

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for approval of) DOCKET NO. 931009-EI
revised interruptibility terms) ORDER NO. PSC-95-0263-FOF-EI
for non-firm rate schedules by) ISSUED: February 27, 1995
FLORIDA POWER CORPORATION.)
_____)

The following Commissioners participated in the disposition of this matter:

SUSAN F. CLARK, Chairman
J. TERRY DEASON
JOE GARCIA
JULIA L. JOHNSON
DIANE K. KIESLING

ORDER APPROVING REVISED INTERRUPTIBILITY TERMS

BY THE COMMISSION:

On October 18, 1993, Florida Power Corporation (FPC) filed a petition requesting approval of revisions to its non-firm (interruptible, curtailable and load management) rate schedules that would allow the utility to interrupt or curtail service to customers taking service on any of these rate schedules when necessary to provide emergency power to other utilities. We suspended the revised rate schedules at our December 7, 1993, agenda conference because subparagraph (4)(c) of Rule 25-6.0438, Florida Administrative Code, on the terms and conditions of non-firm electric service, requires that when a utility proposes to make a change in any of its non-firm service offerings, it must provide written notice to each customer who may be affected by the proposal.

At that time FPC notified all customers taking service on any of these non-firm rate schedules of the proposed changes. The utility also filed an amended petition to specify that interruptions of non-firm customers to provide emergency power to another utility would be made to serve only the purchasing utility's firm load obligations. The amended rate schedule was conditionally approved at our February 15, 1994, agenda conference and thereafter, we opened Docket No. 940345-EU to investigate the planning practices and operating reserves of peninsular Florida's generating electric utilities. Included for consideration in Docket No. 930345-EU, were the issues of whether utilities should be required to interrupt non-firm load to sell power to serve the firm load of a utility experiencing a capacity shortfall (1) if

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other generation is not available for sale from any other utility and (2) if other generation is available for sale from any utility. Expedited hearings were held in June and July 1994.

After the hearings, we found "that if the selling utility relies on its non-firm load as part of its planning and operating reserves, then the selling utility shall be required to make such reserves available to another utility experiencing a capacity shortfall, even if other generation is available for sale from any utility.... If non-firm load cannot be relied upon to the same degree as other firm reserves, true reciprocity in times of capacity shortfalls will not be achieved." (Order No. PSC-94-1256-FOF-EU, issued October 11, 1994, in Docket No. 940345-EU)

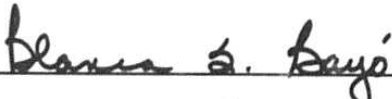
Through this Order, we implement for FPC our decision in Docket No. 940345-EU, and approve unconditionally Florida Power Corporation's requested revisions to its Interruptible (IS-1 and IST-1), Curtailable (CS-1 and CST-1), Interruptible (SS-2) and Curtailable (SS-3) Standby, and Residential (RSL-1) and General Service (GSLM-1) Load Management rate schedules.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the request of Florida Power Corporation to revise its Interruptible (IS-1 and IST-1), Curtailable (CS-1 and CST-1), Interruptible (SS-2) and Curtailable (SS-3) Standby, and Residential (RSL-1) and General Service (GSLM-1) Load Management rated schedules is hereby approved. It is further

ORDERED that this docket shall be closed.

By ORDER of the Florida Public Service Commission, this 27th day of February, 1995.



BLANCA S. BAYÓ, Director
Division of Records and Reporting

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), 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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, 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 and/or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days after the issuance of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900 (a), Florida Rules of Appellate Procedure.