

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

**STAFF CONFERENCE AGENDA
March 14, 2022**

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STAFF CONFERENCE, BRIEFING, AND HEARINGS
WILL BE POSTED ON THE
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COMMISSION STAFF

NO AGENDA ITEMS

PUBLIC STAFF AGENDA

ELECTRIC

TARIFF REVISIONS (Floyd/Thomas; Edmondson/Josey)

Dominion Energy North Carolina

1. [Docket No. E-22, Sub 543](#) – Motion to Close Non-Residential Prescriptive Program to New Participants and Withdraw Schedule NRP

Duke Energy Carolinas, LLC, and Duke Energy Progress, LLC

2. [Docket Nos. E-7, Sub 1169 and E-2, Sub 1170](#) – Motion to Modify the Green Source Advantage Program

**STATE OF NORTH CAROLINA
UTILITIES COMMISSION
RALEIGH**

DOCKET NO. E-22, SUB 543

BEFORE THE NORTH CAROLINA UTILITIES COMMISSION

In the Matter of		
Application by Dominion Energy North)	ORDER CLOSING
Carolina Close the Non-Residential)	PROGRAM
Prescriptive Program)	

BY THE COMMISSION: On February 15, 2022, Dominion Energy North Carolina (Company) filed a request seeking approval to close the Non-Residential Prescriptive Program (Program) to new participants and withdraw the accompanying tariff (Schedule NRP).

The Program was originally approved on October 16, 2017, as an energy efficiency (EE) program and offered non-residential customers prescriptive incentives to install specific energy efficient refrigeration equipment, appliances, and motors. The Program also provided incentives for HVAC system tune ups, duct testing, and duct sealing measures. As of December 31, 2021, the Company has 120 participants in North Carolina saving approximately 1,609 MWhs.

The Company stated that the Program has expired in its Virginia jurisdiction effective December 31, 2021, pursuant to the requirements of the Virginia State Corporation Commission (VSCC), which established a cost cap and timeline for the Company to offer the Program in Virginia. The cost cap was reached in December 2021, effectively closing the Program to customers, including those in North Carolina.

The Company has filed a replacement program in Docket No. E-22 Sub 617 (Non-Residential Enhanced Prescriptive Program) that will offer many of the same measures as the Program, but also adds new measures based on input from stakeholders and current technical reference manuals. Approval of the replacement program is pending before the Commission.

The Public Staff presented this matter at the Commission's Regular Staff Conference on March 14, 2022. The Public Staff stated that it has reviewed the Company's request and agrees that it is appropriate to close the Program to new participants. Because it has the pending request for approval of the replacement program before the Commission, the Company did not evaluate the Program to see if it could be cost-effectively offered on a North Carolina-only basis.

Based on the foregoing and the entire record in this proceeding, IT IS, THEREFORE, ORDERED, as follows:

1. That the Company is allowed to close the Non-Residential Prescriptive Program to new participants and withdraw Schedule NRP effective the day this Order is entered.

2. That any pending applications received between December 31, 2021, and the effective date of this Order, shall be processed pursuant to the terms and conditions of the Non-Residential Prescriptive Program.

ISSUED BY ORDER OF THE COMMISSION.

This the ___ day of March, 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

[Back to Agenda](#)

**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.G.S. § 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, the Companies or 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 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 Session Law 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 had reviewed the Companies’ Motion and recommended 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 ____ day of March 2022.

NORTH CAROLINA UTILITIES COMMISSION

A. Shonta Dunston, Chief Clerk

[Back to Agenda](#)