



FILED 10/23/2023
DOCUMENT NO. 05789-2023
FPSC - COMMISSION CLERK

Attorneys and Counselors at Law
123 South Calhoun Street
P.O. Box 391 32302
Tallahassee, FL 32301

P: (850) 224-9115
F: (850) 222-7560

ausley.com

October 23, 2023

VIA ELECTRONIC FILING

Mr. Adam J. Teitzman
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

RE: Docket No. 20230090-EI; Petition to implement 2024 generation base rate adjustment provisions in 2021 Agreement, by Tampa Electric Company

Dear Mr. Teitzman:

The purpose of this letter is to update the Commission on the company's progress updating its 2024 GBRA for the impact of the Inflation Reduction Act of 2022 ("IRA") and to respectfully request that the Commission maintain the schedule for issuance and consideration of staff's recommendation in this docket so the company's 2024 GBRA as set forth in its Petition can go into effect with the first billing cycle in January 2024 as contemplated in the 2021 Agreement and subject to refund as discussed below.

The Inflation Reduction Act of 2022 ("IRA") was signed into law on August 16, 2022. Among other things, the IRA increased the investment tax credit ("ITC") applicable to certain renewable energy projects from 26 percent to 30 percent of the cost of the asset and extended the production tax credit ("PTC") in section 45 of the Internal Revenue Code to electricity generated by solar energy facilities. The PTC is a tax credit that reduces income tax expense, the amount of which is based on the amount of energy produced by qualifying assets and is available for solar energy facilities placed into service on or after January 1, 2022, and thereafter. The higher ITC percentage (30%) and PTC in the IRA applies to qualified facilities, including solar generating assets, for which construction began before January 1, 2025.

Tampa Electric filed its Petition to implement the 2024 GBRA in the 2021 Agreement on August 16, 2023. In footnote 3 to its Petition, the company noted that the IRA had become law and indicated that it would update its petition to address the implications of the IRA on the 2024 GBRA as specified in the 2021 Agreement.

Mr. Adam Teitzman
October 23, 2023
Page 2

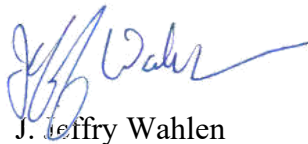
The company is in the process of discussing the impact of the IRA on its 2024 GBRA with the Office of Public Counsel (“OPC”) but has not completed those discussions. As those discussions proceed, the company will need to discuss its proposal with the other consumer parties to the 2021 Agreement. The company does not anticipate that all of these discussions will be complete before October 27, 2023, the scheduled date for the staff recommendation in this docket.

As was the case with its 2023 GBRA, Tampa Electric agrees that it will collect the rate increase reflected in the 2024 GBRA subject to refund and that the company will refund the difference between the 2024 GBRA as reflected in its Petition and the 2024 GBRA as adjusted for the IRA once the 2024 GBRA updated for the IRA has been approved by the Commission. The company will refund the difference described above through the energy conservation cost recovery clause or some other manner as ordered by the Commission.

Accordingly, Tampa Electric Company requests that the Commission maintain the schedule for issuance and consideration of staff’s recommendation in this docket so the company’s 2024 GBRA as set forth in its Petition can go into effect with the first billing cycle in January 2024 as contemplated in the 2021 Agreement and subject to refund.

I have been authorized by the Office of Public Counsel to represent that it does not object to the Commission granting the procedural request in this letter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeffrey Wahlen", with a long horizontal flourish extending to the right.

J. Jeffrey Wahlen

JJW/ne

cc: Walt Trierweiler (OPC)
Charles Rehwinkel (OPC)
Mary A. Wessling (OPC)
Jennifer Crawford (OGC)
Daniel Dose (OGC)