

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Planning Hearings on Load)	DOCKET NO. 910004-EU
Forecasts, Generation Expansion)	ORDER NO. 24014
Plans, and Cogeneration Prices for)	ISSUED: 1-23-91
Florida's Electric Utilities.)	
)	

The following Commissioners participated in the disposition of this matter:

MICHAEL McK. WILSON, Chairman
 THOMAS M. BEARD
 BETTY EASLEY
 GERALD L. GUNTER
 FRANK S. MESSERSMITH

ORDER SUSPENDING TARIFFS

BY THE COMMISSION:

On September 18, 1990, we voted to adopt new rules on cogeneration and small power production. In order to implement the rules, we also voted to require the investor-owned utilities to file generation expansion plans, standard interconnection agreements and tariffs for the purchase of capacity and energy from qualifying facilities by October 30, 1990.

On October 30, 1990, Florida Power & Light Company, and Tampa Electric Company, each filed their generation expansion plan, a Standard Rate COG-1, a Standard Rate COG-2, a Standard Offer Contract for the Purchase of Firm Capacity and Energy and an Interconnection Agreement. Tampa Electric Company included revised General Standards For Safety and Interconnection as part of their Interconnection Agreement.

Florida Power Corporation filed their generation expansion plan on October 30, 1990. On November 16, 1990, they filed a Standard Offer for Purchase of As-Available Energy and a Standard Offer for Purchase of Firm Capacity and Energy. Each standard contract contains an Interconnection Agreement.

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Unless we take action to suspend these tariffs, they will go into effect on December 28, 1990. Because of the extensive nature of the changes to the tariffs, additional time is needed to investigate the tariffs.

A hearing is needed to review the COG-2 tariffs (firm capacity and energy), the Standard Offer Contracts for the Purchase of Firm Capacity and Energy, and the generation expansion plans upon which the tariffs are based. Hearing dates will be reserved to provide all parties with the opportunity to comment on the utilities' generation expansion plans and on the terms and conditions in the tariffs. We will then approve, disapprove, or modify these filings. The existing COG-1 as-available energy tariff and Standard Interconnection Agreement will remain in effect until we act to approve the new filings.

In addition, we will further review the Standard Offer for Purchase of As-Available Energy and Standard Offer for Purchase of Firm Capacity and Energy filed by Florida Power Corporation. The Standard Offer for Purchase of As-Available Energy was filed in lieu of COG-1 tariff and appears to be substantially different from Florida Power Corporation's existing COG-1 tariff. The contract may therefore require more extensive analysis than the COG-1 tariff's filed by the other utilities.

Accordingly, it is

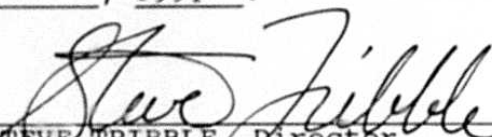
ORDERED by the Florida Public Service Commission that the Standard Rate COG-1, Standard Rate COG-2, Standard Offer Contracts for the Purchase of Firm Capacity and Energy, and Standard Interconnection Agreements filed by Florida Power & Light Company on October 30, 1990, are hereby suspended. It is further

ORDERED that the Standard Rate COG-1, Standard Rate COG-2, Standard Offer Contracts for the Purchase of Firm Capacity and Energy, and Standard Interconnection Agreements filed by Tampa Electric Company on October 30, 1990, are hereby suspended. It is further

ORDERED that the Standard Offer for Purchase of As-Available Energy and the Standard Offer for Purchase of Firm Capacity and Energy filed by Florida Power Corporation on November 16, 1990 are hereby suspended.

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By ORDER of the Florida Public Service Commission, this
23rd day of JANUARY, 1991.


STEVE TRIBBLE, Director
Division of Records and Reporting

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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.

Any party adversely affected by the Commission's final action in this matter may request: 1) reconsideration of the decision by filing a motion for reconsideration with the Director, Division of Records and Reporting within fifteen (15) days of the issuance of this order in the form prescribed by Rule 25-22.060, Florida Administrative Code; or 2) judicial review by the Florida Supreme Court in the case of an electric, gas or telephone utility or the First District Court of Appeal in the case of a water or sewer 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 after the issuance 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.