

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of revised net metering tariff and agreement adopting terms of standard interconnection agreement for Tier 1, Tier 2, or Tier 3 renewable generator systems, by Tampa Electric Company.

DOCKET NO. 150099-EI
ORDER NO. PSC-15-0257-PCO-EI
ISSUED: June 26, 2015

The following Commissioners participated in the disposition of this matter:

ART GRAHAM, Chairman
LISA POLAK EDGAR
RONALD A. BRISÉ
JULIE I. BROWN
JIMMY PATRONIS

ORDER SUSPENDING PROPOSED REVISED NET METERING TARIFF

BY THE COMMISSION:

BACKGROUND

On March 27, 2015, Tampa Electric Company (TECO) filed a petition for approval of revisions to the net metering tariff and agreement adopting terms of the standard interconnection agreement (SIA) for Tier 1, Tier 2, and Tier 3 renewable generator systems. In its petition, TECO seeks approval of a modification to its Net Metering Tariff (NM-1) and an associated new agreement that facilitates the adoption of the terms, conditions, and obligations of an existing SIA by tenants who lease premises with pre-existing customer owned renewable generator facilities installed by the property owner. Following the filing of the petition, our staff held two informal meetings between staff, the utility, and interested persons to the docket.¹ During the informal meeting held May 21, 2015 modifications to the proposed agreement were discussed including identifying specific provisions of the pre-existing SIA which the tenant would be responsible for and additional clarifying language related to consequences of property owners' failure to abide by all of its commitments under the pre-existing SIA between the property owner and TECO. On May 27, 2015, TECO filed a supplement to its petition incorporating changes discussed during the May 21, 2015 meeting.² On May 22, 2015 TECO, by letter, waived the sixty day file and suspend period with respect to this docket.

We have jurisdiction over this matter pursuant to Sections 366.06 Florida Statutes (F.S.).

¹ Document No. 02087-15, April 14, 2015, Notice of Informal Meeting between Commission staff and interested persons to Docket No. 150099-EI, and Document No. 02849-15, May 14, 2015, Notice of Informal Meeting between Commission Staff and interested persons to docket No. 150099-EI.

² Document No. 03328-15, June 3, letter waiving the sixty day file and suspend period until June 19, 2015, with respect to the revised net metering tariff and agreement proposed in Docket No. 150099-EI.

SUSPENSION OF RATES

As stated, TECO filed its petition on March 27, 2015 seeking approval of its revised net metering tariff and agreement adopting terms of the SIA for Tier 1, Tier 2, or Tier 3 renewable generator systems.

The suspension of the proposed tariff revision is authorized by Section 366.06(3), F.S., which provides:

Pending a final order by the commission in any rate proceeding under this section, the commission may withhold consent to the operation of all or any portion of the new rate schedules, delivering to the utility requesting such increase, within 60 days, a reason or written statement of good cause for withholding its consent.

We shall suspend TECO's proposed revised net metering tariff and agreement adopting terms of the SIA for Tier 1, Tier 2, or Tier 3 renewable generator systems. We find there is good cause, pursuant to Section 366.06(3), F.S., to suspend the proposed tariff revision in order to allow our staff adequate time to thoroughly review the petition and issue a fully informed recommendation for our review.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Tampa Electric Company's proposed revised net metering tariff and agreement adopting terms of the standard interconnection agreement for Tier 1, Tier 2, or Tier 3 renewable generator systems shall be suspended pending further review. It is further

ORDERED by the Florida Public Service Commission that this docket shall remain open pending our final decision on Tampa Electric Company's proposed revised net metering tariff and agreement adopting terms of the standard interconnection agreement for Tier 1, Tier 2, or Tier 3 renewable generator systems.

By ORDER of the Florida Public Service Commission this 26th day of June, 2015.

Carlotta S. Stauffer

CARLOTTA S. STAUFFER
Commission Clerk
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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.

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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.