

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In Re: Petition for Clarification) DOCKET NO. 920248-EG  
and Modification of Conservation ) ORDER NO. PSC-92-0332-FOF-EG  
Window Treatment Program by ) ISSUED: 05/11/92  
Florida Power and Light Company. )  
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The following Commissioners participated in the disposition of this matter:

THOMAS M. BEARD, Chairman  
SUSAN F. CLARK  
J. TERRY DEASON  
BETTY EASLEY  
LUIS J. LAUREDO

NOTICE OF PROPOSED AGENCY ACTION

ORDER GRANTING CLARIFICATION AND MODIFICATION OF FPL'S  
CONSERVATION WINDOW TREATMENT PROGRAM

BY THE COMMISSION:

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that the action discussed herein is preliminary in nature and will become final unless a person whose interests are adversely affected files a petition for a formal proceeding, pursuant to Rule 25-22.029, Florida Administrative Code.

On February 12, 1990, Florida Power and Light Company (FPL) filed its "Demand Side Management Plan for the 90's" (DSM90) in compliance with Order No. 22176 in Docket No. 890737-PU. On October 2, 1990, Order No. 23560 in Docket No. 900091 approved FPL's DSM90. This plan includes the Conservation Window Treatment (CWT) Program, which provides incentives to encourage qualified customers to install conservation window treatments in the form of solar film, solar screens, awnings and shutters to shade glass areas exposed to direct sun. Incentives based on a maximum dollar amount are given in the form of "Watts Saver" certificates to qualifying customers for use in paying contractors who perform window treatment installations.

The CWT Program was also one of the original programs in FPL's Energy Management Plan for the 80's (EMP80). As originally filed in FPL's EMP80, the CWT Program had an incentive limit of \$100 per installation. On March 9, 1984, this was amended to \$150 per installation by Order No. 13077. Since that time the incentive level has remained at \$150.

DOCUMENT NUMBER-DATE

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PSC-RECORDS/REPORTING

On March 17, 1992, FPL filed a petition for clarification and modification of its CWT Program. Specifically, the petition requests to modify language in FPL's "Program Participation Standards" in order to clarify the maximum total incentive amount to be paid per installation in the CWT Program.

In FPL's description of the incentive limit for its DSM90 petition, reference was made to a different incentive limit. Incentive amounts were taken erroneously from an in-house table illustrating how to calculate incentives for different exposure orientations. FPL maintains that the table was never intended to imply that payments for particular exposure orientations could not exceed the amounts shown for 100 square feet; the table simply did not carry out the calculations any further. The amounts were mistakenly described as "maximum allowable incentive values for window treatment (at 100 square ft. and above) ..." FPL contends and we believe that this was not then, and is not now, FPL's intent for the CWT Program. FPL has consistently implemented the CWT Program with an incentive limit of \$150 per installation. We grant FPL's request to delete both the table in its "Program Participation Standards" with the erroneous incentive amounts and the sentence that mistakenly describes these amounts and replace them with the clarifying statement requested in FPL's petition: "The maximum total incentive amount to be paid for installation of window treatment at a residence is \$150."

We find that FPL's clarified and modified CWT program shall remain as part of FPL's DSM90, and FPL shall continue to be allowed to recover reasonable and prudent expenditures for the CWT Program through FPL's Energy Conservation Cost Recovery (ECCR) Clause.

It is, therefore,

ORDERED by the Florida Public Service Commission, as discussed within the body of this Order, that the petition for clarification and modification by Florida Power and Light Company to its Conservation Window Treatment Program be approved. It is further

ORDERED that this Order shall become final and this docket shall be closed unless an appropriate petition for formal proceeding is received by the Division of Records and Reporting, 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on the date indicated in the Notice of Further Proceedings or Judicial Review.

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By ORDER of the Florida Public Service Commission, this 11th  
day of May, 1992.

  
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STEVE TRIBBLE, Director  
Division of Records and Reporting

( S E A L )

DLC:bmi

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

The Florida Public Service Commission is required by Section 120.59(4), Florida Statutes, to notify parties of any administrative hearing or judicial review of Commission orders that is available under Sections 120.57 or 120.68, Florida Statutes, as well as the procedures and time limits that apply. This notice should not be construed to mean all requests for an administrative hearing or judicial review will be granted or result in the relief sought.

The action proposed herein is preliminary in nature and will not become effective or final, except as provided by Rule 25-22.029, Florida Administrative Code. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, as provided by Rule 25-22.029(4), Florida Administrative Code, in the form provided by Rule 25-22.036(7)(a) and (f), Florida Administrative Code. This petition must be received by the Director, Division of Records and Reporting at his office at 101 East Gaines Street, Tallahassee, Florida 32399-0870, by the close of business on June 1, 1992.

In the absence of such a petition, this order shall become effective on the day subsequent to the above date as provided by Rule 25-22.029(6), Florida Administrative Code.

Any objection or protest filed in this docket before the issuance date of this order is considered abandoned unless it satisfies the foregoing conditions and is renewed within the specified protest period.

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If this order becomes final and effective on the date described above, any party adversely affected may request judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or by the First District Court of Appeal in the case of a water or wastewater utility by filing a notice of appeal with the Director, Division of Records and Reporting and filing a copy of the notice of appeal and the filing fee with the appropriate court. This filing must be completed within thirty (30) days of the effective date of this order, pursuant to Rule 9.110, Florida Rules of Appellate Procedure. The notice of appeal must be in the form specified in Rule 9.900(a), Florida Rules of Appellate Procedure.