

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Energy conservation cost
recovery clause.

DOCKET NO. 020002-EG
ORDER NO. PSC-02-1738-FOF-EG
ISSUED: December 10, 2002

The following Commissioners participated in the disposition of
this matter:

LILA A. JABER, Chairman
J. TERRY DEASON
BRAULIO L. BAEZ
MICHAEL A. PALECKI
RUDOLPH "RUDY" BRADLEY

APPEARANCES:

JOHN W. MCWHIRTER, JR., ESQUIRE, McWhirter Reeves
McGlothlin Davidson Decker Kaufman & Arnold, P.A., 400
North Tampa Street, Suite 2450, Tampa, Florida 33601-3350
On behalf of Florida Industrial Power Users Group
(FIPUG).

CHARLES A. GUYTON, ESQUIRE, Steel, Hector & Davis, LLP,
215 S. Monroe Street, Suite 601, Tallahassee, Florida
32301
On behalf of Florida Power & Light Company (FP&L).

JAMES A. MCGEE, ESQUIRE, P.O. Box 14042, St. Petersburg,
Florida 33733-4042
On behalf of Florida Power Corporation (FPC).

NORMAN H. HORTON, JR., ESQUIRE, Messer, Caparello & Self,
P.A., P.O. Box 1876, Tallahassee, Florida 32302-1876
On behalf of Florida Public Utilities Company (FPUC).

JEFFREY A. STONE, ESQUIRE, RUSSELL A. BADDERS, ESQUIRE,
Beggs & Lane, P.O. Box 12950, Pensacola, Florida 32591-
2950
On behalf of Gulf Power Company (GULF).

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FPSC-COMMISSION CLERK

ROBERT D. VANDIVER, ESQUIRE, Associate Public Counsel,
Office of Public Counsel, c/o The Florida Legislature,
111 West Madison Street, Room 812, Tallahassee, Florida
32399-1400
On behalf of the Citizens of the State of Florida (OPC).

JAMES D. BEASLEY, ESQUIRE, Ausley & McMullen, P.O. Box
391, Tallahassee, Florida 32302
On behalf of Tampa Electric Company (TECO).

LORENA A. HOLLEY, ESQUIRE, Florida Public Service
Commission, 2540 Shumard Oak Boulevard, Tallahassee,
Florida 32399-0850
On behalf of the Florida Public Service Commission
(FPSC).

FINAL ORDER APPROVING ENERGY CONSERVATION COST RECOVERY AMOUNTS
AND ESTABLISHING ENERGY CONSERVATION COST RECOVERY FACTORS
FOR THE PERIOD JANUARY 2003 THROUGH DECEMBER 2003

I. Case Background

As part of the Commission's ongoing energy conservation cost recovery proceedings, a hearing was held on November 20, 2002, in this docket. Prior to the hearing, the parties reached agreement on all issues. Accordingly, all issues presented were stipulated. Therefore, all stipulations are hereby accepted and approved as follows.

II. Generic Energy Conservation Cost Recovery Issues

A. End-of-Period Final True-Up Amounts for Period January 2001 Through December 2001

We approve as reasonable the following stipulation as to the end-of-period final true-up amounts for the period January 2001 through December 2001:

FPC:	\$ 6,787,137 Over Recovery
FP&L:	\$ 6,735,320 Over Recovery
GPC:	\$ 679,319 Under Recovery

TECO: \$ 872,940 Over Recovery
FPUC: (Mari.) \$ 28,208 Under Recovery
FPUC: (Fern.) \$ 14,481 Under Recovery

B. Energy Conservation Cost Recovery Factors for Period January 2003 through December 2003

We approve as reasonable the following stipulation as to the appropriate energy conservation cost recovery factors for the period January 2003 through December 2003:

<u>FPC: Rate Class</u>	<u>ECCR Factor</u>
Residential	0.189 cents/Kwh
General Svc. Non-Demand	0.150 cents/Kwh
@ Primary Voltage	0.149 cents/Kwh
@ Transmission Voltage	0.147 cents/Kwh
General Svc. 100% Load Factor	0.119 cents/Kwh
General Svc. Demand	0.134 cents/Kwh
@ Primary Voltage	0.133 cents/Kwh
@ Transmission Voltage	0.131 cents/Kwh
Curtaillable	0.105 cents/Kwh
@ Primary Voltage	0.104 cents/Kwh
@ Transmission Voltage	0.103 cents/Kwh
Interruptible	0.117 cents/Kwh
@ Primary Voltage	0.116 cents/Kwh
@ Transmission Voltage	0.115 cents/Kwh
Lighting	0.058 cents/Kwh
<u>FP&L: Rate Class</u>	<u>ECCR Factor</u>
Residential	0.180 cents/Kwh
General Svc.	0.170 cents/Kwh
General Svc. Demand	0.163 cents/Kwh
Sports Service 2	0.129 cents/Kwh
General Svc. Large 1/Curtaillable 1	0.155 cents/Kwh
General Svc. Large 2/Curtaillable 2	0.152 cents/Kwh
General Svc. Large 3/Curtaillable 3	0.135 cents/Kwh
Interruptible Standby ID	0.000 cents/Kwh
Standby Supplemental 1T	0.116 cents/Kwh
Standby Supplemental 1D	0.150 cents/Kwh
Commercial Load Control D & G	0.142 cents/Kwh
Commercial Load Control T	0.129 cents/Kwh
Metropolitan Transit	0.167 cents/Kwh

Outdoor/Street Lighting 1	0.113 cents/Kwh
Street Lighting 2	0.136 cents/Kwh

<u>GPC: Rate Class</u>	<u>ECCR Factor</u>
RS, RST	0.061 cents/Kwh
GS, GST	0.061 cents/Kwh
GSD, GSDT	0.057 cents/Kwh
LP, LPT	0.055 cents/Kwh
PX, PXT, RTP, SBS	0.052 cents/Kwh
OSI, OSII	0.047 cents/Kwh
OSIII	0.054 cents/Kwh
OSIV	0.047 cents/Kwh

<u>TECO: Rate Class</u>	<u>ECCR Factor</u>
Interruptible	0.020 cents/Mwh
Residential	0.116 cents/Kwh
General Svc. Non-Demand	0.108 cents/Kwh
General Svc. Demand	0.097 cents/Kwh
@ Primary Voltage	0.096 cents/Kwh
General Svc. Large Demand	0.089 cents/Kwh
@ Primary Voltage	0.088 cents/Kwh
@ Subtransmission Voltage	0.087 cents/Kwh
Lighting	0.063 cents/Kwh

<u>FPUC: Rate Class</u>	<u>ECCR Factor</u>
(Marianna)	0.079 cents/Kwh
(Fernandina Beach)	0.049 cents/Kwh

FIPUG and OPC take no position.

C. Effective Date of the Energy Conservation Cost Recovery Factors for Billing Purposes

We approve as reasonable the following stipulation as to the effective date of the new energy conservation cost recovery factors for billing purposes:

The factors shall be effective beginning with the specified conservation cost recovery cycle and thereafter for the period January, 2003, through December, 2003. Billing cycles may start before January 1, 2003, and the last cycle may be read after December 31, 2003, so that each customer is billed for

twelve months regardless of when the adjustment factor became effective.

III. Company Specific Issues

A. Tampa Electric Company

- i. Contracted Credit Value for the GSLM-2 and GSLM-3 Rate Riders for the period January 2003 through December 2003

We approve as reasonable the following stipulation as to Tampa Electric Company's Contracted Credit Value for the GSLM-2 and GLSM-3 Rate Riders for the period January 2003 through December 2003:

In accordance with Order No. PSC-99-1778-EI, issued September 10, 1999, in Docket No. 990037-EI, Tampa Electric Company has calculated that, for the forthcoming cost recovery period, January 2003 - December 2003, the contracted Credit Value for the GSLM-2 and GSLM-3 rate riders will be \$4.59 per KW.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that the stipulations, rulings and findings set forth in the body of this Order are hereby approved. It is further

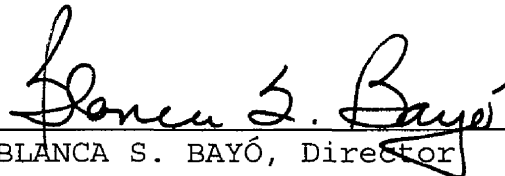
ORDERED that each utility that was a party to this docket shall abide by the stipulations, findings, and rulings herein which are applicable to it.

ORDERED that the utilities named herein are authorized to collect the energy conservation cost recovery amounts and utilize the factors approved herein for the period beginning with the specified conservation cost recovery cycle and thereafter for the period January 1, 2003, through December 31, 2003. Billing cycles may start before January 1, 2003, and the last cycle may be read after December 31, 2003, so that each customer is billed for 12 months regardless of when the adjustment factors became effective. It is further

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ORDERED that, for the forthcoming cost recovery period, January 2003 - December 2003, Tampa Electric Company's Contracted Credit Value for the GSLM-2 and GSLM-3 rate riders shall be \$4.59 per KW.

By ORDER of the Florida Public Service Commission this 10th day of December, 2002.



BLANCA S. BAYÓ, Director
Division of the Commission Clerk
and Administrative Services

(S E A L)

LAH

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.

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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 the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 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 the Commission Clerk and Administrative Services 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.