

Schedule No. LCMPE
LARGE CUSTOMER MARKET PRICE ENERGY

APPLICABLE

This large customer market price energy rate schedule is applicable to all non-Residential Service Customers demonstrating that they will have an average annual hourly load of ten megawatts or more, are not a fully bundled retail customer of the Utility, and have not been approved by the PUCN to purchase energy, capacity and ancillary services from a provider of new electric resource under NRS Chapter 704B; or have been approved by the PUCN to purchase energy, capacity and ancillary services from a new provider of new electric resource under NRS Chapter 704B, have an average annual hourly load of ten megawatts or more, and have paid in full any impact fee the PUCN assessed pursuant to provisions of NRS Chapter 704B.

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TERRITORY

Entire Nevada service territory, as specified.

RATES

- A. A Customer receiving service under this schedule that has not yet achieved the ten megawatt load threshold, based upon an average monthly hourly usage, shall take service under the otherwise applicable rate schedule until such time that the ten megawatt threshold has been achieved.
- B. A Customer receiving service under this schedule that has achieved the ten megawatt load threshold will pay the following rates and charges:
 - 1. The BTGR of the otherwise applicable rate schedule of the Customer, with the cost of generation capacity and energy supply removed through bill credits.
 - 2. A demand charge, if applicable, under the otherwise applicable rate schedule.
 - 3. A facilities charge, if applicable, under the otherwise applicable rate schedule.
 - 4. The BSC of the otherwise applicable rate schedule.
 - 5. The UEC as described in Special Condition 1.
 - 6. Franchise Fees, Taxes and Mill Assessment that are assessed under the otherwise applicable rate schedule.

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(Continued)

RATES (continued)

- 7. Public Program Costs unless exempted by any applicable law or order of the PUCN.
- 8. An energy charge as specified in an Energy Supply Agreement between the Utility and the Customer.
- C. A Customer receiving service under this schedule that has achieved the ten megawatt load threshold will not pay the following rates and charges:
 - 1. A Customer taking service under this schedule shall not be subject to the Net-BTER, DEAA unless specified in the Energy Supply Agreement.
- D. Unless otherwise described in the Energy Supply Agreement, a Customer receiving service under this schedule that subsequently falls below the ten megawatt threshold, based on a twelve-month rolling average, shall pay the otherwise applicable rate schedule of the Customer until the Customer's twelve-month rolling average once again achieves a ten megawatt load threshold.

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SPECIAL CONDITIONS

- 1. **UEC.** The Universal Energy Charge (UEC), pursuant to NAC 702.150 through 702.450, will go to fund the Nevada fund for energy assistance and conservation. Under certain circumstances, Customers will be refunded amounts paid in excess of \$25,000 per calendar quarter. The Commission will administer the collection of the UEC, certify exemptions, and administer refunds. Exemptions are generally kWh sold to:
 - a) Any governmental agency, including the State of Nevada and any political subdivision thereof, and
 - b) Any Customer using electrolytic-manufacturing processes.

Except as provided above, all kWh sold are subject to the charge. The UEC is not subject to the charges applicable under the Special Supplementary Tariff.

- 2. **Rights and Obligations.** The rights and obligations of the parties with respect to the supply of energy will be specified in an Energy Supply Agreement.

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(Continued)

SPECIAL CONDITIONS (continued)

3. **Energy Supply Agreement.** The Energy Supply Agreement must be approved by the Commission.

- a. An Energy Supply Agreement shall be filed within, or contemporaneously with, an Integrated Resource Plan or Integrated Resource Plan Amendment that includes a renewable resource not previously approved by the Commission that will serve as the resource for supply to the Energy Supply Agreement counterparty.
- b. If an approved Energy Supply Agreement is amended, and such amendment changes a material term (i.e. price, resource, load), the amended Energy Supply Agreement must be filed with the Commission and served on all parties to the underlying Energy Supply Agreement approval docket. Parties to the underlying approval docket will have an opportunity to object to the amendment as provided in the Commission's Order in Docket Nos. 23-02010 and 23-02011, unless otherwise directed in future Commission orders.
- c. A request for approval of an amended Energy Supply Agreement is not required to be filed within an Integrated Resource Plan or Integrated Resource Plan Amendment, unless the resource or a portion of the resource(s) planned to serve the Energy Supply Agreement changes from the original application.

In considering whether the Energy Supply Agreement is in the public interest, the Commission will consider whether non-participating customers of the utility experience increased costs for electric service or forgo the benefit of a reduction of costs for electric service as a result of the Energy Supply Agreement.

The Energy Supply Agreement shall:

- a. Be in the public interest;
- b. Provide for payment by the Customer of the Utility's cost in procuring the energy for the Customer;
- c. Provide for a payment by the Customer for its portion of the Utility's transmission and distribution costs;
- d. Not impair the reliability of the Utility's system or the Utility's ability to provide electric service to its other customers;
- e. Include other terms and conditions related to the respective rights and obligations of the Utility and Customer to take service under this schedule;
- f. Identify the basis for the calculation of the price of energy;
- g. Be the same term as the underlying renewable resource unless otherwise specified and explained in the Energy Supply Agreement;

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Schedule No. LCMPE
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(Continued)

SPECIAL CONDITIONS (continued)

3. **Energy Supply Agreement.** (continued)

- h. Contain sufficient information to determine the Customer's hourly annual load requirements;
- i. Quantify system and/or non-participant benefits that will be included in the Energy Supply Agreement application;
- j. Indicate if a true-up or adjustment is necessary given the structure of the agreement;
- k. Include a short-form Statement O analysis of the potential new Customer impacts on total revenue requirement and the distribution of revenue requirement between rate classes;
- l. Include a provision for an early termination fee, in the event the Customer terminates the Energy Supply Agreement prior to the end of the Energy Supply Agreement term; and
- m. Contain a mechanism protecting non-participating Customers from increased costs.

4. **Termination.** The termination rights of the Customer and the Utility are governed by the terms of the applicable Energy Supply Agreement.

5. **RPS Compliance.** For every Customer that takes service under this schedule, the Utility shall retire or transfer to the Customer to retire portfolio energy credits in compliance with the RPS. The Utility shall retain the difference between the amount of portfolio energy credits procured pursuant to the Energy Supply Agreement and the RPS, unless as specified otherwise under the terms and conditions of the Energy Supply Agreement between the Customer and the Utility.

DEFINITIONS

For purposes of this Schedule No. LCMPE, the following definitions apply.

- A. BSC: The Basic Service Charge, which is approved by the Commission.
- B. BTER: A rate consisting of the base tariff energy rate which is approved by the Commission.
- C. BTGR: A rate consisting of the base tariff general rate which is approved by the Commission.

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DEFINITIONS (continued)

- D. DEAA: A rate consisting of the deferred energy accounting adjustment, which is approved by the Commission.
- E. Energy resources: energy used to supply the Customer with energy pursuant to the terms of the Energy Supply Agreement, including market purchases made on behalf of the eligible customer, and energy from the Utility's other generation and purchased power that was not procured on behalf of the eligible customer, but is available to be sold into the market.
- F. Energy Supply Agreement: Is the contract approved by the Commission that is executed by the Customer and Utility pursuant to terms of Schedule No. LCMPE.
- G. Net-BTER: A rate consisting of the BTER less the cost of the out-of-the-money long-term renewable energy contracts that the Utility has entered into.
- H. Public Program Costs: Are all costs that the Utility incurs in implementing legislatively-mandated programs.
- I. PUCN: Is the Public Utilities Commission of Nevada.
- J. Renewable Energy: As defined in NRS 704.7811, Renewable Energy means biomass, geothermal, solar, waterpower, and wind.
- K. RPS: As defined in NRS 704.7805, Portfolio Standard means a portfolio standard for Renewable Energy and energy from a qualified energy recovery process established by the Commission pursuant to NRS 704.7821. The Portfolio Standard provides for increasing minimum amounts of Renewable Energy to be added annually to the Utility's mix of resources required to meet its load requirements.
- L. UEC: A rate consisting of the universal energy charge, which is approved by the Commission.

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