

# FLORIDA PUBLIC SERVICE COMMISSION

## COMMISSION CONFERENCE AGENDA

**CONFERENCE DATE AND TIME:** Thursday, April 1, 2021, 9:30 a.m.

**LOCATION:** Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148

**DATE ISSUED:** March 19, 2021

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### NOTICE

Persons affected by Commission action on certain items on this agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at this conference. These items are designated by double asterisks (\*\*) next to the item number.

Due to COVID-19, all public participation must be telephonic or by written comment. To participate informally, affected persons must either: (1) request the opportunity to address the Commission telephonically on an item listed on the agenda by contacting the Office of General Counsel at (850) 413-6199 by noon on March 31, 2021; or (2) file any written comments for a particular item in the applicable Docket file by noon on March 31, 2021.

Informal participation is not permitted: (1) on dispositive motions and motions for reconsideration; (2) when a recommended order is taken up by the Commission; (3) in a rulemaking proceeding after the record has been closed; or (4) when the Commission considers a post-hearing recommendation on the merits of a case after the close of the record. The Commission allows informal participation at its discretion in certain types of cases (such as declaratory statements and interim rate orders) in which an order is issued based on a given set of facts without hearing. See Florida Administrative Code Rules 25-22.0021 (agenda conference participation) and 25-22.0022 (oral argument). Conference agendas, staff recommendations, vote sheets, and transcripts are available online at <http://www.floridapsc.com>, by selecting *Conferences & Meeting Agendas* and *Commission Conferences of the FPSC*. An official vote of "move staff" denotes that the Item's recommendations were approved.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or 850-413-6770 (Florida Relay Service, 1-800-955-8770 Voice or 1-800-955-8771 TDD).

The Commission Conference has a live video broadcast the day of the conference, which is available from the FPSC website. Upon completion of the conference, the archived video will be available from the website by selecting *Conferences & Meeting Agendas*, then *Audio and Video Event Coverage*.

**EMERGENCY CANCELLATION OF CONFERENCE:** If a named storm or some other state of emergency requires cancellation of the Conference, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website (<http://www.floridapsc.com>) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at 850-413-6770. If you have any questions, contact the Office of Commission Clerk at 850-413-6770 or [Clerk@psc.state.fl.us](mailto:Clerk@psc.state.fl.us).

Table of Contents  
Commission Conference Agenda  
April 1, 2021

1**PAA	<b>Docket No. 20210047-TX</b> – Petition for designation as eligible telecommunications carrier (ETC) in the State of Florida, by CenturyLink Communications, LLC.....	1
2**	<b>Docket No. 20210001-EI</b> – Fuel and purchased power cost recovery clause with generating performance incentive factor.....	2
3**PAA	<b>Docket No. 20200220-EI</b> – Petition for approval of electric vehicle charging pilot program, by Tampa Electric Company.....	3
4**	<b>Docket No. 20200214-GU</b> – Joint petition of Florida Public Utilities Company, Florida Public Utilities Company-Indiantown Division, Florida Public Utilities Company-Fort Meade, and the Florida Division of Chesapeake Utilities Corporation for approval of consolidation of tariffs, for modifications to retail choice transportation service programs, and to change the MACC for Florida Public Utilities Company.....	4
5**PAA	<b>Docket No. 20210018-EU</b> – Joint petition for approval of modification to territorial agreement in Sumter, Lake, Marion, Levy, and Citrus Counties, by Sumter Electric Cooperative, Inc. and Duke Energy Florida, LLC.....	5

**ITEM NO.**

**CASE**

1\*\*PAA

**Docket No. 20210047-TX** – Petition for designation as eligible telecommunications carrier (ETC) in the State of Florida, by CenturyLink Communications, LLC.

**Critical Date(s):** June 7, 2021 for qualification for RDOF auction disbursement

**Commissioners Assigned:** All Commissioners

**Prehearing Officer:** La Rosa

**Staff:** IDM: Yglesias de Ayala, Fogleman, Wendel

GCL: Passidomo

**Issue 1:** Should the Commission grant CenturyLink Communications, LLC ETC status in Florida to Receive Rural Digital Opportunity Fund Auction (Auction 904) Support for Voice and Broadband Services?

**Recommendation:** Yes. CenturyLink Communications, LLC is a telecommunications company certificated to provide service in Florida and meets all of the requirements for designation as an ETC under Section 364.10, F.S., and applicable federal law. The Company has acknowledged the requirement to comply with Sections 364.10 and 364.105, F.S., and Rule 25-4.0665, F.A.C., which govern Lifeline service and provide for a transitional discount for those customers no longer eligible for Lifeline.

**Issue 2:** Should this docket be closed?

**Recommendation:** Yes. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the Proposed Agency Action Order, this docket should be closed upon the issuance of a consummating order.

**ITEM NO.**

**CASE**

2\*\*

**Docket No. 20210001-EI** – Fuel and purchased power cost recovery clause with generating performance incentive factor.

**Critical Date(s):** None

**Commissioners Assigned:** All Commissioners

**Prehearing Officer:** Fay

**Staff:** AFD: Higgins

ECO: Draper

GCL: Brownless

**Issue 1:** Should the Commission modify FPL's currently-approved fuel adjustment factors for the purpose of addressing a projected 2021 under-recovery of fuel costs?

**Recommendation:** Yes. Staff recommends the Commission approve adjustments to FPL's currently-approved fuel factors to incorporate a projected 2021 period ending under-recovery of \$302,560,580.

**Issue 2:** If approved by the Commission, what is the appropriate effective date for FPL's revised fuel cost recovery factors?

**Recommendation:** The effective date should be 30 days from the date of the Commission vote, or May 1, 2021.

**Issue 3:** Should this docket be closed?

**Recommendation:** No. The 20210001-EI docket is an on-going proceeding and should remain open.

**ITEM NO.**

**CASE**

3\*\*PAA

**Docket No. 20200220-EI** – Petition for approval of electric vehicle charging pilot program, by Tampa Electric Company.

**Critical Date(s):** None

**Commissioners Assigned:** All Commissioners

**Prehearing Officer:** Administrative

**Staff:** ENG: Doehling

AFD: Mouring

GCL: Stiller, Osborn

**Issue 1:** Should the Commission approve TECO’s proposed EV charging pilot program?

**Recommendation:** Yes. The Commission should approve TECO’s proposed EV Pilot effective the date of the Commission’s vote. Capital expenditures should be capped at \$2 million for the life of the program, and operation and maintenance (O&M) costs be limited to \$100,000 annually for years two through four of the Pilot. TECO should file annual reports, with the first report due 12 months from the date the final order is issued approving the Pilot. The annual reports should provide comprehensive data for each market segment, including but not limited to the number of charging sessions, time of use, charger utilization by geographic location, costs to EV drivers, installation costs, load profiles, ongoing O&M expense, and Site Host or driver feedback. Staff recommends that the Pilot commence the date of the commission’s vote and terminate four years from the date the final order is issued approving the Pilot, unless TECO files a petition to extend, modify, or permanently implement the Pilot through a tariff revision.

**Issue 2:** Should this docket be closed?

**Recommendation:** Yes. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, this docket should be closed upon the issuance of a consummating order.

**ITEM NO.**

**CASE**

4\*\*

**Docket No. 20200214-GU** – Joint petition of Florida Public Utilities Company, Florida Public Utilities Company-Indiantown Division, Florida Public Utilities Company-Fort Meade, and the Florida Division of Chesapeake Utilities Corporation for approval of consolidation of tariffs, for modifications to retail choice transportation service programs, and to change the MACC for Florida Public Utilities Company.

**Critical Date(s):** 05/14/21 (8-Month Effective Date)

**Commissioners Assigned:** All Commissioners

**Prehearing Officer:** Administrative

**Staff:** ECO: Hampson, Coston

GCL: Osborn, J. Crawford

**(Tariff Filing)**

**Issue 1:** Should the Commission approve the Companies' proposal to consolidate and make modifications to the Companies' tariffs?

**Recommendation:** Yes. The Commission should approve the Companies' proposal to consolidate and make modifications to the Companies' tariffs. The proposed revisions eliminate inconsistencies across the tariffs, without changing customer rates, and would allow the Companies to operate under a consolidated tariff. Attachment A of staff's memorandum dated March 19, 2021 contains the proposed tariff sheets. Attachment B of staff's memorandum dated March 19, 2021 provides a schedule of the tariff sheets with the proposed implementation dates, which the Companies provided to staff. Staff requests administrative authority to work with the Companies on the implementation dates of the proposed tariffs and to cancel the corresponding current tariffs.

**Issue 2:** Should the Commission approve the Companies' proposal to recover the cost associated with providing day-to-day swing service through the swing service rider?

**Recommendation:** Yes. The Commission should approve the proposal to recover expenses incurred by the Companies to provide day-to-day swing service through the swing service rider. These costs are appropriate to be included in the swing service rider as they benefit transportation customers.

**Issue 3:** Should this docket be closed?

**Recommendation:** Yes. If Issue 1 and Issue 2 are approved and a protest is filed within 21 days of the issuance of the order, the tariffs should remain in effect, with any revenues held subject to refund, pending resolution of the protest. If no timely protest is filed, this docket should be closed upon the issuance of a consummating order.

**ITEM NO.**

**CASE**

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5\*\*PAA

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**Docket No. 20210018-EU** – Joint petition for approval of modification to territorial agreement in Sumter, Lake, Marion, Levy, and Citrus Counties, by Sumter Electric Cooperative, Inc. and Duke Energy Florida, LLC.

**Critical Date(s):** None

**Commissioners Assigned:** All Commissioners

**Prehearing Officer:** Graham

**Staff:** ECO: Guffey

GCL: Trierweiler

**Issue 1:** Should the Commission approve the proposed First Amendment to the Territorial Agreement between SECO and DEF in Sumter, Lake, Marion, Levy, and Citrus counties?

**Recommendation:** Yes, the Commission should approve the proposed First Amendment to the Territorial Agreement between SECO and DEF in Sumter, Lake, Marion, Levy, and Citrus counties. The First Amendment to the Territorial Agreement will not cause a detriment to the public interest and will enable SECO and DEF to avoid duplication of facilities and to serve their customers in an efficient manner.

**Issue 2:** Should this docket be closed?

**Recommendation:** Yes. If no protest is filed by a person whose substantial interests are affected within 21 days of the issuance of the Order, this docket should be closed upon the issuance of the Consummating Order.