

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Commission review of numeric conservation goals (Tampa Electric Company).

DOCKET NO. 20240014-EG

FILED: August 6, 2024

JOINT NOTICE OF STIPULATIONS

Tampa Electric Company (“Tampa Electric” or “the company”), the League of United Latin American Citizens of Florida (“LULAC”), Florida Rising, Inc. (“Florida Rising”), and the Southern Alliance for Clean Energy (“SACE”), (collectively “Parties”) hereby provide notice that they have reached the following stipulations to fully resolve the Parties’ respective issues in Docket No. 20240014-EG:

1. The Parties stipulate to entry of all pre-filed testimony and exhibits filed in this docket by the Parties into the record.
2. The Parties agree to waive cross-examination of all witnesses in Docket No. 20240014-EG and have no objection to witnesses being excused from appearing at hearing.
3. The Parties stipulate to entry of the following exhibits identified on Staff’s Comprehensive Exhibit List into the record for the above-captioned docket: Exh. Nos. 41-45, 88-124, 138-139, 146, 188-197.
4. The Parties agree that Tampa Electric’s proposed DSM Goals for the ten-year period of 2025-2034 shall be modified to reflect an increase in the annual participation level in Tampa Electric’s proposed Neighborhood Weatherization program from 7,500 to 8,000 for 2025-2034.
5. The Parties stipulate and agree that the modification set forth in Paragraph 4 above is a reasonable compromise of competing positions set forth in the testimony and exhibits set out by the witnesses for Tampa Electric, LULAC, and Florida Rising.

6. Subject to the modification of Tampa Electric's proposed DSM Goals as set forth in Paragraph 4 above, the Parties agree to stipulate to the following positions regarding issues 1-7, 8(b), and 12, as provided below:

ISSUE 1: Are the utility's proposed goals based on an adequate assessment of the full technical potential of all available demand-side and supply-side conservation and efficiency measures, including demand-side renewable energy systems?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that Tampa Electric's proposed goals are based on an adequate assessment of the full technical potential of all available demand-side and efficiency measures, including demand-side renewable energy systems, pursuant to Section 366.82(3), F.S.

ISSUE 2: Are the utility's proposed goals based on savings reasonably achievable through demand-side management programs over a ten year period?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that Tampa Electric's proposed DSM Goals, as modified herein, are based on savings reasonably achievable through demand-side management programs over a ten-year period.

ISSUE 3: Do the utility's proposed goals adequately reflect the costs and benefits to customers participating?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that Tampa Electric's proposed DSM Goals, as modified herein, adequately reflect the costs and benefits to customers participating.

ISSUE 4: Do the utility's proposed goals adequately reflect the costs and benefits to the general body of rate payers as a whole, including utility incentives and participant contributions?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that Tampa Electric's proposed DSM Goals, as modified herein, adequately reflect the costs and benefits to the general body of rate payers as a whole, including utility incentives and participant contributions.

ISSUE 5: Do the utility’s proposed goals adequately reflect the need for incentives to promote both customer-owned and utility-owned energy efficiency and demand side renewable energy systems?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that Tampa Electric’s proposed DSM Goals, as modified herein, adequately reflect the need for incentives to promote both customer-owned and utility owned energy efficiency and demand side renewable energy systems.

ISSUE 6: Do the utility’s proposed goals adequately reflect the costs imposed by state and federal regulations on the emissions of greenhouse gases?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that Tampa Electric’s proposed DSM Goals, as modified herein, adequately reflect the costs imposed by state and federal regulations on the emissions of greenhouse gases.

ISSUE 7: Do the utility’s proposed goals appropriately reflect consideration of free riders?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that Tampa Electric’s proposed DSM Goals, as modified herein, appropriately reflect consideration of free riders.

ISSUE 8(a): Should demand credit rates for interruptible service, curtailable service, stand by generation, or similar potential demand response programs be addressed in this proceeding or in the base rate proceedings for the rate regulated FEECA Utilities?

STIPULATION: The Parties stipulate and agree that, for purposes of Tampa Electric only, and for the purposes of this specific docket only, this is not the appropriate proceeding to reset the credits for Tampa Electric’s Commercial Demand Response, Industrial Load Management, or Standby Generator programs. The current credits for these programs were set in Tampa Electric’s 2021 Stipulation and Settlement agreement, which was approved by the Commission in Order No. PSC-2021-0432-S-EI, issued November 11, 2021, in Docket No. 20210034-EI.

ISSUE 8(b): If this proceeding, what demand credit rates are appropriate for purposes of establishing the utilities’ goals?

STIPULATION: The Parties stipulate and agree that the appropriate Commercial/Industrial demand response credits for establishing Tampa Electric’s goals in this proceeding are the credits approved by the Commission in Order No. PSC-2021-0432-S-EI.

ISSUE 12: What residential and commercial/industrial summer and winter megawatt (MW) and annual Gigawatt-hour (GWh) goals should be established for the period 2025-2034?

STIPULATION: The Parties stipulate and agree that the following Residential summer and winter megawatt (MW) and annual Gigawatt-hour (GWh) goals, which include the modification to the Neighborhood Weatherization Program described in Paragraph 4 above, should be established for the period 2025-2034:

Tampa Electric's 2025-2034 Proposed Residential DSM Goals at the Generator			
Year	Summer Demand (MW)	Winter Demand (MW)	Annual Energy (GWh)
	<u>Incremental</u>	<u>Incremental</u>	<u>Incremental</u>
2025	7.9	14.0	24.8
2026	7.9	14.0	24.8
2027	8.8	14.6	25.4
2028	8.6	14.5	24.8
2029	8.6	14.5	24.8
2030	9.6	15.2	25.8
2031	9.5	15.1	25.3
2032	9.5	15.1	25.3
2033	9.6	15.2	25.8
2034	9.5	15.1	25.3

The cumulative effect of these residential goals through 2034 would be a summer MW reduction of 89.7 MW, a winter MW reduction of 147.1 MW and cumulative energy savings of 252.7 GWh as compared to the original proposed values of 88.6 MW (summer), 145.4 MW (winter), and 246.2 GWh (cumulative energy).

The Parties stipulate and agree that the following Commercial/Industrial summer and winter megawatt (MW) and annual Gigawatt-hour (GWh) goals, which were not affected by the modification to the Neighborhood Weatherization Program described in Paragraph 4 above, should be established for the period 2025-2034:

Tampa Electric's 2025-2034 Proposed Commercial/Industrial DSM Goals at the Generator			
Year	Summer Demand (MW)	Winter Demand (MW)	Annual Energy (GWh)
	<u>Incremental</u>	<u>Incremental</u>	<u>Incremental</u>
2025	6.4	5.4	22.2
2026	6.3	5.4	22.2
2027	6.9	5.9	22.3
2028	6.4	5.4	22.3
2029	6.4	5.4	22.3
2030	5.9	5.1	18.6
2031	5.4	4.6	18.6
2032	5.4	4.6	18.6
2033	6.0	5.1	18.6
2034	5.4	4.6	18.6

The cumulative effect of these commercial/industrial goals through 2034 would be a summer MW reduction of 60.5 MW, a winter MW reduction of 51.7 MW and cumulative energy savings of 204.4 GWh.

ISSUE 13: What goals, if any, should be established for increasing the development of demand-side renewable energy systems?

STIPULATION: The Parties stipulate and agree that the record supports a Commission finding that no additional goals should be established for demand-side renewable energy systems.

ISSUE 14: Should this docket be closed?

STIPULATION: The Parties stipulate and agree that approval of the stipulations set forth herein will fully resolve the issues and positions of all Parties to this docket and, therefore, this docket should be closed upon the issuance of an Order approving these stipulations.

7. The Parties stipulate and agree that Tampa Electric’s proposed DSM goals, as modified herein, include both RIM- and TRC-passing programs and will deliver meaningful energy-efficiency savings options to all customers including owners, renters, and low-income customers, and should be approved.

8. The Parties stipulate and agree that Tampa Electric’s proposed DSM Goals, as modified herein, are a reasonable approach to meet the requirements of Section 366.82, Florida Statutes, and Rules 25-17.0021 and 25-17.008, Florida Administrative Code, and will establish DSM Goals at a reasonable and appropriate level for the period 2025 through 2034 and should be approved.

9. The Parties stipulate and agree that the stipulations and positions set forth herein are limited and apply only to Tampa Electric’s proposed DSM Goals in Docket No. 20240014-EG, and in no way impact or limit any of the positions that Parties may take in any other current or future proceedings before the Commission, including, but not limited to, any other DSM Goals dockets currently pending before the Commission. Further, no Party agrees, concedes, or waives any position with respect to any of the issues identified in the Prehearing Order.

10. The Parties stipulate and agree that these stipulations fully resolve their respective issues in Docket No. 20240014-EG and request that they be approved by the Commission.

Tampa Electric Company

Name: Malcolm N. Means

Title: Attorney for Tampa Electric Company


Signature: Malcolm N. Means

Date: August 5, 2024

**Southern Alliance for Clean Energy
("SACE")**

Name: William C. Garner

Title: Attorney for Southern Alliance for
Clean Energy ("SACE")

Signature: 

Date: 8/5/2024

**League of United Latin American Citizens
of Florida (“LULAC”) & Florida Rising**

Name: Bradley Marshall

Title: Attorney for League of United Latin
American Citizens of Florida (“LULAC”) &
Florida Rising

Signature: 

Date: August 5, 2024

In Witness Whereof, Walmart Inc. evidences its acceptance and agreement with Paragraphs 1-3, Issues 1-8b and 13-14 in Paragraph 6, and Paragraphs 7-10 of the stipulations by signature of its counsel, and takes no position on Paragraphs 4, 5, and Issue 12 in Paragraph 6 of the stipulations.

Walmart Inc.

Name: Stephanie U. Eaton

Title: Attorney for Walmart Inc.

Signature: _____

A handwritten signature in black ink, appearing to be 'SUE', written over a horizontal line.

Date: 08/05/24