

AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

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CLERK

November 12, 2009

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090508-E1

Ms. Ann Cole, Director
Division of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, FL 32399-0850

Re: Petition of Tampa Electric Company for approval of a new environmental program for cost recovery through the Environmental Cost Recovery Clause

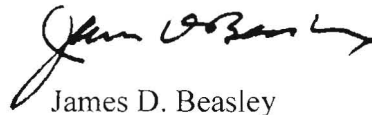
Dear Ms. Cole:

Enclosed for filing in the above docket are the original and fifteen (15) copies of Tampa Electric Company's Petition for Approval of a New Environmental Program for Cost Recovery through the Environmental Cost Recovery Clause.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,



James D. Beasley

JDB/pp
Enclosure

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BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition of Tampa Electric Company)
for approval of a new environmental)
program for cost recovery through)
the Environmental Cost Recovery Clause.)
_____)

DOCKET NO. _____
FILED: NOVEMBER 12, 2009

**PETITION OF TAMPA ELECTRIC COMPANY FOR APPROVAL OF
A NEW ENVIRONMENTAL PROGRAM FOR COST RECOVERY
THROUGH THE ENVIRONMENTAL COST RECOVERY CLAUSE**

Tampa Electric Company (“Tampa Electric” or “the company”), by and through its undersigned counsel, and pursuant to Section 366.8255, Florida Statutes, and Florida Public Service Commission (“Commission”) Order Nos. PSC-94-0044-FOF-EI and PSC-94-1207-FOF-EI, hereby petitions this Commission for approval of the company’s new environmental compliance program – Greenhouse Gas Reduction Program – for cost recovery through the Environmental Cost Recovery Clause (“ECRC”).

1. Tampa Electric is an investor-owned electric utility subject to the Commission’s jurisdiction pursuant to Chapter 366, Florida Statutes. Tampa Electric serves retail customers in Hillsborough and portions of Polk, Pinellas and Pasco Counties in Florida. The company’s principal offices are located at 702 North Franklin Street, Tampa, Florida 33602.

2. The persons to whom all notices and other documents should be sent in connection with this docket are:

Lee L. Willis
James D. Beasley
Ausley & McMullen
Post Office Box 391
Tallahassee, FL 32302
(850) 224-9115
(850) 222-7952 (fax)

Paula K. Brown
Administrator, Regulatory Affairs
Tampa Electric Company
Post Office Box 111
Tampa, FL 33601
(813) 228-1444
(813) 228-1770 (fax)

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3. On September 22, 2009, the U.S. Environmental Protection Agency (“EPA”) enacted a new rule for reporting Greenhouse Gas (“GHG”) emissions from large sources and suppliers effective January 1, 2010 in preparation for the first annual GHG report, due March 31, 2011. The new rule is intended to collect accurate and timely emissions data to inform future policy decisions as set forth in the final rule for GHG emission reporting pursuant to the Florida Climate Protection Act, Chapter 403.44 of the Florida Statutes and the docket EPA-HQ-OAR2008-0508-054.

4. The nationwide GHG emissions reduction rule will impact Tampa Electric’s generation fleet, components of its transmission and distribution system as well as company service vehicles. According to the rule, the company must begin collecting greenhouse gas emissions data effective January 1, 2010 to establish a baseline inventory to report to the EPA.

Qualifications and Estimated Expenditures for ECRC Recovery

5. Tampa Electric anticipated the requirement to initiate a Greenhouse Gas Reduction Program and notified the Commission by letter dated July 21, 2008, a copy of which is attached hereto as Exhibit A. With the enactment of the rule for reporting GHG emissions, the company is now seeking approval of the aforementioned program.

6. The costs Tampa Electric will incur for the GHG reporting requirements meet the ECRC recovery criteria established by this Commission in Docket No. 930613-EI, Order No. PSC-94-0044-FOF-EI in that:

- (a) all expenditures will be prudently incurred after April 13, 1993;
- (b) the activities are legally required to comply with a governmentally imposed environmental regulation enacted, became effective, or whose effect was triggered after the company’s last test year upon which rates are based; and

- (c) none of the expenditures are being recovered through some other cost recovery mechanism or through base rates.

7. The costs for which Tampa Electric is seeking ECRC recovery are for operating and maintenance (“O&M”) expenditures associated with the purchasing of monitoring equipment and software to establish the testing platform. The initial cost is \$100,000 with an annual software licensing fee of \$30,000.

8. Tampa Electric expects to begin incurring costs associated with this program in December 2009. These costs will be included in Tampa Electric’s 2009 ECRC True-up, which will be filed in April 2010. For 2010, the company is not requesting a change in its projected ECRC factors. Instead, the company proposes to include in its 2010 Actual/Estimated True-up filing the program costs incurred or projected to be incurred during 2010. Beyond 2010, the company will include projected program costs in the appropriate projection filing. All program expenditures will be subject to audit by the Commission.

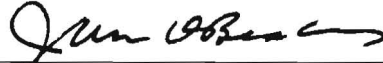
9. This program is a compliance activity associated with requirements of the Clean Air Act Amendments; therefore, expenditures should be allocated to rate classes on an energy basis.

10. Tampa Electric is not aware of any disputed issues of material fact relative to the matters set forth in this Petition.

WHEREFORE, Tampa Electric respectfully requests the Commission to approve the company’s Greenhouse Gas Reduction Program and the recovery of the costs of this program through the ECRC in the manner described herein.

DATED this 12th day of November 2009.

Respectfully submitted,



LEE L. WILLIS
JAMES D. BEASLEY
Ausley & McMullen
Post Office Box 391
Tallahassee, FL 32302
(850) 224-9115

ATTORNEYS FOR TAMPA ELECTRIC COMPANY

Tampa Electric Company
Exhibit A
Notification to Commission of Greenhouse Gas Reduction Program

DOCUMENT NUMBER-DATE
11264 NOV 12 8
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AUSLEY & McMULLEN

ATTORNEYS AND COUNSELORS AT LAW

227 SOUTH CALHOUN STREET
P.O. BOX 391 (ZIP 32302)
TALLAHASSEE, FLORIDA 32301
(850) 224-9115 FAX (850) 222-7560

July 21, 2008

HAND DELIVERED

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COMMISSION
CLERK

Ms. Ann Cole, Director
Division of Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

Re: FPSC Docket No. 080007-EI – Preliminary List of New Projects

Dear Ms. Cole:

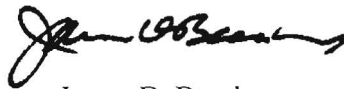
Enclosed for filing on behalf of Tampa Electric Company is a Preliminary List of New Projects that the company anticipates pursuing in Docket No. 080007-EI.

By copy of this letter, I have provided this filing to all parties listed on the attached Certificate of Service.

Please acknowledge receipt and filing of the above by stamping the duplicate copy of this letter and returning same to this writer.

Thank you for your assistance in connection with this matter.

Sincerely,



James D. Beasley

JDB/pp
Enclosures

cc: All Parties of Record (w/enc.)

DOCUMENT NUMBER-DATE

06257 JUL 21 08

Exhibit "A"

FPSC-COMMISSION CLERK

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Preliminary List of New Projects has been furnished by U. S. Mail or hand delivery (*) on this 21st day of July 2008 to the following:

Ms. Martha Carter Brown*
Office of General Counsel
Florida Public Service Commission
2540 Shumard Oak Boulevard
Room 370N – Gunter Building
Tallahassee, FL 32399-0850

Ms. Patricia Christensen
Office of Public Counsel
111 West Madison Street – Room 812
Tallahassee, FL 32399-1400

Mr. John W. McWhirter, Jr.
McWhirter & Davidson, P.A.
400 North Tampa Street, Suite 2450
Tampa, FL 33601-5126

Mr. John T. Butler
Senior Attorney
Florida Power & Light Company
700 Universe Boulevard
Juno Beach, FL 33408-0420

Mr. R. Wade Litchfield
Florida Power & Light Company
215 South Monroe Street, Suite 810
Tallahassee, FL 32301-1859

Mr. Gary V. Perko
Hopping Green & Sams, P.A.
Post Office Box 6526
Tallahassee, FL 32314

Mr. John T. Burnett
Associate General Counsel - Florida
Mr. R. Alexander Glenn
Deputy General Counsel - Florida
Progress Energy Service Co., LLC
Post Office Box 14042
St. Petersburg, FL 33733

Mr. Paul Lewis, Jr.
Progress Energy Florida, Inc.
106 East College Avenue, Suite 800
Tallahassee, FL 32301-7740

Ms. Susan D. Ritenour
Secretary and Treasurer
Gulf Power Company
One Energy Place
Pensacola, FL 32520

Mr. Jeffrey A. Stone
Mr. Russell A. Badders
Mr. Steven R. Griffin
Beggs and Lane
Post Office Box 12950
Pensacola, FL 32591-2950


ATTORNEY

**Preliminary List of New Projects
Tampa Electric Company
Docket No. 080007 -EI**

Greenhouse Gas Reduction Program

Law/Regulation: The Florida Department of Environmental Protection (“FDEP”) proposed the Rule 62-285.300, Florida Administrative Code, to implement Executive Order 07-127, requiring electric utilities to reduce emissions of Greenhouse Gasses (“GHG”). Additionally, the Florida House Bill 7135 (“HB 7135”) created the Florida Climate Protection Act, Section 403.44, Florida Statutes, (“F.S.”) requiring major GHG emitters to register and report GHG emissions while also requiring the FDEP to implement a GHG cap-and-trade program to address required reductions.

HB 7135 includes provisions to allow recovery of the costs or expenses prudently incurred for the quantification, reporting and third party verification as required for participation in GHG emission registries, such as The Climate Registry.

Description of Project: The purpose of Tampa Electric’s proposed Greenhouse Gas Reduction Program is to initiate data collection and reporting of GHG emissions as part of The Climate Registry. The historical and current GHG data will establish a baseline of emissions and subsequent targets for the required compliance reductions deadlines.

Estimated 2009 O&M Expenses: \$15,000 - \$150,000