



***Finance & Accounting***

*Kissimmee Utility Authority  
1701 W. Carroll Street  
Kissimmee, Florida 34741  
Phone: (407) 933-9803*

February 2, 2023

Ms. Elisabeth Draper, Rates Section  
Division of Economic Regulation  
FLORIDA PUBLIC SERVICE COMMISSION  
2540 Shumard Oak Blvd.  
Tallahassee, Florida 32399-0850

SUBJECT: Submittal of KUA Tariffs

Dear Ms. Draper:

At the February 1, 2023 Kissimmee Utility Authority (KUA) regular monthly meeting, the KUA Board authorized staff to send tariff updates to the Florida Public Service Commission for review.

Please see the attached Agenda Item for details.

Enclosed are the Legislative and Clean tariffs for:

- Miscellaneous:
  - Deposits Twelfth Revised Sheet No. 5.0
  - Other Charges:
    - Eleventh Revised Sheet No. 6.0
    - Twelfth Revised Sheet No. 6.1
    - First Revised Sheet No. 6.2
- Rate Schedule:
  - General Service (GS) Fourth Revised Sheet No. 7.01
  - General Service Demand (GSD) Fourth Revised Sheet No. 8.1.1
  - General Service Demand (Time of Use) (GSDT) Fourth Revised Sheet No. 8.21
  - Residential Service (RS) Third Revised Sheet No. 9.01
  - General Service Large Demand (GSLD) Fourth Revised Sheet No. 10.01
  - Outdoor Lighting Service Fourteenth Revised Sheet No. 13.1
- Billing Adjustment Thirteenth Revised Sheet No. 14.1
- Net Metering: Second Revised Sheets No. 18.1 and 18.1.2



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If approved, the tariffs will be advertised and presented to the board at the March 8, 2023 Public Hearing and become effective May 1, 2023. If any further information is needed, please do not hesitate to contact me at (407) 933-7777, ext. 6210.

Sincerely,

*/s/Noel Orraca*

Noel Orraca

Manager of Financial Analysis

cc: Kevin Crawford, KUA, VP of Finance & Administration

**Deposits:**

- A. Applicants for utility service are required to post a utility deposit prior to having service provided. The utility service deposit shall be determined as follows:
1. Residential ~~Electric Deposit~~Service will be a minimum of three hundred forty dollars (\$340.00) or two times the average monthly ~~consumption~~billing for service as calculated during the preceding twelve (12) months of active service for that location. Without the required billing history, the deposit shall be estimated.
    - a. A residential customer's deposit may be waived if a credit check initiated by the Utility reveals a satisfactory credit history as determined by the Utility.  
  
The required deposit must be paid, or arrangements made for payment, prior to receiving service or restoring service in the case of a former customer returning to the Utility's system with an unpaid previous balance, or in the case where tampering or current diversion have been found by the Utility. The unpaid balance for utility service, tampering or diversion must be paid prior to receiving or restoring service.
    - b. Guarantee – A customer may have their account guaranteed by another residential KUA customer of the same customer class with a satisfactory payment history (as provided herein).
  2. All Non-Residential Service will be a calculated minimum of one hundred dollars (\$100.00).
    - a. Cash, Irrevocable Bank Letter of Credit or Assigned Certificate of Deposit or Surety Bonds - Two times the average monthly billing for service as calculated during the preceding twelve (12) months of active service. Without the required billing history, the deposit shall be estimated.
  3. Deposit for Temporary Electric for Construction shall be:
    - a. Residential - Twenty Dollars (\$20.00)
    - b. Non-Residential – One Hundred Dollars (\$100.00)

**Other Charges:**

- A. Should the Utility order service disconnected for any reason other than an unsafe or hazardous condition, the following charges will be assessed to the Utility customer's account:
1. If the service is disconnected at the meter, a fee of \$35.00 ~~fee~~ will be assessed. ~~An additional charge of \$50.00 will be assessed for same day reconnection of services if paid after 2:00 p.m. and if available.~~
  2. If the service is disconnected at the pole or transformer, a fee of \$100.00 will be assessed. ~~An additional charge of \$50.00 shall be assessed for reconnection of service the same day.~~
  3. If Tampering is detected, a fee of \$150.00 will be assessed (in addition to the disconnect charge) ~~\$150.00; also~~ and the following charges may also be assessed:
    - a. Time and cost of materials for replacement of the meter and/or any other Utility equipment.
    - b. Time and materials used during the investigation of the tampering incident.
      - i. Time invested shall be calculated in one hour increments;
      - ii. Charges for time will be calculated at the average hourly salary plus benefits of the: 1) ~~the~~ VP of Customer Service; 2) ~~the~~ Manager of Field Support Services; 3) ~~the~~ Revenue Protection Specialist ~~Electric Meter Technician~~; and 4) ~~the~~ Customer Service Representatives;
      - iii. Attorneys fees if applicable.
    - c. To resume service, the customer will be assessed an additional deposit of at least two times the customer's average bill and no less than two times the normal deposit. The deposit shall not be refunded until the customer ceases service with the Utility.
  4. ~~Forced collection charge when the Field Services Representative has been dispatched for service disconnection of meter \$25.00.~~
  54. Damage to or replacement of utility equipment based on cost (Various).
- B. Meter Test - A fee of charge of fifty dollars (\$50.00) shall be made will be assessed for all Utility meter tests requested by the utility customer with the following exceptions: there has not been a meter test during the preceding twelve (12) months or if the utility meter is found to be defective. There will be no charge fee for these exceptions. No Field Trip fee is assessed for this service.
- C. Initiation of Service, Transfer of Utility Services to a different service location, or Vacation Turn-On - A charge fee of fifteen dollars (\$15.00) shall be made will be assessed for each of these services ~~for transferring utility service from one service location to another service location or reconnecting a meter previously placed on vacation status.~~
- D. ~~Initiation of Service~~ - A charge of fifteen dollars (\$15.00) shall be made for initiating utility services at a utility customer's request the following day or after.
- E. ~~Same Day Transfer of Utility Services, Vacation Turn On or Initiation of Services~~ - An additional charge of fifty dollars (\$50.00) shall be made for transferring utility service from one service location to another service location, reconnecting a meter previously placed on vacation status or initiating utility service on the same day.
- D. Field Trip - A fee of \$100.00 will be assessed if a field trip to a location is required. An additional fee of \$100.00 will be assessed for same day service if paid after 5:00 p.m. and if available.

Examples of services which may occur during a field trip include but are not limited to disconnection, reconnection, initiation of services, transfer of utility services from one service location to another service location, vacation turn-on, or forced collection.

- ~~FE.~~ Energy Conservation Energy Audit Charges:
1. Residential Energy Audit - No Charge
  2. Commercial Energy Audit – No Charge

F. If a check or similar instrument fails to clear the institution on which it is drawn, regardless of the reason, a fee of \$30.00 will be assessed for the handling of the check or instrument.

G. Public Records Requests Made under Chapter 119, Florida Statutes, commonly known as Florida’s ‘Public Record Law’ – Reimbursements for copies, materials, and applicable labor costs in fulfilling requests made to the utility and subject to recovery by the utility pursuant to Chapter 119, Florida Statutes.

- ~~G. If a check or similar instrument fails to clear the institution on which it is drawn, regardless of the reason, a surcharge will be accessed for the handling of the check or instrument. The fee will be accessed as follows:~~
- ~~1. \$25 if the face value does not exceed \$50~~
  - ~~2. \$30 if the face value is more than \$50 but does not exceed \$300~~
  - ~~3. \$40 if the face value is more than \$300 or 5%, whichever is greater.~~
- ~~H. Public Records Requests Made under Chapter 119, Florida Statutes, commonly known as Florida's 'Public Record Law' Reimbursements for copies, materials, and applicable labor costs in fulfilling requests made to the utility and subject to recovery by the utility pursuant to Chapter 119, Florida Statutes.~~

H. Due Diligence

The utility will use reasonable diligence at all times to provide continuous service at the agreed nominal voltage, and shall not be liable to the customer for complete or partial failure or interruption of service, or for fluctuations in voltage, resulting from causes beyond its control, or through the ordinary negligence of its employees, servants, or agents, nor shall the utility be liable for the direct or indirect consequences of interruptions or curtailments made in accordance with the provisions of its rate schedules for interruptible, curtailable, and load management service. The utility shall not be liable for any act or omission caused directly or indirectly by strikes, labor troubles, accidents, litigation, shutdowns or repairs or adjustments, interference by federal, state, or municipal governments, acts of God, or other causes beyond its control.

The following procedures provide for limitations of liability that shall be construed as additions to (and not in lieu of) the limitations of liability set forth above.

~~A.~~ 1. Priority of Curtailment: In an emergency, at its sole discretion, KUA may interrupt, curtail, or suspend electric service to all or some of its customers. The selection by KUA of the customers to be interrupted, curtailed or suspended shall be conclusive on all parties concerned and KUA shall not be held liable with respect to any interruption, curtailment or suspension.

~~B.~~ 2. Restoration of Service: In the event of an interruption, curtailment or suspension of electric service for any cause, KUA reserves the right to solely determine the method of restoration of service and in establishing the priority of restoration within the shortest time practicable, consistent with all safety concerns. KUA shall not be held liable for failure to render adequate electric service because of KUA's preservation of system integrity as a priority in the restoration of a customer, nor shall KUA be held liable for any other aspect of determining priority of restoration.

~~C.~~ 3. Notification of Interruption: Whenever service is interrupted, curtailed or suspended for the purpose of performing planned work, the work shall be done at a time, if practicable, which will cause the least inconvenience to customers, and KUA shall attempt to notify in advance (except in cases of emergency or unplanned interruptions, curtailments or suspensions) those customers whom KUA knows will be affected; provided, however, that KUA shall not be liable in any way whatsoever for any failure to give such notice.

I. Advanced Metering Infrastructure (AMI) opt-out

The following conditions and charges will apply to customers that opt-out of the automated meter program.

1. KUA will not receive automatic outage notification or restoration verification
2. Data for usage patterns will not be available

- 3. A monthly meter reading fee of \$15 will apply
- 4. One time installation charge:
  - a. No charge on initial deployment
  - b. No charge on subsequent swap out as long as inventory supports; \$100 thereafter

~~J. Advanced Metering Infrastructure (AMI) opt-out~~

~~The following conditions and charges will apply to customers that opt-out of the automated meter program.~~

- ~~1. KUA will not receive automatic outage notification or restoration verification~~
- ~~2. Data for usage patterns will not be available~~
- ~~3. A monthly meter reading fee of \$15 will apply~~
- ~~4. One time installation charge:
  - ~~a. No charge on initial deployment~~
  - ~~b. No charge on subsequent swap out as long as inventory supports; \$100 thereafter~~~~

**Reserve for future use.**



**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment (COPA):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and ~~Outside City~~ Public Service Tax:**

~~The monthly rate charges (plus all adjustments) are subject to the Municipal Utility Tax within the corporate limits of the City of Kissimmee, and to the County Public Service Tax outside the City. This charge does not apply to the fuel charges above a cost of \$0.010301 per kWh. See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.~~

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Terms and Conditions:**

When a customer's consumption approximates or exceeds 5,000 kWh per month for two (2) consecutive months, a demand meter may be installed. When the customer exceeds 5,000 kWh and 50 kW per month for two months in a row, the customer will be billed at the GENERAL SERVICE DEMAND Rate (GSD). Customers requesting service on this rate schedule must remain on this rate schedule for 12 months. Customers placed on this rate schedule by the Utility must remain on this rate until there are less than two readings of 5,000 kWh or greater, with demand readings of 50 kW or greater, in a 12 month period ending with the current billing period.

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment (COPA):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

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**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Periods (Winter):**

November through March inclusive.

On Peak: Weekdays 6:00 a.m. to 11:00 a.m.

Off Peak: Weekdays 11:00 a.m. to 6:00 a.m. and ALL day Saturday and Sunday.

**Billing Demand:**

The greater of the following during the monthly billing period: (a) maximum FIFTEEN (15) minute demand occurring during ON PEAK periods, or (b) FIFTY (50%) percent of the maximum FIFTEEN (15) minute demand occurring during OFF PEAK periods.

**Terms and Conditions:**

Customer agrees to pay for the installation of metering for this service and must remain on this rate schedule a minimum of 12 consecutive months.

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment (COPA):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

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**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

selected the GSLD option may be removed from this rate schedule after the minimum TWELVE (12) months upon request, providing that there are fewer than TWO (2) reads of 500 kW or greater in the most current TWELVE (12) month period.

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and ~~Outside City~~ Public Service Tax:**

~~The monthly rate charges (plus all adjustments) are subject to the Municipal Utility Tax within the corporate limits of the City of Kissimmee, and to the County Public Service Tax outside the City. This charge does not apply to the fuel charges above a cost of \$0.010301 per kWh. See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.~~

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Cost of Power Adjustment:**

Based upon an estimated monthly consumption listed below, see "Billing Adjustments" Tariff Sheet No. 14.0 and following:

<p><b>31 kWh / Month for 85 Wattage Lights</b> <b>45 kWh / Month for 100 Wattage Lights;</b> <b>105 kWh / Month for 250 Wattage Lights; and</b> <b>162 kWh / Month for 400 Wattage Lights</b></p>
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**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and ~~Outside City~~ Public Service Tax:**

~~The monthly rate charges (plus all adjustments) are subject to the Municipal Utility Tax within the corporate limits of the City of Kissimmee, and to the County Public Service Tax outside the City. This charge does not apply to the fuel charges above a cost of \$0.010301 per kWh. See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.~~

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent **EIGHTEEN** (18) days from the billing date.

**Terms of Agreement:**

Outdoor Lighting shall not be turned off while remainder of account remains active. Any voluntary removal costs may be assessed based upon current costs.

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14 and following.

<b>ACTUAL COPA (-1):</b>	Actual COPA calculated for the month immediately prior to the current month.
<b>ACTUAL COPA (-2):</b>	Actual <del>eopa</del> -COPA calculated for the month previous to immediately preceding month.
<b>COPA ACCOUNT:</b>	The cumulative amounts in dollars of over recovery (negative) or under recovery (positive) of total energy costs during the months prior to the current month added to the estimated amount of such over or under recovery of energy costs during the current month. Each difference between billed energy costs and actual total energy costs (as defined above) incurred during the same period.
<b>0.25:</b>	A dampening factor.

**THE BASE RATES CURRENTLY CONTAIN \$0.09233 PER KWH IN FUEL COST.**

**Public Service Tax:**

All accounts located outside the corporate limits of the City of Kissimmee and not within the corporate limits of any other city located within Osceola County are subject to ~~an outside City Public Service Tax, which rate is equal to the Municipal Utility Tax as determined by the City of Kissimmee~~ the County Public Service Tax as assessed by Osceola County. The Public Service Tax is the applicable percent of the monthly rate charges (plus all adjustments). This charge does not apply to the fuel costs contained in the energy charge of each rate class above a cost of **\$0.010301** per kWh.

**Municipal Utility Tax:**

The applicable percent of the monthly rate charges (plus all adjustments) as determined by the City of Kissimmee or other incorporated cities within Osceola County ("Cities") on all accounts located within the corporate limits of the ~~City of Kissimmee~~ Cities. This charge does not apply to the fuel costs contained in the energy charge of each rate class above a cost of **\$0.010301** per kWh.

**State Sales Tax:**

The applicable percent of the monthly rate charges (plus all adjustments) as determined by the State of Florida.

**Gross Receipts Tax:**

The applicable percent of the monthly rate charges as determined by the State of Florida.

**BILLING:** Customer shall be billed for its consumption and export of excess energy as follows:

- a) Customer shall be billed for the total amount of electric power and energy delivered to Customer by KUA in accordance with the otherwise applicable rate schedule.
- b) Electric energy from the Customer Renewable Generation System shall first be used to serve the Customer's own load and offset the Customer's demand for KUA electricity. Any kWh of electric energy produced by the Customer-Owned renewable generation system that is not consumed by the Customer's own load and is delivered to the KUA system shall be deemed as "excess customer-owned renewable generation." Excess Customer-Owned renewable generation shall be purchased in the form of a credit on the Customer's monthly energy consumption bill.
- c) Each billing cycle, Customer shall be credited for the total amount of excess electricity generated by the customer-owned renewable generation that is delivered to KUA's electric system during the previous billing cycle. The credit shall be determined in accordance with the Tri-Party Net Metering Power Purchase Agreement.
- d) KUA offers a demand credit to net metering customers which recognizes their contribution towards lowering KUA's billed coincident peak. The demand credit is outside of the Tri-Party Agreement.
  - i. Customer locations which are not in a grandfathered status described in paragraph d)ii. shall receive Kissimmee Utility Authority's avoided cost rate, as determined by the Kissimmee Utility Authority, multiplied times the kWh returned to the grid at that location. This amount is credited on the customer's subsequent bill.
  - ii. Customer locations that were receiving service under this tariff or have submitted all KUA required documents for application, complete and signed by the customer of record, along with an active permit (building permit with a solar designation or a solar permit) by May 31, 2023, shall be grandfathered. For these grandfathered customer locations, the demand credit is determined using an average class load factor applied towards the kWh returned— to the grid to estimate the associated demand. This demand returned is credited to the customer at KUA's invoiced demand rate and is credited on the customer's subsequent bill. The demand credit as described in this paragraph d)ii. for grandfathered customer locations will continue until the earlier of transfer of ownership of the location receiving service under this tariff or October 31, 2028.
- e) In the event that a given monthly credit for excess customer-owned renewable generation exceeds the total billed amount for Customer's consumption in any corresponding month, then the excess credit shall be applied to the Customer's subsequent bill. Excess credits produced pursuant to the preceding sentence shall accumulate and be used to offset Customer's energy consumption bill for a period of not more than twelve (12) months. At the end of each calendar year, KUA shall pay the customer for any unused credits.
- f) In the event that a Customer closes an account, any of the Customer's unused credits shall be paid by KUA.
- g) Regardless of whether any excess energy is delivered to KUA's electric system in a given billing cycle, Customer shall be required to pay the greater of: (1) the minimum charge as stated in the otherwise applicable rate schedule; or (2) the applicable customer charge plus the applicable demand charge for the maximum measured demand during the billing period in accordance with provisions of the otherwise applicable rate schedule.



~~h) Customer acknowledges that its provision of electricity to KUA hereunder is on a first-offered first-accepted basis and subject to diminution and/or rejection in the event the total amount of electricity delivered to KUA pursuant to this Schedule, from all participating KUA customers, exceeds 2.5 percent (%) of the aggregate customer peak demand on KUA's electric system.~~

~~**FEEES:** The Customer shall be required to pay the following fees for the review and processing of the application as follows. Fees may be adjusted annually.~~

~~———— Tier 1 — 10 kW or less; No Fee~~

~~———— Tier 2 — greater than 10 kW and less than or equal to 100 kW; \$320.00~~

h) Customer acknowledges that its provision of electricity to KUA hereunder is on a first-offered first-accepted basis and subject to diminution and/or rejection in the event the total amount of electricity delivered to KUA pursuant to this Schedule, from all participating KUA customers, exceeds 2.5 percent (%) of the aggregate customer peak demand on KUA's electric system.

**FEES:** The Customer shall be required to pay the following fees for the review and processing of the application as follows. Fees may be adjusted annually.

Tier 1 – 10 kW or less; No Fee

Tier 2 – greater than 10 kW and less than or equal to 100 kW; \$320.00

Tier 3 – greater than 100 kW and less than or equal to 2 MW; \$470.00-

**Deposits:**

- A. Applicants for utility service are required to post a utility deposit prior to having service provided. The utility service deposit shall be determined as follows:
1. Residential Service will be a minimum of three hundred forty dollars (\$340.00) or two times the average monthly billing for service as calculated during the preceding twelve (12) months of active service for that location. Without the required billing history, the deposit shall be estimated.
    - a. A residential customer's deposit may be waived if a credit check initiated by the Utility reveals a satisfactory credit history as determined by the Utility.

The required deposit must be paid, or arrangements made for payment, prior to receiving service or restoring service in the case of a former customer returning to the Utility's system with an unpaid previous balance, or in the case where tampering or current diversion have been found by the Utility. The unpaid balance for utility service, tampering or diversion must be paid prior to receiving or restoring service.
    - b. Guarantee – A customer may have their account guaranteed by another residential KUA customer of the same customer class with a satisfactory payment history (as provided herein).
  2. All Non-Residential Service will be a calculated minimum of one hundred dollars (\$100.00).
    - a. Cash, Irrevocable Bank Letter of Credit or Assigned Certificate of Deposit or Surety Bonds - Two times the average monthly billing for service as calculated during the preceding twelve (12) months of active service. Without the required billing history, the deposit shall be estimated.
  3. Deposit for Temporary Electric for Construction shall be:
    - a. Residential - Twenty Dollars (\$20.00)
    - b. Non-Residential – One Hundred Dollars (\$100.00)

**Other Charges:**

- A. Should the Utility order service disconnected for any reason other than an unsafe or hazardous condition, the following charges will be assessed to the Utility customer's account:
1. If the service is disconnected at the meter, a fee of \$35.00 will be assessed.
  2. If the service is disconnected at the pole or transformer, a fee of \$100.00 will be assessed.
  3. If tampering is detected, a fee of \$150.00 will be assessed (in addition to the disconnect charge) and the following charges may also be assessed:
    - a. Time and cost of materials for replacement of the meter and/or any other Utility equipment.
    - b. Time and materials used during the investigation of the tampering incident.
      - i. Time invested shall be calculated in one hour increments;
      - ii. Charges for time will be calculated at the average hourly salary plus benefits of the: 1) VP of Customer Service; 2) Manager of Support Services; 3) Electric Meter Technician; and 4) Customer Service Representatives;
      - iii. Attorneys fees if applicable.
    - c. To resume service, the customer will be assessed an additional deposit of at least two times the customer's average bill and no less than two times the normal deposit. The deposit shall not be refunded until the customer ceases service with the Utility.
  4. Damage to or replacement of utility equipment based on cost (Various).
- B. Meter Test - A fee of \$50.00 will be assessed for all Utility meter tests requested by the utility customer with the following exceptions: there has not been a meter test during the preceding twelve (12) months or if the utility meter is found to be defective. There will be no fee for these exceptions. No Field Trip fee is assessed for this service.
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- D. Field Trip - A fee of \$100.00 will be assessed if a field trip to a location is required. An additional fee of \$100.00 will be assessed for same day service if paid after 5:00 p.m. and if available.
- Examples of services which may occur during a field trip include but are not limited to disconnection, reconnection, initiation of services, transfer of utility services from one service location to another service location, vacation turn-on, or forced collection.
- E. Energy Conservation Energy Audit Charges:
1. Residential Energy Audit - No Charge
  2. Commercial Energy Audit – No Charge
- F. If a check or similar instrument fails to clear the institution on which it is drawn, regardless of the reason, a fee of \$30.00 will be assessed for the handling of the check or instrument.
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**H. Due Diligence**

The utility will use reasonable diligence at all times to provide continuous service at the agreed nominal voltage, and shall not be liable to the customer for complete or partial failure or interruption of service, or for fluctuations in voltage, resulting from causes beyond its control, or through the ordinary negligence of its employees, servants, or agents, nor shall the utility be liable for the direct or indirect consequences of interruptions or curtailments made in accordance with the provisions of its rate schedules for interruptible, curtailable, and load management service. The utility shall not be liable for any act or omission caused directly or indirectly by strikes, labor troubles, accidents, litigation, shutdowns or repairs or adjustments, interference by federal, state, or municipal governments, acts of God, or other causes beyond its control.

The following procedures provide for limitations of liability that shall be construed as additions to (and not in lieu of) the limitations of liability set forth above.

1. **Priority of Curtailment:** In an emergency, at its sole discretion, KUA may interrupt, curtail, or suspend electric service to all or some of its customers. The selection by KUA of the customers to be interrupted, curtailed or suspended shall be conclusive on all parties concerned and KUA shall not be held liable with respect to any interruption, curtailment or suspension.
2. **Restoration of Service:** In the event of an interruption, curtailment or suspension of electric service for any cause, KUA reserves the right to solely determine the method of restoration of service and in establishing the priority of restoration within the shortest time practicable, consistent with all safety concerns. KUA shall not be held liable for failure to render adequate electric service because of KUA's preservation of system integrity as a priority in the restoration of a customer, nor shall KUA be held liable for any other aspect of determining priority of restoration.
3. **Notification of Interruption:** Whenever service is interrupted, curtailed or suspended for the purpose of performing planned work, the work shall be done at a time, if practicable, which will cause the least inconvenience to customers, and KUA shall attempt to notify in advance (except in cases of emergency or unplanned interruptions, curtailments or suspensions) those customers whom KUA knows will be affected; provided, however, that KUA shall not be liable in any way whatsoever for any failure to give such notice.

**I. Advanced Metering Infrastructure (AMI) opt-out**

The following conditions and charges will apply to customers that opt-out of the automated meter program.

1. KUA will not receive automatic outage notification or restoration verification
2. Data for usage patterns will not be available
3. A monthly meter reading fee of \$15 will apply
4. One time installation charge:
  - a. No charge on initial deployment
  - b. No charge on subsequent swap out as long as inventory supports; \$100 thereafter

First Revised Sheet No. 6.2  
Cancelling Original Sheet No. 6.2

**Reserve for future use.**

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment (COPA):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and Public Service Tax:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Terms and Conditions:**

When a customer's consumption approximates or exceeds 5,000 kWh per month for two (2) consecutive months, a demand meter may be installed. When the customer exceeds 5,000 kWh and 50 kW per month for two months in a row, the customer will be billed at the GENERAL SERVICE DEMAND Rate (GSD). Customers requesting service on this rate schedule must remain on this rate schedule for 12 months. Customers placed on this rate schedule by the Utility must remain on this rate until there are less than two readings of 5,000 kWh or greater, with demand readings of 50 kW or greater, in a 12 month period ending with the current billing period.

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment (COPA):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and Public Service Tax:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.



**Periods (Winter):**

November through March inclusive.

On Peak: Weekdays 6:00 a.m. to 11:00 a.m.

Off Peak: Weekdays 11:00 a.m. to 6:00 a.m. and ALL day Saturday and Sunday.

**Billing Demand:**

The greater of the following during the monthly billing period: (a) maximum FIFTEEN (15) minute demand occurring during ON PEAK periods, or (b) FIFTY (50%) percent of the maximum FIFTEEN (15) minute demand occurring during OFF PEAK periods.

**Terms and Conditions:**

Customer agrees to pay for the installation of metering for this service and must remain on this rate schedule a minimum of 12 consecutive months.

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment (COPA):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and Public Service Tax:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and Public Service Tax:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

selected the GSLD option may be removed from this rate schedule after the minimum TWELVE (12) months upon request, providing that there are fewer than TWO (2) reads of 500 kW or greater in the most current TWELVE (12) month period.

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent EIGHTEEN (18) days from the billing date.

**Cost of Power Adjustment:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and Public Service Tax:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Cost of Power Adjustment:**

Based upon an estimated monthly consumption listed below, see "Billing Adjustments" Tariff Sheet No. 14.0 and following:

<b>31 kWh / Month for 85 Wattage Lights 45 kWh / Month for 100 Wattage Lights; 105 kWh / Month for 250 Wattage Lights; and 162 kWh / Month for 400 Wattage Lights</b>
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**Energy Conservation Cost Recovery (ECCR):**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Municipal Utility Tax and Public Service Tax:**

See "Billing Adjustments" on Tariff Sheet No. 14.0 and following.

**Terms of Payment:**

Bills are due when rendered and will be considered delinquent **EIGHTEEN** (18) days from the billing date.

**Terms of Agreement:**

Outdoor Lighting shall not be turned off while remainder of account remains active. Any voluntary removal costs may be assessed based upon current costs.

**Governmental Transfers:**

See "Billing Adjustments" on Tariff Sheet No. 14 and following.

<b>ACTUAL COPA (-1):</b>	Actual COPA calculated for the month immediately prior to the current month.
<b>ACTUAL COPA (-2):</b>	Actual COPA calculated for the month previous to immediately preceding month.
<b>COPA ACCOUNT:</b>	The cumulative amounts in dollars of over recovery (negative) or under recovery (positive) of total energy costs during the months prior to the current month added to the estimated amount of such over or under recovery of energy costs during the current month. Each difference between billed energy costs and actual total energy costs (as defined above) incurred during the same period.
<b>0.25:</b>	A dampening factor.

**THE BASE RATES CURRENTLY CONTAIN \$0.09233 PER KWH IN FUEL COST.****Public Service Tax:**

All accounts located outside the corporate limits of the City of Kissimmee and not within the corporate limits of any other city located within Osceola County are subject to the County Public Service Tax as assessed by Osceola County. The Public Service Tax is the applicable percent of the monthly rate charges (plus all adjustments). This charge does not apply to the fuel costs contained in the energy charge of each rate class above a cost of **\$0.010301** per kWh.

**Municipal Utility Tax:**

The applicable percent of the monthly rate charges (plus all adjustments) as determined by the City of Kissimmee or other incorporated cities within Osceola County ("Cities") on all accounts located within the corporate limits of the Cities. This charge does not apply to the fuel costs contained in the energy charge of each rate class above a cost of **\$0.010301** per kWh.

**State Sales Tax:**

The applicable percent of the monthly rate charges (plus all adjustments) as determined by the State of Florida.

**Gross Receipts Tax:**

The applicable percent of the monthly rate charges as determined by the State of Florida.

**BILLING:** Customer shall be billed for its consumption and export of excess energy as follows:

- a) Customer shall be billed for the total amount of electric power and energy delivered to Customer by KUA in accordance with the otherwise applicable rate schedule.
- b) Electric energy from the Customer Renewable Generation System shall first be used to serve the Customer's own load and offset the Customer's demand for KUA electricity. Any kWh of electric energy produced by the Customer-Owned renewable generation system that is not consumed by the Customer's own load and is delivered to the KUA system shall be deemed as "excess customer-owned renewable generation." Excess Customer-Owned renewable generation shall be purchased in the form of a credit on the Customer's monthly energy consumption bill.
- c) Each billing cycle, Customer shall be credited for the total amount of excess electricity generated by the customer-owned renewable generation that is delivered to KUA's electric system during the previous billing cycle. The credit shall be determined in accordance with the Tri-Party Net Metering Power Purchase Agreement.
- d) KUA offers a demand credit to net metering customers which recognizes their contribution towards lowering KUA's billed coincident peak. The demand credit is outside of the Tri-Party Agreement.
  - i. Customer locations which are not in a grandfathered status described in paragraph d)ii. shall receive Kissimmee Utility Authority's avoided cost rate, as determined by the Kissimmee Utility Authority, multiplied times the kWh returned to the grid at that location. This amount is credited on the customer's subsequent bill.
  - ii. Customer locations that were receiving service under this tariff or have submitted all KUA required documents for application, complete and signed by the customer of record, along with an active permit (building permit with a solar designation or a solar permit) by May 31, 2023, shall be grandfathered. For these grandfathered customer locations, the demand credit is determined using an average class load factor applied towards the kWh returned to the grid to estimate the associated demand. This demand returned is credited to the customer at KUA's invoiced demand rate and is credited on the customer's subsequent bill. The demand credit as described in this paragraph d)ii. for grandfathered customer locations will continue until the earlier of transfer of ownership of the location receiving service under this tariff or October 31, 2028.
- e) In the event that a given monthly credit for excess customer-owned renewable generation exceeds the total billed amount for Customer's consumption in any corresponding month, then the excess credit shall be applied to the Customer's subsequent bill. Excess credits produced pursuant to the preceding sentence shall accumulate and be used to offset Customer's energy consumption bill for a period of not more than twelve (12) months. At the end of each calendar year, KUA shall pay the customer for any unused credits.
- f) In the event that a Customer closes an account, any of the Customer's unused credits shall be paid by KUA.
- g) Regardless of whether any excess energy is delivered to KUA's electric system in a given billing cycle, Customer shall be required to pay the greater of: (1) the minimum charge as stated in the otherwise applicable rate schedule; or (2) the applicable customer charge plus the applicable demand charge for the maximum measured demand during the billing period in accordance with provisions of the otherwise applicable rate schedule.

- h) Customer acknowledges that its provision of electricity to KUA hereunder is on a first-offered first-accepted basis and subject to diminution and/or rejection in the event the total amount of electricity delivered to KUA pursuant to this Schedule, from all participating KUA customers, exceeds 2.5 percent (%) of the aggregate customer peak demand on KUA's electric system.

**FEES:** The Customer shall be required to pay the following fees for the review and processing of the application as follows. Fees may be adjusted annually.

Tier 1 – 10 kW or less; No Fee

Tier 2 – greater than 10 kW and less than or equal to 100 kW; \$320.00

Tier 3 – greater than 100 kW and less than or equal to 2 MW; \$470.00.



# AGENDA ITEM REQUEST

**Meeting Date:** February 1, 2023

**Requesting Department:** Finance & Administration

**Prepared By:** Kevin Crawford, VP of Finance & Administration

**Subject:** Authorization to Initiate Updates to the Electric Service Tariffs

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**Explanation:**

Staff will be recommending the following tariff changes to be sent to the Florida Public Service Commission for review and approval:

- Municipal Utility Tax and County Public Service Tax See attached detail regarding multiple tariff sheets updated to be inclusive of the Interlocal Agreement between the City of St. Cloud and Kissimmee Utility Authority and to reduce the need for further tariff changes.
- Miscellaneous Sheets
  - 5.0 See attached detail regarding tariff update to calculate deposits for residential service based the average monthly billing.
  - 6.0, 6.1 and 6.2 See attached detail regarding tariff update to reflect fees based on cost of service post AMI implementation.
- Net Metering Sheets 18.1 and 18.1.2 See attached detail regarding tariff update to:
  - Establish an avoided cost methodology to pay Net Metering locations who are not in a grandfathered status by May 31, 2023.
  - Define customer locations to be grandfathered.
  - Allow customer locations grandfathered by May 31, 2023, to continue receiving a demand credit based on the existing tariff language until the earlier of: transfer of ownership of the location or October 31, 2028.

**Recommendation:**

Authorize staff to send tariff sheets to the Florida Public Service Commission for review and advertise for a public hearing on March 8, 2023, with tariffs to be effective May 1, 2023 contingent on approval at the public hearing.

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**Requesting Department(s) Approval(s):**

**Agenda Category:**

<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>	<u>          </u>
Awards	Info.	Old	New	Staff	Consent	Other
	Pres.	Business	Business	Reports	Agenda	

**President & General Manager Approval For The Agenda:**



**History/Background:**

- See attached detail regarding tariff sheet updates related to:
  - Municipal Utility Tax and County Public Service Tax
  - Miscellaneous Sheets
    - 5.0 Deposits
    - 6.0, 6.1 and 6.2 Other Charges
  - Net Metering Sheets 18.1 and 18.1.2

**Fiscal Impact:**

- See attached detail regarding tariff sheet updates related to:
  - Municipal Utility Tax and County Public Service Tax
  - Miscellaneous Sheets
    - 5.0 Deposits
    - 6.0, 6.1 and 6.2 Other Charges
  - Net Metering Sheets 18.1 and 18.1.2

# **Subject: Municipal Utility Tax and County Public Service Tax Updates to the Electric Service Tariffs**

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## **Explanation:**

Staff will be recommending the following tariff changes to be sent to the Florida Public Service Commission for review and approval:

- Updated language related to Municipal Utility Tax and County Public Service Tax to be inclusive of the Interlocal Agreement between the City of St. Cloud and Kissimmee Utility Authority and to reduce the need for further tariff changes in the following rate schedules:
  - General Service (GS) 7.01
  - General Service Demand (GSD) 8.1.1
  - General Service Demand - Time of Use (GSDT) 8.21
  - Residential Service (RS) 9.01
  - General Service Large Demand (GSLD) 10.01
  - Outdoor Lighting Service 13.1
  - Billing Adjustments 14.1

## **History/Background:**

- At the September 14, 2022 Board meeting the KUA Board approved the Interlocal Agreement between the City of St. Cloud and the Kissimmee Utility Authority Providing for Collection and Remitting of the City of St. Cloud Municipal Utility Tax by the Kissimmee Utility Authority.

After the Interlocal Agreement was signed, KUA switched from billing County Public Service Tax to billing the City of St. Cloud Municipal Utility Tax to the accounts served by KUA and identified as inside the City of St. Cloud. KUA also began to remit 75% of all such collected tax to St. Cloud and 25% to the City of Kissimmee.

## **Fiscal Impact:**

- None. This only updates the language in the tariffs sent to the Florida Public Service Commission to be inclusive of the executed Interlocal Agreement between the City of St. Cloud and the Kissimmee Utility Authority, which only changes who KUA remits taxes to.

# Subject: Deposit and Fee Updates to the Electric Service Tariffs

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## Explanation:

Staff will be recommending the following tariff changes to the Florida Public Service Commission for review and approval:

- Miscellaneous Sheet 5.0 Update tariff to calculate deposits for residential service based the average monthly billing.
- Miscellaneous Sheets 6.0, 6.1 and 6.2 Update tariff to reflect fees based on cost of service post AMI implementation.

## History/Background:

- Miscellaneous Sheet 5.0 Update tariff to calculate deposits for residential service based the average monthly billing.
  - Existing tariff has been in place since 7/1/2011.
  - Update the deposit language to be inclusive of the monthly billing which is consistent with deposit language for non-residential service.
  - Protect KUA ratepayers from bearing the cost of uncollected bills. KUA is responsible for billing and collecting for electric and City of Kissimmee services, taxes, and governmental transfers. Currently the residential deposit calculation only considers the electric service billing. This update provides for the calculation of deposits based on the average total bill.
- Miscellaneous Sheets 6.0, 6.1 and 6.2 Update tariff to reflect fees based on cost of service post AMI implementation.
  - Existing tariff lines have been in place since:
    - Same Day Reconnection 11/1/2004
    - Same Day Initiate Service 10/1/2008
    - Forced Collection 10/1/2008
    - Return Item 6/1/2007
  - Since implementation of AMI completed in March 2021, some processes were modified. This update provides for fees based on the costs associated with post AMI operations.
    - Field Trip Proposed 5/1/2023

## Fiscal Impact:

- Miscellaneous Sheet 5.0 Update tariff to calculate residential electric deposits based the average monthly billing for service. Projected increase in deposits of \$133,000.
- Miscellaneous Sheets 6.0, 6.1 and 6.2 Update tariff to reflect fees based on cost of service post AMI implementation.

	<u>FY 2022</u>	<u>Projected</u>	<u>Change</u>
Same Day Reconnection	\$130,000	\$ 0	\$(130,000)
Same Day Initiate Service	27,950	0	(27,950)
Forced Collection	7,200	0	(7,200)
Field Trip	0	167,000	167,000
Field Trip after 5 p.m.	0	6,910	6,910
Return Item	<u>94,382</u>	<u>85,170</u>	<u>(9,212)</u>
Total	\$259,532	\$259,080	\$ (452)

## **Subject: Net Metering Updates to the Electric Service Tariffs**

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### **Explanation:**

Staff will be recommending the following tariff changes to the Florida Public Service Commission for review and approval:

- Net Metering Sheets 18.1 and 18.1.2 Update tariff to:
  - Establish an avoided cost methodology to pay Net Metering locations who are not in a grandfathered status by May 31, 2023.
  - Define customer locations to be grandfathered.
  - Allow customer locations grandfathered by May 31, 2023, to continue receiving a demand credit based on the existing tariff language until the earlier of: transfer of ownership of the location or October 31, 2028.

### **History/Background:**

- Existing Net Metering tariff sheets 18.1 and 18.1.2 have been in place since May 1, 2014 and May 1, 2019, respectively.
  - KUA offers a demand credit to net metering customers which recognizes their contribution towards lowering KUA's billed coincident peak.
    - FMPA does not offer a demand credit for Net Metering.
      - FMPA only provides a credit for the excess electricity generated by the customer-owned renewable generation that is delivered to KUA's electric system in accordance with the Tri-Party Net Metering Power Purchase Agreement.
- Implementation of AMI at KUA provides an hourly view of Net Metering contributions toward lowering KUA's billed coincident peak that was not previously available.
  - AMI provides the data necessary to calculate a cost allocation that:
    - Considers net metering contribution/impact toward reducing ARP peak.
    - More closely aligns to the avoided billed demand cost.
    - allows for participant load with lower concerns about shifting costs to others - a more fair cost allocation.
- Update Net Metering tariff Sheets 18.1 and 18.1.2 to:
  - Establish an avoided cost methodology to pay Net Metering locations who are not in a grandfathered status by May 31, 2023:
    - Allows Net Metering customer locations which are not in a grandfathered status to receive a demand credit on an avoided cost methodology beginning June 1, 2023.
  - Define customer locations to be grandfathered.
    - Allow time for customers to work to achieve the grandfathered status for their location(s) by:
      - Receiving service under this tariff by May 31, 2023  
or
      - Submitting all KUA required documents for application, complete and signed by the customer of record, along with an active permit (building permit with solar designation or solar permit) by May 31, 2023
  - Allow the grandfathered customer locations to continue receiving a demand credit based on the existing tariff language until the earlier of: transfer of ownership of the location or October 31, 2028.

**Fiscal Impact:**

- Net Metering Sheets 18.1 and 18.1.2 Update tariff to establish the avoided cost methodology to pay Net Metering locations beginning after May 31, 2023, and define customer locations grandfathered into the existing demand credit calculation until the earlier of: sale of the location or October 31, 2028.
  - No impact on Change in Net Position.
    - Projected decreases in cost of power adjustment revenue equal to the decrease in other purchase power expense:
      - \$0.9M over the adopted budget period FY 2023 to FY 2027.
      - \$5.4M from FY 2028 to FY 2032.
  - Projected decrease in the cost of power rate per 1,000 kWh
    - |          |          |          |          |          |
|----------|----------|----------|----------|----------|
| FY 2023  | FY 2024  | FY 2025  | FY 2026  | FY 2027  |
| (\$0.03) | (\$0.06) | (\$0.11) | (\$0.16) | (\$0.20) |