

BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

In re: Petition for approval of revised
underground residential distribution tariffs, by
Duke Energy Florida, LLC.

DOCKET NO. 20260046-EI
ORDER NO. PSC-2026-0154-PCO-EI
ISSUED: May 18, 2026

The following Commissioners participated in the disposition of this matter:

GARY F. CLARK
MIKE LA ROSA
BOBBY PAYNE
ANA ORTEGA

ORDER SUSPENDING UNDERGROUND
RESIDENTIAL DISTRIBUTION TARIFFS

BY THE COMMISSION:

Background

On March 31, 2026, Duke Energy Florida, LLC (DEF) filed a petition for approval of revisions to its underground residential differential tariffs (URD) and associated charges. These tariffs represent the estimated additional cost, if any, DEF incurs to provide underground service in place of overhead service in new residential subdivisions. The petition was filed pursuant to Rule 25-6.078(3), Florida Administrative Code (F.A.C.), which states, in part: "If the cost differential as calculated in Form PSC 1031 (08/20) varies from the Commission-approved differential by plus or minus 10 percent or more, the utility shall file a written policy and supporting data and analyses as prescribed in subsections (1), (4) and (5) of this rule on or before April 1 of the following year." DEF has filed the instant petition which includes updated URD tariff sheets to be consistent with the ten percent plus or minus filing requirement.

In its petition, DEF is proposing revised URD charges reflecting changes in cost differentials between overhead and underground services. For example, in Exhibit D of the petition, DEF states that revisions are proposed for the per foot charges for the feeder differential where DEF is installing the conduit and for the per lot charge for high-density subdivisions where DEF is supplying and installing the underground conduit. Also, in Exhibit D of the petition, DEF states that material and labor costs have increased for both overhead and underground, though the overhead material and labor costs have escalated at a higher percentage than underground costs resulting in lower differential costs.

This order addresses suspension of the proposed tariffs. We have jurisdiction over this matter pursuant to Sections 366.03, 366.04, 366.05, and 366.06, Florida Statutes (F.S.).

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Decision

Pursuant to Section 366.06(3), F.S., we may withhold consent to the operation of all or any portion of a new rate schedule, delivering to the utility requesting such a change a reason or written statement of good cause for doing so within 60 days. Upon review of DEF's petition and attached exhibits, we find that the proposed tariffs shall be suspended to allow sufficient time for Commission staff to further review the petition and gather all pertinent information to present us with an informed recommendation on the tariff proposals. We find that this constitutes good cause to suspend the proposed tariffs consistent with the requirements of Section 366.06(3), F.S.

Based on the foregoing, it is

ORDERED by the Florida Public Service Commission that Duke Energy Florida, LLC's proposed revised underground residential distribution tariff sheets shall be suspended in accordance with Section 366.06(3), F.S. It is further

ORDERED that this docket shall remain open pending our decision on the proposed tariffs.

By ORDER of the Florida Public Service Commission this 18th day of May, 2026.



ADAM TEITZMAN
Commission Clerk
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399
(850) 413-6770
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Copies furnished: A copy of this document is provided to the parties of record at the time of issuance and, if applicable, interested persons.

SBr

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NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

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.

Any party adversely affected by this order, which is preliminary, procedural or intermediate in nature, may request: (1) reconsideration within 10 days pursuant to Rule 25-22.0376, 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 wastewater utility. A motion for reconsideration shall be filed with the Office of Commission Clerk, in the form prescribed by Rule 25-22.0376, Florida Administrative Code. Judicial review of a preliminary, procedural or intermediate ruling or order is available if review of the final action will not provide an adequate remedy. Such review may be requested from the appropriate court, as described above, pursuant to Rule 9.100, Florida Rules of Appellate Procedure.