

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of modifications to rate schedule tariff sheet Nos. 2.0, 2.7, 6.383, and 7.500, by Duke Energy Florida, LLC.

DOCKET NO. 20230036-EI
ORDER NO. PSC-2023-0158-PCO-EI
ISSUED: May 15, 2023

The following Commissioners participated in the disposition of this matter:

ANDREW GILES FAY, Chairman
ART GRAHAM
GARY F. CLARK
MIKE LA ROSA
GABRIELLA PASSIDOMO

ORDER SUSPENDING TARIFF

BY THE COMMISSION:

Background

On March 22, 2023, Duke Energy Florida, LLC (Duke) filed a petition for approval of modifications to rate schedule Tariff Sheet Nos. 2.0, 2.7, 6.383, and 7.500. Specifically, Duke is proposing modifications to Tariff Sheet Nos. 2.0 and 2.7 to reflect current Advanced Metering Infrastructure (AMI) technology and cost structure. These tariffs are voluntary and are available to certain commercial customers who want to review reports of their historic consumption data. Duke asserts that AMI technology has made data on daily use available at a lower cost and it is proposing to eliminate the monthly and weekly option while reducing the cost of the daily option offered under the tariff.

Additionally, Duke is proposing modifications to Tariff Sheet Nos. 6.383 and 7.500 to make changes to its economic development program in order to reflect the experience gained from implementing the program. Duke is proposing to add two additional criteria (geographic location benefits and economic multiplier) to the program, which Duke asserts will allow it to properly value a customer's new or expanded load. The load determined by the criteria impacts the overall discount offered under the tariff.

We have jurisdiction over this matter pursuant to Sections 366.03, 366.04, 366.05, and 366.06, Florida Statutes (F.S.).

Decision

The proposed tariff modifications are hereby suspended to allow staff sufficient time to review the petition and gather all pertinent information in order to present us with an informed recommendation on the tariff proposals.

Pursuant to Section 366.06(3), F.S., we may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such a change a reason or written statement of good cause for doing so within 60 days. We find that the reason stated above is a good cause consistent with the requirement of Section 366.06(3), F.S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Duke Energy Florida's proposed modifications to rate schedule Tariff Sheet Nos. 2.0, 2.7, 6.383, and 7.500 are suspended to allow Commission staff sufficient time to review the petition and gather all pertinent information in order to present us with an informed recommendation on the tariff proposal. It is further

ORDERED that this docket shall remain open pending our decision on the proposed tariff.

By ORDER of the Florida Public Service Commission this 15th day of May, 2023.



ADAM J. TEITZMAN
Commission Clerk

Florida Public Service Commission
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

MRT

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.569(1), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, Florida Administrative Code; or (2) judicial review by the Florida Supreme Court, in the case of an electric, gas or telephone utility, or the First District Court of Appeal, in the case of a water or wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.