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Public Service Commission

December 9, 2003

VIA HAND-DELIVERY

Mr. Scott Boyd, Interim Director
Joint Administrative Procedures Committee
Room 120 Holland Building
Tallahassee, FL 32399-1300

RE: Docket No. 030975-EI - Rule No. 25-6.0437, F.A.C., Cost
of Service Load Research

Dear Mr. Boyd:

The Commission has approved the amendment of Rule 25-6.0437,
F.A.C., without changes.

We plan to file the rule for adoption on December 17, 2003.

Sincerely,

Christiana T. Moore
Associate General Counsel

CTM:wlt
Enclosure

cc: Division of the Commission Clerk and Administrative Services

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1 25-6.0437 Cost of Service Load Research.

2 (1) Applicability. This rule shall apply to all investor-
3 owned electric utilities over which the Commission has jurisdiction
4 and which provide electric service to more than 50,000 retail
5 customers at the end of any calendar year ~~had gross annual retail~~
6 ~~sales of 500 GWH or more in 1983.~~

7 (2) Purpose. The primary purpose of this rule is to require
8 that load research that supports cost of service studies used in
9 ratemaking proceedings is of sufficient precision to reasonably
10 assure that tariffs are equitable and reflect the true costs of
11 serving each class of customer. Load research data gathered and
12 submitted in accordance with this rule will also be used by the
13 Commission to allocate costs to the customer classes in cost
14 recovery clause proceedings, in evaluating proposed and operating
15 conservation programs, for research, and for other purposes
16 consistent with the Commission's responsibilities.

17 (3) Sampling Plan. Within 90 days of becoming subject to
18 this rule, each utility ~~All utilities subject to this rule shall,~~
19 ~~within 90 days of the effective date of this rule,~~ shall submit to
20 the Commission a proposed load research sampling plan. The plan
21 shall provide for sampling all rate classes that account for more
22 than 1 percent of a utility's annual retail sales. The plan shall
23 provide that all covered rate classes shall be sampled within two
24 years of the effective date of this rule. The sampling plan shall
25 be designed to provide estimates of ~~the summer and winter peak~~

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~~through~~ type are deletions from existing law.

1 ~~demand by class~~ and the averages of the 12 monthly coincident peaks
2 for each class within plus or minus 10 percent at the 90 percent
3 confidence level. The sampling plan shall also be designed to
4 provide estimates of the summer and winter peak demands for each
5 rate class within plus or minus 10 percent at the 90 percent
6 confidence level, except for the General Service Non-Demand rate
7 class. The sampling plan shall be designed to provide estimates of
8 the summer and winter peak demands for the General Service Non-
9 Demand rate class within plus or minus 15 percent at the 90 percent
10 confidence level Any utility subject to this rule may apply to the
11 Commission to waive the requirements hereof for any specific
12 covered rate class.

13 (4) Review of Proposed Plan. Except where a utility has
14 requested a formal ruling by the Commission, within 90 days after
15 submission, the Commission's Division of Economic Regulation
16 ~~Electric and Gas Department~~ shall review each utility's plan to
17 determine whether it satisfies the criteria set forth in Section 3
18 above and shall notify the utility in writing of its decision
19 accepting or rejecting the proposed sampling plan. If a proposed
20 plan is rejected, the written notice of rejection shall state
21 clearly the reasons for rejecting the proposed plan. If a
22 utility's proposed plan is rejected the utility shall submit a
23 revised sampling plan to the Commission within 60 days after
24 receiving the notice of rejection. Where a utility has requested
25 staff review of its sampling plan and the plan has been rejected

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1 the utility may petition the Commission for approval of the plan.
2 If a utility has not submitted a satisfactory sampling plan within
3 6 months following the submission of the initially proposed plan,
4 the Commission may prescribe by order a sampling plan for the
5 utility.

6 (5) Use of Approved Sampling Plan. The approved sampling
7 plan shall be used for all load research performed for cost of
8 service studies and other studies submitted to the Commission until
9 a new sampling plan is approved by the Commission.

10 (6) Revised Sampling Plans. Each utility subject to this
11 rule shall submit a current, revised sampling plan to the
12 Commission no less often than every three ~~two~~ years after the most
13 recent initial sampling plan was required to be submitted is
14 approved. Any new or revised plan shall be developed using data
15 from the utility's most current load research to determine the
16 required sampling plan to achieve the precision required in Section
17 3 of this rule. New or revised plans shall be reviewed by the
18 Commission pursuant to Section 4 of this rule.

19 (7) Load Research Data to be Reported. Each utility subject
20 to this rule shall perform a complete load research study in
21 accordance with the specifications of this rule ~~by December 31,~~
22 ~~1985~~ and no less often than every three years ~~two years thereafter~~.
23 Each utility shall, within 120 days following completion of the
24 study, submit to the Commission the results of each load research
25 study completed after the effective date of this rule. The

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1 submission shall include a detailed calculation of the average 12
2 coincident peak and class load factors for each covered rate class
3 based upon the load research results ~~This submission shall include~~
4 ~~the hourly load data described in Section (8) for the residential~~
5 ~~class. The load research results of each study shall be submitted~~
6 ~~in a form prescribed by the Commission.~~

7 (8) Hourly Data to be Available Upon Request. Each utility
8 subject to this rule shall make available within 30 ~~90~~ days of a
9 request by the Commission the estimated hourly demands by class for
10 all ~~8760~~ hours in the year derived from this Load Research.

11 Specific Authority: 366.05(1), F.S., 350.127(2), F.S.

12 Law Implemented: 350.117, 366.03, 366.04(2)(f), 366.05(1),
13 366.06(1), 366.82(3)(4), F.S.

14 History: New 3/11/84, formerly 25-6.437, amended _____.

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17 Rule6-0437.ctm

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