

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Planning Hearings on Load)	DOCKET NO. 910004-EU
Forecasts, Generation Expansion)	ORDER NO. 24015
Plans, and Cogeneration Prices for)	ISSUED: 1-23-91
Florida's Electric Utilities.)	
)	

The following Commissioners participated in the disposition of this matter:

MICHAEL MCK. WILSON, Chairman
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 FRANK S. MESSERSMITH

ORDER SUSPENDING TARIFFS FILED BY GULF POWER COMPANY

BY THE COMMISSION:

On September 18, 1990, we voted to adopt new rules on cogeneration and small power production. In order to implement the rules, we also voted to require the investor-owned utilities to file generation expansion plans, standard interconnection agreements and tariffs for the purchase of capacity and energy from qualifying facilities by October 30, 1990.

On October 30, 1990, Gulf Power Company filed its generation expansion plan, a Standard Rate COG-1, a Standard Rate COG-2, a Standard Offer Contract for the Purchase of Firm Capacity and Energy and an Interconnection Agreement. Gulf Power Company did not file a revised Interconnection Agreement.

Unless we take action to suspend these tariffs, they will go into effect on December 28, 1990. Because of the extensive nature of the changes to the tariffs, additional time is needed to investigate the tariffs.

A hearing is needed to review the COG-2 firm capacity and energy tariff, the Standard Offer Contract for the Purchase of Firm Capacity and Energy, and the generation expansion plan upon which the tariffs are based. Hearing dates will be reserved to provide all parties with the opportunity to comment on Gulf Power's

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generation expansion plans an on the terms and conditions in their tariffs. We will then approve, disapprove, or modify these filings.

In addition, the new rule on cogeneration and small power production (Rule 25-17.087, Florida Administrative Code) would dictate that Gulf Power Company file a revised interconnection agreement which incorporates the following changes:

1. the agreement should require a certificate of insurance rather than a certified copy or duplicate original of an insurance policy;
2. the agreement should require Gulf Power Company to be an additional named insured on the Qualifying Facility's insurance policy

Accordingly, it is

ORDERED by the Florida Public Service Commission that the Standard Rate COG-1, Standard Rate COG-2, Standard Offer Contracts for the Purchase of Firm Capacity and Energy, filed by Gulf Power Company on October 30, 1990, are hereby suspended. It is further

ORDERED that Gulf Power Company shall file with this Commission a revised interconnection agreement which incorporates these changes set forth in the body of this Order.

By ORDER of the Florida Public Service Commission, this
23rd day of JANUARY, 1991.


 STEVE TRIBBLE, 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 or sewer 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.