commission, including lost revenues and financial incentives approved by the commission.

~~(3) Incentives paid to program participants.~~

~~(4) Marketing and advertising.~~

~~(5) EM&V Monitoring and evaluation.~~

~~(bb) As used in this rule, "public participation" means a procedure where a customer or interested party is provided the opportunity to comment on a utility's integrated resource plan prior to the submission of the IRP to the commission.~~

~~(cc) As used in this rule, "rebound effect" means a specific effect where a customer responds to a lower relative cost of electric service by purchasing more electricity in the same end-use where the demand-side program is concentrated.~~

~~(d) As used in this rule, "resource" means a facility, project, contract, or other mechanism used by a utility to provide electric energy service to the customer.~~

~~(e) As used in this rule, "self-generation" means an electric generation facility primarily for the customer's own use and not for the primary purpose of producing electricity, heat, or steam for sale to or for the public for compensation.~~

~~(f) As used in this rule, "spillover" means additional reductions in energy consumption and/or demand due to program influences beyond those directly associated with DSM program participation.~~

~~(g) As used in this rule, "supply-side resource" means a resource that provides a supply of electrical energy or capacity, or both, to a utility. A supply-side resource includes the following:~~

~~(1) A utility-owned generation capacity addition.~~

~~(2) A wholesale power purchase from another utility or non-utility generator.~~

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~~(3) A refurbishment or upgrading of an existing utility-owned generating facility.~~

- (4) A cogeneration facility.
- (5) A renewable resource technology.

(~~ggff~~) As used in this rule, "useful life" means the life of an energy consuming measure, including its equipment life and measure persistence period of time the investment in a measure remains cost-effectively serviceable.

(~~gghh~~) As used in this rule, "utility" means a public utility defined by IC 8-1-2-1, but not including the following:

- (1) ~~A public, municipally owned utility (as defined in IC 8-1-2-1(h));~~
- (2) ~~A corporation organized under IC 8-1-13;~~
- (3) ~~A corporation organized under IC 23-17 that is an electric cooperative and that has at least one (1) member that is a corporation organized under IC 8-1-13;~~ or
- (4) ~~A joint agency created under IC 8-1-2.2-8.cooperatively owned utility; or~~
- (2) ~~a joint agency created under IC 8-1-2.2.~~

(Indiana Utility Regulatory Commission; 170 IAC 4-8-1; filed Aug 31, 1995, 10:00 a.m.: 19 IR 24; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21 a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)

170 IAC 4-8-2 Applicability

Authority: IC 8-1-1-3

Affected: IC 8-1-2.2; IC 8-1-8.5; IC 8-1.5

Sec. 2. (a) To assist the commission in its administration of the Utility Powerplant Construction Law (IC 8-1-8.5), this rule applies to the following:

- (1) A public, municipally owned, or cooperatively owned utility.
- (2) A joint agency created under IC 8-1-2.2.

(b) Section 7 of this rule does not apply to a municipally owned or cooperatively owned utility or a joint agency created under IC 8-1-2.2.

(Indiana Utility Regulatory Commission; 170 IAC 4-8-2; filed Aug 31, 1995, 10:00 a.m.: 19 IR 26; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21 a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)

170 IAC 4-8-3 Purpose

Authority: IC 8-1-1-3

Affected: IC 8-1-8.5; IC 8-1.5

Sec. 3. (a) In order to facilitate compliance with ~~the Utility Powerplant Construction Act (IC 8-1-8.5-10, achieve integration with the commission's Integrated Resource Plan rules in 170 IAC 4-7)~~ and other federal and state environmental statutes and regulations, as applicable to ~~comply with the National Energy Policy Act of 1992 (16 U.S.C. 2621 and 16 U.S.C. 2622 effective October 24, 1992, P.L. 102-486 Stat. 2795),~~ the commission has developed a regulatory framework that allows a utility an incentive to meet long term resource needs with both supply-side and demand-side resource options in a least-cost manner and ensures that the financial incentive offered to a DSM program participant is fair and economically justified. The regulatory framework attempts to eliminate or offset regulatory or financial bias against DSM, or in favor of a supply-side resource, a utility might encounter in procuring least-cost resources. The

commission, where appropriate, will review and evaluate the existence and extent of regulatory or financial bias.

~~(b) In order to comply with the National Energy Policy Act of 1992 (16 U.S.C. 2621 and 16 U.S.C. 2622 effective October 24, 1992, P.L. 102-486 Stat. 2795), the commission will review and evaluate the impact the utility's proposed demand-side management program may have on small privately owned business, as specified in section 8 of this rule.~~

(eb) To ensure a utility's proposal is consistent with acquiring the least-cost mix of demand-side and supply-side resources to reliably meet the long term electric service requirements of the utility's customers, the commission, where appropriate, will review and evaluate, as a package, the proposed DSM programs, DSM cost recovery, lost revenues, and shareholder financial DSM incentive mechanisms.

(Indiana Utility Regulatory Commission; 170 IAC 4-8-3; filed Aug 31, 1995, 10:00 a.m.: 19 IR 27; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21 a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)

170 IAC 4-8-4 Demand-side management program evaluation

Authority: IC 8-1-1-3

Affected: IC 8-1-8.5; IC 8-1.5

Sec. 4. (a) When seeking commission approval for cost recovery, DSM incentives, or lost revenue associated with DSM programs, a utility shall develop an EM&V process and load impact evaluation pPlan to assess implementation and quantify the impact on energy and demand of the demand side resource. The ~~evaluation~~EM&V pPlan must include the following:

- (1) The type and timing of the measurement activity used to evaluate a demand-side resource.
- (2) The process where the result is used to modify the impact estimate for future planning and design of the demand-side program.
- (3) The procedure employed regarding the following aspects of the evaluation of each program:
 - (A) Establish a protocol to collect basic data on load impact, participation level, utility cost, participant cost, and total cost. Data must be gathered to determine the load shape impact, net program savings, and useful life of the measure, and ~~persistence of savings~~, including utility actions to optimize market penetration of the program and minimize freeriders.
 - (B) Compare demand patterns of similar participant and nonparticipant groups, through the use of customer bill analysis, engineering estimates, end-use meter data, or other methods to identify the gross and net impacts of program participation on customers' usage and demand patterns.

~~(4) A method to measure rebound or the income effect for a program or a sector where the effect may be significant.~~

(b) A utility shall submit to the commission, annually, a document containing information, data, and results from the utility's process and load impact evaluation studiesfinal EM&V Plan.

(Indiana Utility Regulatory Commission; 170 IAC 4-8-4; filed Aug 31, 1995, 10:00 a.m.: 19 IR 27; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21

a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)

170 IAC 4-8-5 Cost recovery

Authority: IC 8-1-1-3

Affected: IC 8-1-8.5; IC 8-1.5

Sec. 5. (a) A utility is entitled to recover the reasonable cost of planning and implementing a demand-side management program on a timely basis through a periodic rate adjustment mechanism. A utility may propose, in one (1) or more of the following ways, or any combination of them, as alternatives: -as determined by the commission:

(1) The inclusion of the cost in the utility's base rates during a rate case using a balancing account, where appropriate, to reconcile the utility's recovered expenditures. The commission may, where appropriate, limit cost recovery to the utility's actual incurred expenses, if the utility is spending less than the costs authorized by the commission for inclusion in the utility's base rates.

(2) The periodic recovery of the cost incurred in excess of the cost that is included in the utility's base rates.

(3) The inclusion of the capital cost, with accumulated AFUDC, in the utility's rate base during its rate case, amortized over a period set by the commission.

(4) The accumulation, with a carrying charge, of the non-capital cost incurred and not otherwise recovered through the utility's base rates or through periodic adjustments in a deferred account to be amortized over a period set by the commission.

~~(5) A cost recovery mechanism proposed by the utility, other parties, or the commission.~~

(b) The commission shall determine the cost recovery mechanism for a demand-side management DSM program when the demand-side management DSM program is submitted for commission approval.

(c) Costs associated with the DSM plan include, but are not limited to:

(1) Direct and indirect costs of DSM programs.

(2) Costs incurred to conduct EM&V.

(3) Reasonable financial incentives.

(4) Reasonable lost revenues. The determination of a cost recovery mechanism for a demand-side management program under this section shall not constitute approval of a specific dollar amount, and the reasonableness or prudence of a revenue requirement for cost recovery may be debated in a future proceeding before the commission.

~~(d) A utility proposing a load building or load retention program must quantify and document by program specific analysis, the net benefit to the utility's customers, and justify nonparticipant ratepayer funding for the program.~~

~~(e) Cost recovery of a demand-side management program under this section shall continue as determined by the commission provided that the utility maintains satisfactory implementation and completion of DSM program measurement and evaluation activities as specified in section 4 of this rule.~~

(d~~f~~) In order to ensure that DSM program benefits and costs are allocated between the utility ~~shareholders~~, participants, and nonparticipants in a fair and economical way, the utility must show the commission when a DSM program is reviewed that an incentive paid by the utility to the customer for participating in a DSM program when combined with the reduction in the Indiana Administrative Code Page 84 ELECTRIC UTILITIES participant's utility bills:

- (1) reflects the net benefit of the DSM program to the utility and all customers; and
- (2) minimize cross-subsidies between customer groups and between participants and nonparticipants within a customer group.

(Indiana Utility Regulatory Commission; 170 IAC 4-8-5; filed Aug 31, 1995, 10:00 a.m.: 19 IR 27; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21 a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)

170 IAC 4-8-6 Lost revenue

Authority: IC 8-1-1-3

Affected: IC 8-1-8.5; IC 8-1.5

Sec. 6. (a) The commission ~~may~~shall allow the utility to recover the utility's reasonable lost revenues from the implementation of a ~~demand-side management~~DSM program sponsored or instituted by the utility except upon approval of an alternative rate design described in subsection (d) below. The calculation of lost revenues ~~may~~must account for the impact of free-riders, spillover and market effects. The calculation of lost revenues must account for the change in the number of DSM program participants between base rate changes and the revised estimate of a program specific load impact that result from the utility's EM&V activities under section 4 of this rule. following:

~~(1) The impact of free-riders.~~

~~(2) The change in the number of DSM program participants between base rate changes and on the revised estimate of a program specific load impact that result from the utility's measurement and evaluation activities under sections 4 and 5(e) of this rule.~~

(b) A utility seeking recovery of lost revenue shall propose for commission review on a utility by utility basis a methodology or process for incorporating a lost revenue recovery mechanism which may include the following:

(1) The level of free-riders in a DSM program, as well as spillover and market effects.

(2) A revised estimate of a DSM program specific load impact resulting from regular utility ~~measurement and evaluation~~EM&V activities.

(c) ~~A utility may propose adoption of an alternative rate design that eliminates the disincentive to pursue DSM programs in lieu of recovery of the utility's reasonable lost revenues. If the commission approves the utility's proposed alternative rate design proposal in a manner that eliminates the utility's disincentive to pursue DSM, a lost revenue recovery mechanism may not be approved. The commission may periodically review the need for continued recovery of the lost revenue as a result of a utility's DSM program, and the approval of a lost revenue recovery mechanism shall not constitute approval of specific dollar amount, the prudence or reasonableness of which may be debated in a future proceeding before the commission.~~

(Indiana Utility Regulatory Commission; 170 IAC 4-8-6; filed Aug 31, 1995, 10:00 a.m.: 19 IR 28; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21 a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)

170 IAC 4-8-7 Demand-side management incentives

Authority: IC 8-1-1-3

Affected: IC 8-1-8.5; IC 8-1.5

Sec. 7. (a) A utility is allowed an opportunity for earnings from prudent investments in both supply-side and demand-side resources. When appropriate, and on a utility by utility basis, the commission may provide the utility with a shareholderfinancial incentive to encourage participation in and promotion of a ~~demand side management~~DSM program. A utility may propose a shareholderfinancial incentive based on particular attributes of a DSM program and the program's desired results. A shareholderfinancial incentive may include, but is not limited to, the following:

(1) Grant a utility a percentage share of the net benefit attributable to a ~~DSM demand-side management~~ program, where the net benefit must reflect the value to the utility's customer of the supply-side resource cost avoided or deferred by the utility's DSM program minus incurred utility DSM program costs. In order to reflect only the energy efficiency and load management impact of a utility sponsored DSM program when calculating the incentive, the net benefit may account for the impact of free riders, spillover and market effects, if applicable.

(2) Allow a utility to earn a greater than normal return on equity for a rate based ~~DSMdemand-side management~~ expenditure.

(3) ~~Adjust a utility's overall return on equity in response to quantitative or qualitative evaluation of demand side management program performance. Allow a utility to recover a return on capital investment made to support a DSM program at the utility's overall cost of capital most recently approved by the commission through the cost recovery mechanism approved in section 6~~

(b) ~~The commission may terminate, when appropriate, a shareholder incentive.~~

(e) A shareholderfinancial incentive shall not provide an incentive payment for a program unless the net kilowatt or kilowatt-hour impact, or both, can be reasonably determined.

(d) Load building and load retention programs are not eligible for shareholderfinancial incentives.

(de) A utility must include a comprehensive ~~EM&V measurement and evaluation~~ plan with a shareholderfinancial incentive request as described in section 4 of this rule.

~~(f) A shareholder incentive mechanism must reflect the value to the utility's customers of the supply side resource cost Indiana Administrative Code Page 85 ELECTRIC UTILITIES avoided or deferred by the utility's DSM program minus incurred utility DSM program cost.~~

~~(g) In order to reflect only the conservation and load management impact of a utility-sponsored DSM program, the shareholder incentive mechanism must exclude the effect of free riders from the incentive calculation.~~

(he) A shareholderfinancial incentive applicable to a DSM program may be based on pre-specified demand and energy savings until the information on demand and energy savings from utility ~~EM&V measurement and evaluation~~ activities becomes available.

(if) Commission approval of a mechanism for the recovery of a shareholderfinancial incentive based on a utility-sponsored DSM program is not approval for a specific dollar amount. The reasonableness or prudence of a revenue requirement for recovery of a shareholderfinancial incentive may be debated in a future proceeding before the commission.

(Indiana Utility Regulatory Commission; 170 IAC 4-8-7; filed Aug 31, 1995, 10:00 a.m.: 19 IR 28; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21 a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)

170 IAC 4-8-8 Impact of demand-side management on small business

Authority: IC 8-1-1-3

Affected: IC 8-1-8.5; IC 8-1.5

Sec. 8. ~~Contemporaneously with the commission's approval of a utility's DSM program, the commission shall, under 16 U.S.C. 2621(e)(3)(A) and 16 U.S.C. 2621(e)(3)(B) effective October 23, 1992, do the following:~~

~~(1) Consider the impact that implementation of the proposed DSM program would have on small business engaged in design, sale, supply, installation, or servicing of energy conservation, energy efficiency improvements, or other demand-side management measures.~~

~~(2) If necessary, implement a revision to the proposed DSM program to assure that utility actions would not provide the utility with an unfair competitive advantage over small business.~~

~~(Indiana Utility Regulatory Commission; 170 IAC 4-8-8; filed Aug 31, 1995, 10:00 a.m.: 19 IR 29; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233; readopted filed Apr 24, 2007, 8:21 a.m.: 20070509-IR-170070147RFA; readopted filed Aug 2, 2013, 2:16 p.m.: 20130828-IR-170130227RFA)~~

170 IAC 4-8-8 Requests for DSM Program Approvals

Authority: IC 8-1-1-3

Affected: IC 8-1-8.5

Sec. 8. (a) An electricity supplier shall file a request for approval of a DSM plan not less than one time every three years beginning no later than calendar year 2017.

(b) A utility applying to the commission for approval of DSM programs shall include the following information in its petition or case in chief:

(1) A description of the each DSM programs proposed by the utility.

(2) A budget for the DSM plan, including budgets for specific DSM programs.

(3) A cost-benefit analysis as required by IC 8-1-8.5-10(j)(2) using the following tests:

(a) Participant.

(b) Ratepayer impact measure (RIM).

(c) Utility Cost (UC)

(d) Total Resource Cost (TRC).

(e) Other reasonable tests accepted by the commission.

A utility is not required to express a test result in a specific format.

(4) Projected changes in customer consumption of electricity resulting from the implementation of the plan.

(5) A description of how the plan is consistent with the state energy analysis developed pursuant to IC 8-1-8.5-9.

(6) A description of how the plan is consistent with the utility's IRP, including providing copies of relevant portions of the utility's most recent IRP.

(7) Identification of any undue or unreasonable preference to any customer class potentially resulting from implementation of an energy efficiency program.

(8) A description of the lost revenues or financial incentives sought to be recovered or received by the electricity supplier.

(9) The effect, or potential effect, in both the long term and the short term, of the plan on the electric rates and bills of customers that participate in energy efficiency programs compared to the electric rates and bills of customers that do not participate.

(c) If a utility's request includes the elements identified in subsection (b), the commission shall issue an order within 200 days of the later of the date the utility submits its petition or case-in-chief.

(d) If a utility chooses to offer a home energy efficiency assistance program for qualified customers as described in IC 8-1-8.5-10(h), it shall not be included in the overall cost-effectiveness analysis of a utility's DSM programs; however, all program costs associated with this program will be fully recoverable.