

VOTE SHEET

July 26, 2011

Docket No. 100160-EG – Petition for approval of demand-side management plan of Progress Energy Florida, Inc. (Deferred from the May 24, 2011 Commission Conference.)

Issue 1: Should the Commission approve the Compliance Plan filed by PEF on November 29, 2010?

Recommendation: No. The Commission should not approve the Compliance Plan because it is estimated to have an undue rate impact through the Energy Conservation Cost Recovery (ECCR) clause.

APPROVED with modification that Progress will amend its DSM plan to match the plan currently in place, including the solar rebate program previously approved by the Commission.

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Handwritten signatures in the majority column, including names like Julie Ann and Kristy.

Empty lines in the dissenting column.

REMARKS/DISSENTING COMMENTS:

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FPSC - COMMISSION CLERK

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Issue 2: Should the Commission approve the Rate Mitigation Plan filed by PEF on November 29, 2010?

Recommendation: Yes. The Commission should approve the Rate Mitigation Plan with the clarification that approval does not constitute a revision of the goals the Commission previously set for PEF in Order No. PSC-10-0198-FOF-EG. While the Rate Mitigation Plan is not projected to meet all the numeric conservation goals set by the Commission, the reduction in rate impact compared to the Compliance Plan is considerable. PEF should strive to meet the original goals set by the Commission through the implementation of the programs described in staff's memorandum dated May 12, 2011 and through education and diligent monitoring and analysis of program participation and results on an ongoing basis. Pursuant to Section 366.82(8), F.S., PEF may be eligible for a financial reward should it exceed the Commission's established goals. However, for purposes of determining financial penalties, PEF's achievements should be evaluated against the demand and energy savings projections contained in the Rate Mitigation Plan.

Commission approval of PEF's Rate Mitigation Plan will allow PEF to file for cost recovery. However, PEF must still demonstrate, during the Energy Conservation Cost Recovery clause proceeding, that expenditures in implementing its DSM programs are reasonable and prudent. PEF should be required to file program standards for administrative approval within 30 days of the Consummating Order in this docket.

DENIED

Issue 3: Should this docket be closed?

Recommendation: Yes. If no person whose substantial interests are affected by the proposed agency action issue files a protest within 21 days of the issuance of the Order, a Consummating Order will be issued. If the Commission approves any programs, the programs should become effective on the date of the Consummating Order. If a protest is filed within 21 days of the issuance of the Order, the programs should not be implemented until after the resolution of the protest. However, the docket should remain open for staff's verification that the program standards have been filed by the Utility and approved by staff. When the PAA issues are final and the program standards have been approved, this docket may be closed administratively.

APPROVED