

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of revised lighting tariff by Tampa Electric Company. | DOCKET NO. 100042-EI  
ORDER NO. PSC-10-0359-TRF-EI  
ISSUED: June 4, 2010

The following Commissioners participated in the disposition of this matter:

NANCY ARGENZIANO, Chairman  
LISA POLAK EDGAR  
NATHAN A. SKOP  
DAVID E. KLEMENT  
BEN A. "STEVE" STEVENS III

ORDER APPROVING REVISED LIGHTING TARIFF

BY THE COMMISSION:

BACKGROUND

In Docket No. 080675-EI, Tampa Electric Company (TECO) petitioned the Commission to close the 175 and 400 watt outdoor metal halide (MH) lighting fixtures to new customers after being informed by their suppliers that these two light sizes would no longer be available.<sup>1</sup> The lighting fixtures were discontinued because they did not meet the restrictions of the Energy Independence and Security Act of 2007 (Energy Act).<sup>2</sup> At the time of TECO's request, there were no replacement fixtures developed that would meet the standards of the Energy Act for the 175 and 400 Watt outdoor MH fixtures. We approved this request in Order No. PSC-080818-TRF-EI, issued December 19, 2008.

On January 21, 2010, TECO filed a petition to offer six new "replacement" MH outdoor lighting fixtures under its Rate Schedule LS-1. The new fixtures would be reflected in TECO's revised tariff sheet Nos. 6.805, 6.806, and 6.810. On March 29, 2010, we suspended the proposed tariff so that we would have sufficient time to adequately review it.<sup>3</sup>

We have jurisdiction over this matter pursuant to Sections 366.03, 366.04, 366.05, and 366.06, Florida Statutes (F.S.). As explained below, we approve the revised tariff.

<sup>1</sup> In re: Petition for approval of revised lighting tariff closing certain metal halide lighting fixtures to new business by Tampa Electric Company.

<sup>2</sup> 42 U.S.C. 6291, Section 324. Metal Halide Lamp Fixtures.

<sup>3</sup> See Order No. PSC-10-0182-PCO-EI, issued March 29, 2010, in Docket 100042, In re: Petition for approval of revised lighting tariff by Tampa Electric Company.

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### DISCUSSION

The six new MH fixtures include a 150 watt version of the closed 175 watt post top and shoebox fixtures, and a 350 watt version of the closed 400 watt cobra, floodlight, and shoebox fixtures. The six new MH lighting fixtures chosen to replace the closed fixtures are identical in size, style, and outward appearance; however, the internal components of the fixture, such as the lamp and the ballast which affect the lumen output, lighting pattern, and energy consumption are not the same. The replacement fixtures are designed to be more energy efficient than their earlier counterparts.

The charges for the six new MH lighting fixtures are comprised of three components: a facility charge, maintenance charge, and a non-fuel base energy charge. The facility charge refers to the type of fixture, is similar in nature to a rental charge, and is designed to recover the carrying cost of the facility. The maintenance charge is designed to recover the cost of maintaining the fixture. The non-fuel base energy charge applies only to the lighting fixture rates, and it is determined by multiplying the kilowatt-hour usage for each fixture by the non-fuel energy customer unit cost determined from the cost of service study as approved in TECO's most recent rate proceeding.<sup>4</sup>

### CONCLUSION

We have reviewed the necessary cost information submitted by TECO and we find that the charges are reasonable and appropriate. We, therefore, approve the revised tariff. The effective date is May 18, 2010.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Tampa Electric Company's petition for approval of revised lighting tariff is approved. It is further

ORDERED that the tariff shall become effective on May 18, 2010. It is further


ORDERED that if a protest is filed within 21 days of issuance of the Order, the tariff shall remain in effect with any charges held subject to refund pending resolution of the protest. It is further

ORDERED that if no timely protest is filed, this docket shall be closed upon the issuance of a Consummating Order.

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<sup>4</sup> See Order No. PSC-09-0283-FOF-EI, issued April 30, 2009, in Docket No. 080317, In re: Petition for rate increase by Tampa Electric Company.

By ORDER of the Florida Public Service Commission this 4th day of June, 2010.

  
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ANN COLE  
Commission Clerk

( S E A L )

MCB

NOTICE OF FURTHER PROCEEDINGS

The Florida Public Service Commission is required by Section 120.569(1), 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.

Mediation may be available on a case-by-case basis. If mediation is conducted, it does not affect a substantially interested person's right to a hearing.

The Commission's decision on this tariff is interim in nature and will become final, unless a person whose substantial interests are affected by the proposed action files a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on June 25, 2010.

In the absence of such a petition, this Order shall become final and effective upon the issuance of a Consummating Order.

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.