

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-2, SUB 1170
DOCKET NO. E-7, SUB 1169

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of

Petition of Duke Energy Progress, LLC,)	
and Duke Energy Carolinas, LLC,)	ORDER GRANTING MOTION TO
Requesting Approval of Green Source)	MODIFY GSA PROGRAM
Advantage Program and Rider GSA to)	TARIFFS
Implement N.C. Gen. Stat. § 62-159.2)	

BY THE COMMISSION: The Green Source Advantage Program (GSA Program) is a customer-directed renewable energy procurement program established by Session Law 2017-192 (House Bill 589) and implemented pursuant to N.C. Gen. Stat. § 62-159.2. The GSA Program offers large business customers, major military installations, and public universities (GSA Customer) an option to work with Duke Energy Carolinas, LLC (DEC), and Duke Energy Progress, LLC (DEP), (collectively, Duke) to directly procure new renewable energy resources and allows the GSA Customer to select and negotiate price terms directly with a prospective renewable energy supplier of their choice (GSA Facility). The GSA Program is available to eligible participants on a first-come, first-served basis (subject to allocated capacity reserved for military and university customers) until the 600 megawatts (MW) of program capacity is fully subscribed. Major military installations and university customers were reserved 350 MW until August 5, 2022, three years after the approval of the GSA Program (Reserved Capacity). Currently, none of the Reserved Capacity has been subscribed.

Section 11.19.(f1) of Session Law 2021-180 (S.L. 2021-180) modifies N.C.G. S. § 62-159.2 by making available and reserving certain GSA Program capacity to an eligible customer, defined as “any customer of an electric public utility that locates a new manufacturing facility at a project site that is subject to an agreement with the Department of Commerce pursuant to subsection (d) of [Section 11.19].” Session Law 2021-180 also modified the maximum capacity that an “eligible customer” could reserve through the GSA Program.

On February 1, 2019, the Commission issued its Order Modifying and Approving Green Source Advantage Program, Requiring Compliance Filing, and Allowing Comments (GSA Program Order) in the above-captioned dockets approving DEC and DEP’s GSA Program, while holding open decisions on the GSA Program tariffs and enrollment period. On August 5, 2019, the Commission issued its Order Approving Compliance Filing, which approved the GSA Program tariffs and directed Duke to open the program to eligible customers within 60 days.

On February 11, 2022, Duke filed a motion (Motion) to modify the GSA Program tariffs to implement the changes to the GSA Program effected by S.L. 2021-180. Specifically, Duke requests the GSA Program tariffs be modified to reflect that (1) any unsubscribed amount of the 350 MW of the Reserved Capacity be made available to an “eligible customer”; (2) any Reserved Capacity remaining unsubscribed by August 5, 2022, be solely reserved for an “eligible customer” through January 1, 2028; and (3) such “eligible customer” be entitled to subscribe to a capacity amount sufficient to produce all of the eligible customer’s actual annual electricity usage or reasonably projected annual electricity usage over the immediately subsequent annual period, up to the total Reserve Capacity available at the time of subscription and not to exceed 350 MW.

No other parties to the above-captioned GSA Program dockets have filed comments on Duke’s Motion.

The Public Staff presented this matter at the Commission’s March 7, 2022, Staff Conference. The Public Staff stated that it reviewed Duke’s Motion and recommended that it be granted and that the proposed modifications to the GSA Program tariffs be approved.

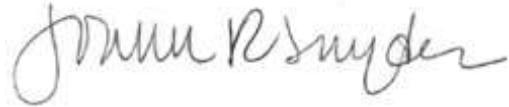
After careful consideration, the Commission finds good cause to grant Duke’s Motion to modify the GSA Program tariffs to reflect the requirements of S.L. 2021-180, specifically that (1) any unsubscribed amount of the 350 MW of the Reserved Capacity be made available to an “eligible customer”; (2) any Reserved Capacity remaining unsubscribed by August 5, 2022, be solely reserved for an “eligible customer” through January 1, 2028; and (3) such “eligible customer” be entitled to subscribe to a capacity amount sufficient to produce on an annual basis all of the eligible customer’s actual annual electricity usage or reasonably projected annual electricity usage over the immediately subsequent annual period, up to the total Reserve Capacity available at the time of subscription and not to exceed 350 MW.

IT IS, THEREFORE, SO ORDERED.

ISSUED BY ORDER OF THE COMMISSION.

This the 14th day of March, 2022.

NORTH CAROLINA UTILITIES COMMISSION



Joann R. Snyder, Deputy Clerk