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STATE OF FLORIDA

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Hublic Service Commission

December 9, 2003

VIA HAND-DELIVERY

AM 10:

CONFERENCE OF CLERE

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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

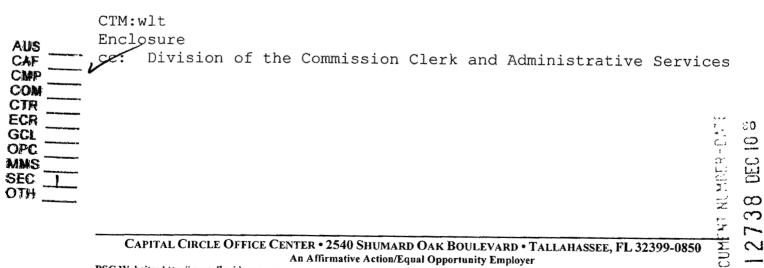
Dear Mr. Boyd:

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



1 | 25-6.0437 Cost of Service Load Research.

(1) Applicability. This rule shall apply to all investor_
owned electric utilities over which the Commission has jurisdiction
and which provide electric service to more than 50,000 retail
<u>customers at the end of any calendar year had gross annual retail</u>
sales of 500 GWH or more in 1983.

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

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

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

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

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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.

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

Revised Sampling Plans. Each utility subject to this 10 (6)rule shall submit a current, revised sampling plan to the 11 Commission no less often than every three two years after the most 12 13 recent initial sampling plan was required to be submitted is approved. Any new or revised plan shall be developed using data 14 from the utility's most current load research to determine the 15 16 required sampling plan to achieve the precision required in Section 3 of this rule. New or revised plans shall be reviewed by the 17 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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Submission shall include a detailed calculation of the average 12
coincident peak and class load factors for each covered rate class
based upon the load research results This submission shall include
the hourly load data described in Section (8) for the residential
class. The load research results of each study shall be submitted
in a form prescribed by the Commission.

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7 Hourly Data to be Available Upon Request. Each utility (8) subject to this rule shall make available within 30 90 days of a 8 request by the Commission the estimated hourly demands by class for 9 all 8760 hours in the year derived from this Load Research, 10 Specific Authority: 366.05(1), F.S., 350.127(2), F.S. 11 Implemented: 350.117, 366.03, 366.04(2)(f), 366.05(1), 12 Law 366.06(1), 366.82(3)(4), F.S. 13 History: New 3/11/84, formerly 25-6.437, amended . 14 15 16 17 Rule6-0437.ctm 18 19 20 21 22 23 24 25

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