

Schedule No. MPE
MARKET PRICE ENERGY

(N)

APPLICABLE

This market price energy rate schedule is applicable to all non-Residential Service Customers demonstrating that they will have an average annual load of one megawatt or more, are not a fully bundled retail customer of the Utility, and have been approved by the Commission to purchase energy capacity and ancillary services from a provider of new electric resources under NRS Chapter 704B, without the imposition of an impact fee, and are approved by the Commission to take service under this market price energy rate schedule. This market price energy rate schedule is not applicable to Customers that currently receive fully bundled electric service from the Utility, or to Customers that currently receive energy, capacity, or ancillary services from a provider of new electric resources pursuant to NRS Chapter 704B.

TERRITORY

Entire Nevada service territory, as specified.

RATES

- A. A Customer receiving service under this schedule 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.

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 Vice President, Regulatory

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RATES (continued)

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.
 7. Public Program Costs pursuant to 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.
- B. A Customer receiving service under this schedule will not pay the following rates and charges unless otherwise ordered by the Commission:
1. The Net-BTER and DEAA.
 2. The REPR, TRED, EE and any other public policy costs if the Customer has a Commission order exempting the Customer from paying these costs.

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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SPECIAL CONDITIONS (continued)

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

The Energy Supply Agreement shall:

- a. Be in the public interest;
 - b. Provide for payment by the Customer of the Utility's incremental cost in procuring the energy;
 - c. Provide a contribution to the Utility's fixed 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; and
 - g. Be the same term as the underlying renewable resource unless otherwise specified and explained in the Energy Supply Agreement.
4. **Termination.** The termination rights of the Customer and the Utility will be specified in an Energy Supply Agreement.
5. **RPS Compliance.** For every Customer that takes service under this schedule, the Utility shall 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. MPE, 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. EE: A rate consisting of the energy efficiency charge, which is approved by the Commission.

- F. Energy resources: energy used to supply the Customer with energy pursuant to the terms of the Energy Supply Agreement, which may include 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.

- G. Energy Supply Agreement: Is the contract approved by the Commission that is executed by the Customer and Utility pursuant to terms of Schedule No. MPE.

- H. Renewable Energy: As defined in NRS 704.7811, Renewable Energy means biomass, geothermal, solar, waterpower, and wind.

- I. 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.

- J. REPR: A rate consisting of the renewable energy program rate, which is approved by the Commission.

- K. TRED: A rate consisting of the temporary renewable energy development charge, which is approved by the Commission.

- L. UEC: A rate consisting of the universal energy charge, which is approved by the Commission.

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