

State of Florida



Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD
TALLAHASSEE, FLORIDA 32399-0850

-M-E-M-O-R-A-N-D-U-M-

DATE: June 1, 2023

TO: Office of Commission Clerk (Teitzman)

FROM: Division of Economics (Ward, Hampson) *JGH*
Office of the General Counsel (Brownless) *JSC*

RE: Docket No. 20230068-EI – Petition for approval of smart outdoor lighting services pilot program by Duke Energy Florida, LLC.

AGENDA: 06/13/23 – Regular Agenda – Tariff Suspension – Participation is at the discretion of the Commission

COMMISSIONERS ASSIGNED: All Commissioners

PREHEARING OFFICER: Administrative

CRITICAL DATES: 07/14/23 (60-Day Suspension Date)

SPECIAL INSTRUCTIONS: None

Case Background

On May 15, 2023, Duke Energy Florida, LLC (Duke) filed a petition for approval of the smart outdoor lighting services pilot program (pilot program). Specifically, Duke is proposing to make modifications to Tariff Sheet Nos. 6.280 and 6.281 to allow certain customers who take service under the existing LS-1 lighting tariff to set their own personal lighting schedule and to dim the lights. The LS-1 lighting tariff is available to any customer for the sole purpose of lighting roadways or other outdoor land use areas. Currently, the energy rates for the LS-1 tariff are set for all customers based on the same lighting schedule (dusk to dawn). In its petition, Duke asserts that the pilot program will allow it to gather data on energy usage changes so that it can consider a future permanent program that is appropriately priced. Duke proposes to limit participation in the pilot program to 10,000 lights, while also reserving the right to allow additional participation. If approved, the pilot program would last 18 months from the day of the final Commission order approving the petition.

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This recommendation is to suspend the proposed tariffs. The Commission has jurisdiction over this matter pursuant to Sections 366.03, 366.04, 366.05, and 366.06, Florida Statutes (F.S.).

Discussion of Issues

Issue 1: Should Duke's proposed tariffs be suspended?

Recommendation: Yes. The tariffs should be suspended to allow staff sufficient time to review the petition and gather all pertinent information in order to present the Commission with an informed recommendation on the tariff proposals. (Ward)

Staff Analysis: Staff recommends that the tariffs be suspended to allow staff sufficient time to review the petition and gather all pertinent information in order to present the Commission with an informed recommendation on the tariff proposals.

Pursuant to Section 366.06(3), F.S., the Commission 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. Staff believes that the reason stated above is a good cause consistent with the requirements of Section 366.06(3), F.S.

Issue 2: Should this docket be closed?

Recommendation: This docket should remain open pending the Commission's decision on the proposed tariffs. (Brownless)

Staff Analysis: This docket should remain open pending the Commission's decision on the proposed tariffs.