

030752-ET

August 4, 2003

Charles A. Guyton
850.222.3423

VIA HAND DELIVERY

Blanca S. Bayó, Director
Division of the Commission Clerk and
Administrative Services
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

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COMMISSION
CLERK

**Re: Petition for Approval of Florida Power & Light Company's
Green Power Pricing Research Project**

Dear Ms. Bayó:

Enclosed for filing on behalf of Florida Power & Light Company are the original and fifteen (15) copies of the Petition for Approval of Florida Power & Light Company's Green Power Pricing Research Project. If you or your staff have any questions regarding this transmittal, please contact me at 222-2300.

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FPSC-BUREAU OF RECORDS

Respectfully,

Elizabeth C. Daley
For Charles A. Guyton

CAG/sem

Enclosures

cc: All Parties of Record

TAL_1998 46376v1

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

**In re: Petition of Florida Power & Light)
Company For Approval of a Green Power)
Pricing Power Research Project)**

**Docket No. 030752-E1
Filed: August 4, 2003**

**PETITION FOR APPROVAL OF
FLORIDA POWER & LIGHT COMPANY'S
GREEN POWER PRICING RESEARCH PROJECT**

Florida Power & Light Company ("FPL"), pursuant to Section 366.82(2), 366.05, 366.06, and 366.075, Florida Statutes (2003), hereby petitions the Florida Public Service Commission ("Commission") to (a) approve FPL's Green Power Pricing Project as part of FPL's Demand Side Management ("DSM") Plan, (b) approve Original Sheet No. 8.841, the Green Power Pricing - ECCR Rider, attached as Appendix B, (c) allow FPL to record all Green Power Pricing Research Project revenues and expenses in FPL's Energy Conservation Cost Recovery ("ECCR") accounts and recover reasonable and prudent expenditures in excess of revenues for the Green Power Pricing Project through FPL's ECCR Clause, (d) allow FPL, once any prior under-recoveries of Green Power Pricing Research Project expenses have been returned to customers with interest through the ECCR true-up, to defer excess revenues as a regulatory liability until such time as FPL has deferred sufficient revenues to reinvest in the Green Power Pricing Research Project, and (e) approve the counting of the renewable energy sold under the Green Power Pricing Project toward FPL's conservation goals.

Introduction

1. FPL is an investor-owned public utility regulated by the Commission pursuant to Chapter 366, Florida Statutes. FPL is subject to the Florida Energy Efficiency Conservation Act ("FEECA"), Section 366.80-85, 403.519, Florida Statutes (2003). Pursuant to FEECA the Commission has approved DSM goals for FPL, and FPL has a DSM Plan approved by the Commission designed to achieve its DSM goals. FPL has a substantial interest in achieving its DSM goals, securing approval of its DSM Plan and receiving cost recovery through its ECCR Clause for the conservation programs and research efforts approved as part of FPL's DSM Plan.

DOCUMENT IN REPLY DATE

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FPSC-COMMISSION CLERK

2. FPL's address is 9250 West Flagler Street, Miami, FL 33174. Correspondence, notices, orders and other documents concerning this Petition should be sent to:

Charles A. Guyton
Steel Hector & Davis LLP
Suite 601
215 S. Monroe Street
Tallahassee, FL 32301
(850) 222-2300 (voice)
(850) 222-7510 (facsimile)

William G. Walker, III
Vice President, Regulatory Affairs
Florida Power & Light Company
215 S. Monroe Street, Suite 810
Tallahassee, FL 32301
(850) 521-3910 (voice)
(850) 521-3939 (facsimile)

Background

3. In 1994 during the then pending conservation goals proceeding, Docket No. 930548-EG, FPL first suggested the concept of green pricing to the Commission. In its order approving FPL's conservation goals, the Commission stated:

Green Pricing is a relatively new concept. Customers voluntarily choose to donate money on their monthly bills for the utility to engage in the procurement and implementation of renewable technologies. FPL should consider this option to promote the installation of solar water heating and other renewable measures during the program development and submittal stage of the conservation goals process.

* * *

We believe that Green Pricing options should be considered in the repackaging of FPL's existing solar water heating program. ... FPL shall therefore develop alternative funding sources such as (but not limited to) voluntary green pricing to promote the installation of solar water heating and other renewable measures. Any demand or energy savings achieved through implementation of solar or renewable measures shall be counted toward accomplishment of FPL's conservation goal.

Order No. PSC-94-1313-FOF-EG at 26-8.

4. In response, FPL filed a DSM Plan with a green pricing concept. The concept was described as a potential program whereby customers would agree to make voluntary contributions to FPL so that a greater portion of the energy supplied by FPL would be from renewable resources. It was further explained as a means of allowing customers to contribute

voluntarily towards the purchase of renewable resources by FPL that would not otherwise be cost-effective for FPL to acquire.

5. In approving FPL's DSM Plan in Docket No. 941170-EG, the Commission stated:

Based on the preliminary information submitted in response to Order No. PSC-1313-FOF-EG, issued 10/25/94, FPL's green pricing program appears to adequately address the development of renewable technologies. FPL will purchase photovoltaic modules to be located at powerplants [sic] or substations.

Order No. PSC-95-0691-FOF-EG at 4.

6. In May 1996, FPL petitioned the Commission for approval of a Green Pricing Research and Development Project ("Green Pricing R&D Project"). The matter was assigned Docket No. 960624-EG. In its petition, FPL sought approval for a two-year research project in which FPL would seek customer contributions and use those contributions to build photovoltaic ("PV") modules on FPL's system. After the Commission issued a PAA order approving the Green Pricing R&D (Order No. PSC-96-0955-FOF-EG), the Legal Environmental Assistance Foundation, Inc., ("LEAF") filed a protest and requested a hearing. Before hearing, FPL and LEAF reached a stipulation, which was approved by the Commission in Order No. PSC-97-0528-FOF-EG.

7. FPL conducted its Green Pricing R&D Project and filed with the Commission FPL's Final Report on the Project in January 2000. In its Final Report, FPL explained to the Commission that it had raised over \$89,500 in voluntary contributions from its customers and that it was using those contributions to construct a 10 kW PV system at FPL's Martin power plant site.

8. While FPL was finishing its Green Pricing R&D Project, FPL filed for new conservation goals in Docket No. 971004-EG. LEAF intervened in that proceeding as well. On June 23, 1999, FPL and LEAF filed a Joint Motion to Approve Stipulation. In the Stipulation LEAF agreed to withdraw from the proceeding in exchange for a number of FPL actions, including FPL's agreement to:

investigate and, if feasible, implement a Green Energy Program under which FPL would purchase energy generated from new renewable resources. The Program would offer to meet all or a part of a customer's load with generation from the new renewable resources for an additional charge calculated to recover no more than FPL's related Program expenses and its incremental cost to purchase the energy.

The Commission approved this FPL/LEAF Stipulation in Order No. PSC-99-1412-S-EG.

9. In the DSM Plan review docket following the establishment of FPL's DSM goals in 1999, FPL proposed as part of its DSM Plan a Green Power Research and Development Program. This three year program was designed to "investigate customer acceptance of a green pricing program and potentially develop a Green Energy Program," if feasible. The Commission approved FPL's DSM Plan, including the Green Power Research and Development Program, in Order No. PSC-00-0915-PAA-EG, dated May 8, 2000.

10. As part of the Green Power Research and Development Program, FPL conducted market research and other activities to gauge the feasibility of offering a green power program. Among those activities was the issuance in September 2001 of a Request for Proposal for Renewable Energy ("RFP"). In its RFP, FPL solicited energy from renewable energy resources which might be used to supply customers in a green power program.

11. FPL received four proposals in response to its RFP. Several responses were from Qualifying Facilities under the Public Utility Resource Policies Act ("PURPA"). Each of those proposals offered energy to FPL at prices in excess of FPL's avoided energy cost.

12. Because FPL understands PURPA as restricting FPL from paying in excess of its avoided cost for QF generated power, FPL filed for a declaratory statement from the Commission asking if FPL could pay QFs in excess of its avoided cost if the payments were made pursuant to a green power program in which customers taking service under a green power tariff voluntarily paid for the cost in excess of avoided costs. The matter was assigned Docket No. 020397-EQ. On August 6, 2002, the Commission issued Order No. PSC-02-1059-DS-EQ in which it granted FPL's request for a declaratory statement. The Commission ruled that FPL could pay a QF in excess of its avoided costs for renewable energy for a green energy program in which FPL's customers voluntarily agreed to higher rates covering the costs above FPL's avoided cost; such an arrangement would not violate PURPA and its implementing rules, or section 366.051 and its implementing rules.

13. FPL continued investigating the feasibility of offering a green power program. In its investigation, FPL discovered an alternative means of potentially supplying energy from renewable resources that offered several advantages over the proposals FPL had received in its RFP. Based upon its investigation, FPL decided to reject all bids in the RFP, bids which by their terms had already expired, and proceed with a Green Power Pricing Research Project that employed Tradable Renewable Energy Certificates ("TRECs"), as explained in Appendix A.

FPL's Proposed Green Power Pricing Research Project

14. FPL seeks approval of its Green Power Pricing Research Project ("Project"), which is more fully described in Appendix A. Under this Project FPL will offer customers the opportunity to facilitate the development of renewable energy sources. Customers who choose to take service under the Green Power Pricing Research Project will pay for a monthly 1,000 kWh block of renewable energy by paying a charge over and above the charges in their standard

rate schedule. This additional charge will be designed to cover the cost of purchasing TRECs associated with energy from renewable resources as well as the administration costs of the Green Power Pricing Research Project. FPL will record both the costs it incurs for the Project as well as the incremental revenues it receives from its Green Power Pricing - ECCR Rider in ECCR accounts. By entering into the Green Power Pricing Research Project, FPL will be able to help foster development of renewable energy resources.

Tariff Approval

15. FPL proposes to implement its Green Power Pricing Research Project through offering Original Sheet No. 8.841. This tariff sheet, which is entitled “Green Power Pricing - ECCR Rider,” is attached as Appendix B. It is filed as an experimental tariff sheet to conduct the Project.

DSM Program Approval Criteria

16. The proposed Green Power Pricing Research Project will help achieve the goals of FEECA and Commission Rule 25-17.001, Florida Administrative Code. Specifically, it will facilitate development of cost-effective renewable energy. It should help encourage renewable technologies that might not otherwise be available. It should also aid customers by contributing to the potential commercialization of renewable technologies.

17. The Green Power Pricing Research Project is designed to be cost-effective to non-participants. However, one of the purposes of the Project is to assess whether the Project will be cost-effective. It is envisioned that once the project is mature, Project revenues will exceed Project costs, with Project participants paying all the costs of the Project. In such a scenario, non-participating customers will pay no costs associated with the Project. The Green Power Pricing Research Project should also be cost-effective to participants in that it is a voluntary

program and customers will not opt to participate if the cost of the Project exceeds their perceived benefits from participation.

18. The Green Power Pricing Research Project is directly monitorable and will yield measurable results. FPL will record charges paid by customers, track costs associated with purchases of TRECs, track Project expenditures and periodically assure that the charges under the Green Power Pricing - ECCR Rider recovers the costs associated with the purchase of TRECs and the delivery of the Green Power Pricing Research Project. FPL's monitoring and assessment efforts are more fully addressed in Appendix A.

19. FPL is not aware of any disputed issues of material facts. There has not been any prior agency action in this proceeding; therefore, FPL cannot allege "when and how the petitioner received notice of the agency decision." Since there is no agency action for which FPL is seeking reversal or modification, there are no statutes or rules FPL contends require reversal or modification of Commission action.

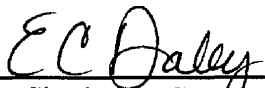

20. The Green Power Pricing Research Project should be approved and incorporated into FPL's DSM Plan. The tariff sheet necessary to implement the Green Power Pricing Research Project, Original Sheet No. 8.841, the Green Power Pricing - ECCR Rider, should be approved. FPL should be authorized to report all Green Power Pricing Research Project revenues and expenses through FPL's ECCR clause and recover reasonable and prudent expenditures in excess of revenues for the Green Power Pricing Project through FPL's ECCR Clause. FPL should also be allowed, once any prior under-recoveries of Green Pricing Research Project expenses have been returned to customers with interest through the ECCR true-up, to defer excess revenues as a regulatory liability until such time as FPL has deferred sufficient revenues to reinvest in the Green Power Pricing Research Project.

WHEREFORE, FPL respectfully petitions the Commission to (a) approve FPL's Green Power Pricing Research Project as part of FPL's DSM Plan, (b) approve the tariff sheet necessary to implement the Green Power Pricing Research Project, Original Sheet No. 8.xxx, the Green Power Pricing - ECCR Rider, (c) allow FPL to record all Green Power Pricing Research Project revenues and expenses in FPL's ECCR accounts and recover reasonable and prudent expenditures in excess of revenues for the Green Power Pricing Project through FPL's Energy Conservation Cost Recovery ("ECCR") Clause, (d) allow FPL, once any prior under-recoveries of Green Power Pricing Research Project expenses have been returned to customers with interest through the ECCR true-up, to defer excess revenues as a regulatory liability until such time as FPL has deferred sufficient revenues to reinvest in the Green Power Pricing Research Project, and (e) approve the counting of the renewable energy sold as part of the Green Power Pricing Research Project toward FPL's conservation goals.

Respectfully submitted,

STEEL HECTOR & DAVIS LLP
215 S. Monroe Street, Suite 601
Tallahassee, Florida 32301-1804

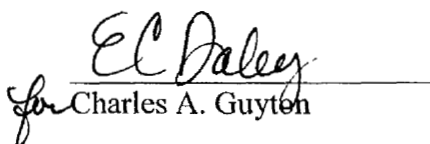
Attorneys for Florida Power
& Light Company

By: 
 Charles A. Guyton

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing Petition For Approval of Florida Power & Light Company's Green Power Pricing Research Project was served upon the following person by first class United States Mail this 4th day of August, 2003:

Charles Beck, Esq.
Office of Public Counsel
111 West Madison Street
Room 812
Tallahassee, FL 32399-1400


for Charles A. Guyton

APPENDIX A

GREEN POWER PRICING RESEARCH PROJECT DESCRIPTION

Background

FPL, with Commission approval, has been investigating the concept of green pricing for over six years. In 1995, in the initial conservation goals and DSM plan approval proceedings, FPL proposed, and the Commission approved, the green pricing concept. FPL's initial research of that concept began in 1996, when FPL proposed a green pricing research project that was ultimately approved by the Commission. It ran for a period of twelve months, and FPL raised over \$89,000 in contributions and installed a 10 kW (dc) of photovoltaic capacity at its Martin plant site.

In the DSM plan review docket following the establishment of FPL's DSM goals in 1999, FPL proposed as part of its DSM Plan a Green Energy Research and Development Program. The Commission approved FPL's DSM Plan, including the Green Energy Research and Development Program, in Order No. PSC-00-0915-PAA-EG, dated May 8, 2000. As part of the Green Power Research and Development Program, FPL conducted market research and other activities to gauge the feasibility of offering a green power pricing program. Based upon its investigation, FPL has decided to proceed with a Green Power Pricing Research Project that employs Tradable Renewable Energy Credits (TREC's).

Project Purpose

The purpose of the Green Power Pricing Research Project (Project) is to develop a cost-effective means of fostering renewable energy development. By allowing customers to sign up voluntarily and pay for energy produced by renewable resources, FPL will foster the

development of supplies of renewable energy that would not otherwise be developed because renewable energy is not generally cost-effective to the general body of FPL's customers.

Project Description and Administration

FPL proposes a special tariff, the Green Power Pricing - ECCR Rider, under which interested residential customers may voluntarily pay a premium for a monthly 1,000 kWh block of renewable energy. Initially, the monthly premium will be \$9.75 over and above the customer's charges under the Residential Service rate schedule.

To supply the renewable energy for the Project, FPL will enter into contracts with one or more suppliers for the purchase of TRECs and couple the TRECs with energy FPL purchases or generates. For every 10,000 customers participating in the Project, FPL will either purchase TRECs associated with, buy energy directly from or develop 150 kW of photovoltaic capacity.

TRECs are traded certificates that reflect the market value of the perceived environmental benefits associated with renewable energy. A renewable energy facility can currently sell two commodities associated with the energy it generates: kWh, the actual energy generated, and TRECs, the market value of the perceived environmental benefits associated with the renewable energy. For every kWh of energy generated by a renewable energy facility, there is a corresponding TREC; a TREC cannot be created without the generation of energy by a renewable energy facility. TRECs are retired once the energy is sold to an end use customer. Tracking and verification of TRECs will be consistent with the practices and guidelines of the Center for Resource Solutions (CRS).

So that FPL can offer renewable (green) energy in its Green Power Pricing Project immediately, FPL will purchase its initial TRECs associated with new (after 1998) and existing renewable energy facilities in the Southeastern Electric Reliability Council (SERC) geographic

area, Florida and such other geographic areas as FPL and its TREC supplier mutually agree. Over time, as new renewable energy facilities in Florida come on line with the expansion of the renewable energy market, FPL envisions it will purchase additional TRECs associated with renewable energy facilities in Florida.

For purposes of the Project, eligible renewable facilities shall include photovoltaic facilities, facilities utilizing biomass fuel, facilities using land-fill gas, facilities using wind, ocean currents, tides, and other hydrological applications, and other renewable energy sources as approved by FPL and FPL's TREC supplier.

The monthly premium paid by participating customers will be designed to cover the cost of the purchase of TRECs and marketing services as well as internal FPL program administration costs. Over time, FPL forecasts that participation levels will increase such that the charge for green pricing will more than pay for TRECs and program administration. When that occurs, the excess revenues will be deferred to develop a reserve to buy or develop additional renewable energy within Florida, to lower the monthly green pricing charge or to increase marketing activity. Attached is a forecast of customer participation, revenues and expenses. It shows that FPL forecasts that green pricing revenue should exceed green pricing expenses within two years.

FPL will promote the Green Power Pricing Research Project through a variety of measures and methods. Part of the research effort of the Project will be to assess which means of promotion are most effective.

Currently, the Commission approves DSM program that are cost-effective to both participating and non-participating customers. The Green Power Pricing Research Project should be cost-effective to both participating and non-participating customers. As with other

research projects, one of the purposes of the Project is to assess potential cost-effectiveness. So, no cost-effectiveness analyses are being provided with this filing.

However, the cost-effectiveness of this Project cannot be measured under the Commission's cost-effectiveness methodologies, because there is no associated capacity deferral benefit. Nonetheless, the cost-effectiveness of the Project can be determined. If the Project is successful and customer participation increases to levels such that revenues exceed expenses, then non-participating customers will pay nothing. A Project that costs non-participating customers nothing is necessarily cost-effective to non-participating customers. As to participating customers, customers will not participate unless they perceive that the benefits they receive from purchasing green energy are greater than their monthly premium. So, these voluntary payments are necessarily cost-effective to participating customers.

Research Project Duration and Budget

The Green Pricing Power Research Project will run for the remainder of 2003 and through the end of 2006. The budget for the Project is reflected on the attached forecast. FPL projects total revenues from the Project of \$19,168,500. FPL also projects total expenses of \$18,906,270 over the period, \$17,890,593 of which would be paid to vendors of TRECs for TRECs and marketing services. Thus, FPL's internal program administration costs are forecast to be \$1,015,677 over the period. Therefore, FPL asks the Commission to approve a cap of internal FPL program administration costs of \$1,500,000 for the Project.

Regulatory Treatment

FPL proposes to record both revenues and expenses for the Project in its ECCR. The Project would be shown as a separate program, and FPL's ECCR true-up filings would include a status report for the Project. The Florida Energy Efficiency and Conservation Act (FEECA)

encourages the development of renewable energy, and a green pricing program such as this Project is the only means FPL has identified to provide additional renewable energy cost-effectively. Moreover, the Commission has previously approved ECCR cost recovery for green pricing research efforts and suggested that renewable energy developed pursuant to such a program should be counted toward achievement of conservation goals.

FPL anticipates that over time the Project will be cost-effective, but in the initial period of the Project there may be some short-term periods where costs exceed revenues. One of the primary purposes of the research Project is to determine whether the Project can be offered as a cost-effective program. FPL proposes to recover any potential Project under-recovery in FPL's ECCR clause and pay it back with interest when revenues exceed expenses. In the unlikely event revenues never exceed expenses, FPL will treat such a shortfall as a determination that the Project is not cost-effective and recover its research costs through ECCR as it does any other research cost. In the more likely event that revenues eventually exceed expenses, FPL will flow back with interest through its ECCR true-up any prior shortfalls. Once such shortfalls have been paid to customers, excess revenues will be deferred and reinvested in the Project to (1) increase participation in the Project, (2) to reduce the monthly premium, or (3) to invest in renewable resources. Any interest earned on deferred excess revenues prior to their reinvestment in the Project will be returned to customers through FPL's ECCR Clause.

FPL requests Commission approval for its plan to collect excess expenses at the start of the Project and defer excess revenues once the Project becomes established. FPL further requests Commission approval, once prior under-recoveries of revenues have been paid back to customers through the ECCR clause, to defer as a regulatory liability any excess of revenues over expenses until such time as FPL has deferred sufficient revenues to reinvest in the Project.

Interest on over and under-recoveries will be calculated at the 30 day commercial paper rate used in the ECCR clause.

Project Monitoring

The Project will be reflected as a separate program on FPL's ECCR forms, so that revenues and expenses associated with the Project will be regularly reported to the Commission. In addition, in its ECCR true-up filings FPL will provide a status report for the Project.

FPL will monitor and maintain records of customers sign-ups and removals through its reporting system. FPL will also monitor customer response to various educational and marketing efforts. FPL will also track the total renewable kWh supported by the participating customers.

ATTACHMENT

**Florida Power & Light Company
Green Power Pricing
Research Project Forecast**

	2003	2004	2005	2006
Revenues:				
Existing Customers	0	2,000	37,000	72,000
New Customers	2,000	35,000	35,000	35,000
Total Customers	2,000	37,000	72,000	107,000
# Months for Existing Customers	0	12	12	12
# Months for New Customers	2	6	6	6
Total Customer Months	4,000	234,000	654,000	1,074,000
Total Premium / customer / month	\$9.75	\$9.75	\$9.75	\$9.75
Total Revenues	\$39,000	\$2,281,500	\$6,376,500	\$10,471,500
Expenses:				
Supply & Marketing	(\$36,400)	(\$2,129,399)	(\$5,951,398)	(\$9,773,396)
Program Management	(\$4,744)	(\$28,463)	(\$29,316)	(\$30,196)
Marketing	(\$4,744)	(\$28,463)	(\$29,316)	(\$30,196)
Care Center	(\$2,503)	(\$46,170)	(\$57,445)	(\$59,714)
Gross Receipts (1.5385%)	(\$600)	(\$35,101)	(\$98,102)	(\$161,104)
IM New Development ¹	\$0	(\$20,000)	(\$100,000)	(\$200,000)
Other O&M ²	\$0	(\$16,500)	(\$16,500)	(\$16,500)
Total Expenses	(\$48,991)	(\$2,304,096)	(\$6,282,077)	(\$10,271,106)
Over-recovery/(Under-recovery)	(\$9,991)	(\$22,596)	\$94,423	\$200,394

¹ 2004 – System Modifications; 2005 - Write Off functionality (if necessary); 2006 - Commercial Development

² Vendor management costs; related conferences/research

APPENDIX B

GREEN POWER PRICING - ECCR RIDER

AVAILABLE:

In all territory served by the Company. This Rider is limited to customers receiving service under the Residential Service (RS-1) rate schedule. Service under this schedule shall terminate on December 31, 2006, unless extended by order of the Florida Public Service Commission, or terminated earlier by the Company upon notice to the Florida Public Service Commission.

APPLICATION:

Applicable, upon request, to Residential Service (RS-1) customers and in conjunction with the Residential Service (RS-1) rate schedule.

CHARACTER OF SERVICE:

Customers shall purchase renewable energy credits associated with 1,000 kWh of power produced from: photovoltaic facilities, facilities utilizing biomass fuel, facilities using land-fill gas, and other renewable energy sources ("Green Power") as approved by the Company and the Company's Tradable Renewable Energy Credit supplier.

LIMITATION OF SERVICE:

Customers requesting service under this rider will be accepted on a first-come, first-served basis subject to availability of Green Power. If additional Green Power is not available, customers requesting service under the optional rider may request their name be put on a waiting list until additional Green Power can be secured to serve their request. Any residential Customer who has no delinquent balances with the Company is eligible to elect Green Power. A Customer may terminate participation in Green Power at any time and may be terminated from Green Power by the Company if the Customer becomes subject to collection action on this service account. Once a Customer's participation in Green Power has been terminated by the Company he/she may not rejoin Green Power for twelve (12) months following the date of termination. Resale of service is not permitted hereunder.

MONTHLY RATE:

Customers taking service under this rider shall pay a \$9.75 monthly charge in addition to charges applied under the Residential Service (RS-1) rate schedule. The charge under this rider may be changed in future conservation cost recovery proceedings. All other applicable charges, including, but not limited to the customer charge, base energy charge, fuel cost recovery, capacity cost recovery, conservation cost recovery and environmental cost recovery will be based on the Customer's otherwise applicable RS-1 rate schedule. Upon election of Green Power, the Green Power charge will not be prorated if the billing period is for less than a full month. Upon termination of Green Power, no Green Power charge will be assessed in the month in which service is terminated if the billing period is for less than a full month.

TERM OF SERVICE:

Not less than one (1) billing period.

SPECIAL PROVISIONS:

A Customer moving from one service address to another may have the Green Power election transferred from the former to the new address.

RULES AND REGULATIONS:

Service under this rider is subject to orders of governmental bodies having jurisdiction and to the currently effective "General Rules and Regulations for Electric Service" on file with the Florida Public Service Commission. In case of conflict between any provisions of this schedule and said "General Rules and Regulations for Electric Service" the provisions of this rider shall apply.