

## Tentative Agenda

Tuesday, February 11, 1997

8:30 AM–9:00 AM Opening Remarks  
 9:00 AM–9:30 AM Overview of the DOE  
 Openness Press Conference  
 9:30 AM–10:30 AM Working Session  
 10:30 AM–10:45 AM Break  
 10:45 AM–12:00 PM Working Session  
 12:00 PM–1:00 PM Lunch  
 1:00 PM–2:30 PM Working Session  
 2:30 PM–2:45 PM Break  
 2:45 PM–4:00 PM Working Session  
 4:00 PM–4:30 PM Public Comment  
 4:30 PM Adjourn

This tentative agenda is subject to change. A final agenda will be available at the meeting.

**Public Participation:** The Chairman of the Panel is empowered to conduct the meeting in a fashion that will, in the Chairman's judgment, facilitate the orderly conduct of business. During its meeting in Washington, DC the Panel welcomes public comment. Members of the public will be heard in the order in which they sign up at the beginning of the meeting. The Panel will make every effort to hear the views of all interested parties. Written comments may be submitted to David Cheney, Acting Executive Director, Secretary of Energy Advisory Board, AB-1, US Department of Energy, 1000 Independence Avenue, SW, Washington, DC 20585. This notice is being published less than 15 days before the date of the meeting due to programmatic issues that had to be resolved prior to publication.

**Minutes:** Minutes and a transcript of the meeting will be available for public review and copying approximately 30 days following the meeting at the Freedom of Information Public Reading Room, 1E-190 Forrestal Building, 1000 Independence Avenue, SW, Washington, DC, between 9:00 AM and 4:00 PM, Monday through Friday except Federal holidays.

Issued at Washington, DC, on January 28, 1997.

Rachel M. Samuel,  
*Acting Deputy Advisory Committee  
 Management Officer.*

[FR Doc. 97-2557 Filed 1-31-97; 8:45 am]

BILLING CODE 6450-01-P

## Bonneville Power Administration

### Firm Non-Requirements Products and Services Contracts

**AGENCY:** Bonneville Power Administration (BPA), Department of Energy (DOE).

**ACTION:** Notice of availability of supplement to record of decision (ROD).

**SUMMARY:** This notice announces the availability of a Supplement to the Firm

Non-Requirements Products and Services Contracts (FNR) ROD (October 17, 1995). This Supplement relies on BPA's Business Plan Environmental Impact Statement (EIS) (June 1995) and the Business Plan ROD (August 15, 1995).

BPA has decided to modify an earlier decision regarding the energy services portion of its business. BPA's historical role in regional conservation is extended to enlarge the energy efficiency market beyond that which is currently being profitably captured by the private sector.

**ADDRESSES:** Copies of the Business Plan, Business Plan EIS, the Business Plan ROD, and the FNR ROD and additional copies of this Supplement to the FNR ROD are available from BPA's Public Involvement Office, PO Box 12999, Portland, Oregon 97212. Copies of these documents may also be obtained by using BPA's nationwide toll-free document request line, 1-800-622-4520.

**FOR FURTHER INFORMATION, CONTACT:** Katherine S. Pierce—EC, Bonneville Power Administration, PO Box 3621, Portland, Oregon, 97208-3621, phone number (503) 230-3962, fax number (503) 230-5166.

#### SUPPLEMENTARY INFORMATION:

##### Introduction

The Bonneville Power Administration (BPA) has decided to modify an earlier decision regarding the energy services portion of its business. BPA issued the FNR ROD on October 17, 1995. The FNR ROD was consistent with BPA's Business Plan, Business Plan EIS (DOE/EIS-0183, June 1995), and the Business Plan ROD (August 15, 1995).

The FNR ROD noted that, within the context of increased marketplace competitiveness, BPA needed to develop new strategies to retain existing customers and to attract new ones. FNR contracts increased BPA's flexibility and offered BPA an opportunity to sell a wide variety of power, transmission, and energy products and services. The FNR ROD also provided examples of energy services business products and services to increase business and enhance BPA's revenue potential.

Over the following year, BPA continued to examine its energy services role in the Pacific Northwest (PNW). On June 19, 1996, BPA submitted a proposal to the Comprehensive Review, to create an "Energy Services Business." There were concerns in the region about the broad scope of BPA's activities and the appearance BPA was competing with the private sector. As a result, BPA has decided to supplement the FNR

ROD. Only the Energy Services portion of the FNR ROD is affected.

#### Description of Changes to the Energy Services Business

On December 12, 1996, the Comprehensive Review Steering Committee released its final report to the four PNW Governors. The report proposed an energy efficiency market development role for BPA. BPA's historical role in regional conservation would be extended to enlarge the energy efficiency market beyond that which is currently being profitably captured by the private sector. BPA worked closely with the committee to develop the 13 guiding principles in the final report:

1. Not a Business: Bonneville's energy-efficiency activities are not a "business." The purpose of these activities is to serve Bonneville's statutory directive to promote cost-effective energy-efficiency investments. The Committee considers it unlikely that these activities will completely recover their costs without unduly competing with private enterprises. To address concerns about the net cost of these activities, the Committee proposes borrowing and spending caps in items 11 and 12 below.

2. Grow the Pie: Bonneville's role in market development should be structured and managed to enlarge energy-efficiency markets beyond that which is being profitably captured by private business.

3. Market Catalyst: Bonneville's market development activities should be limited to markets or individual situations that are not currently accessible, viable, or profitable for the private sector energy-efficiency industry.

4. Leverage Private Sector Services: Bonneville's market development activities should be designed and implemented to take full advantage of private sector energy goods and services. These activities should not favor one competitor over another.

5. Match Maker: Bonneville will act primarily as a facilitator/aggregator of transactions for services provided by its partners.

6. Exiting Viable Markets After Cost Recovery: Specific Bonneville market development activities will be discontinued when they become viable and profitable for the private sector energy-efficiency business.

7. Establish Advisory Board: An advisory board should be established immediately to monitor Bonneville's compliance with these restrictions. The advisory board should consist, among others, of private businesses that could be adversely affected by Bonneville's failure to comply with these restrictions as well as power and transmission customers. Bonneville should consult with and report to this board at regular intervals, and the board should report concerns to the Northwest Power Planning Council.

8. Focus on Federal Agencies and Power Sales Customers: Bonneville's market development activities should be limited to its regional power sales contract customers and federal agencies. Bonneville should provide energy-efficiency services for federal

agencies in cooperation with the serving utility or when the serving utility cannot or elects not to provide those services itself.

9. Full Cost Recovery: Agencies and customers contracting for market development services should repay the full cost of those services, including repayment of loans at the appropriate U.S. Treasury rate.

10. Energy-Efficiency Focus: Any Bonneville organizational unit or activity currently named "Energy Services" should be renamed "Energy Efficiency." This is intended to clarify that previous proposals to undertake a broad spectrum of other retail services have been dropped, and to preclude Bonneville support for load-building activities that are inconsistent with Bonneville's conservation directives.

11. Capital Borrowing Guidelines: Bonneville's use of U.S. Treasury capital should be limited to \$5 million per year and restricted to federal projects. This represents a reduction of roughly 50 percent relative to Bonneville's October 31, 1996 proposal, and a reduction of \$71 million relative to the final rate case figure. Capital borrowed from the U.S. Treasury should be repaid in full by the participating federal entity. All third party borrowing shall be non-recourse to Bonneville.

12. Self-Supporting: Bonneville's net costs for market development activities should not exceed \$8 million for the Fiscal Years 1997-2001. Bonneville's energy-efficiency activities should be self-supporting by September 30, 1999 or these activities should be terminated.

13. ROD Modifications: Bonneville should revise its October 1995 record of decision for firm non-requirements products and services contracts by replacing the "Energy Services" section with an "Energy-Efficiency" section that incorporates a final plan for energy-efficiency activities consistent with the restrictions herein. The energy-efficiency plan should not include activities listed in the original Record of Decision "Energy Services" section except those directly related to energy-efficiency. Other new activities listed in the original Record of Decision "Energy Services" section should not be offered by any part of Bonneville in competition with the private sector.

In order to provide a public service to help meet the region's energy efficiency needs and in response to principle 13 above, BPA is replacing, in total, the Energy Services section of the FNR ROD as outlined in the box below. This new section, Energy Efficiency, more accurately describes BPA's intent to properly manage the public assets to enhance and enlarge the energy efficiency market in the region through a process that is consistent with the other 12 principles.

#### Energy Efficiency

In order to fulfill its energy efficiency market development role, BPA proposes to provide products and services such as:

Rebates or incentives for achieving energy or capacity conservation; Demand-side management (DSM) services; Power quality services; and

Tracking and accounting for the use of power and other services under the terms of customized contracts.

The fundamental purpose of these products and services is to help enlarge the energy efficiency marketplace. Using its unique characteristics as a Federal agency with extensive experience in managing conservation efforts, BPA will serve as a catalyst or facilitator in making energy efficiency happen. While BPA must be financially self-sufficient, it will not compete with the private sector. Instead, BPA will work with private business partners, government and the utility community to help overcome barriers to conservation and efficiency efforts. BPA's success will be measured by its ability to make a difference, increasing the amount of conservation investments and expanding the business opportunities for private sector partners.

All other parts of the original FNR ROD remain unchanged to continue quality service to the region's electric industry.

#### Anticipated Effects of These Changes

The supplement outlined above is consistent with the Business Plan, Business Plan EIS, the Business Plan ROD, and the other sections of the FNR ROD. No change in environmental effects is expected. Nothing in this ROD Supplement is intended to affect BPA's practice of providing traditional reimbursable services to its customers.

#### Conclusion

I have decided that the focus of BPA's energy efficiency market development role is to enlarge the energy efficiency opportunities beyond that which is currently being profitably captured by the private sector. This decision remains consistent with BPA's Market-Driven approach for participation in the increasingly competitive electric power market. BPA is ensuring continued public benefits while being responsive to its customers' needs.

Issued in Portland, Oregon, on January 21, 1997.

Randall W. Hardy,

*Administrator.*

[FR Doc. 97-2552 Filed 1-31-97; 8:45 am]

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#### Federal Energy Regulatory Commission

[Docket No. RP97-184-001]

#### Crossroads Pipeline Company; Notice of Compliance Filing

January 28, 1997.

Take notice that on January 23, 1997, Crossroads Pipeline Company (Crossroads) tendered for filing as part of its FERC Gas Tariff, Original Volume

No. 1, Fourth Substitute Original Sheet No. 6, effective February 1, 1997.

Crossroads states that the purpose of this filing is to comply with the Commission's Letter Order in the above-referenced docket dated January 8, 1997.

Crossroads states further that copies of the compliance filing were served on its current firm and interruptible customers and interested state commissions.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rule 211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). All such protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken in this proceeding, but will not serve to make protestants parties to the proceeding. Copies of the filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,

*Secretary.*

[FR Doc. 97-2504 Filed 1-31-97; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER96-3144-000]

#### Northeast Utilities Service Company; Notice of Filing

January 28, 1997.

Take notice that on January 23, 1997, Northeast Utilities Service Company tendered for filing an amendment in the above-referenced docket.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before February 7, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

*Secretary.*

[FR Doc. 97-2506 Filed 1-31-97; 8:45 am]

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