

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

-----In the Matter of-----)
)
PUBLIC UTILITIES COMMISSION)
)
Instituting a Proceeding to)
Investigate the Proposed Tariffs)
Filed by Kauai Island Utility)
Cooperative and Other Related)
Matters.)
_____)

Docket No. 2006-0498

ORDER REGARDING INTERCONNECTION TARIFF

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DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
INDUSTRY
CONSUMER AFFAIRS
STATE OF HAWAII

PUBLIC UTILITIES
COMMISSION

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FILED

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ORDER REGARDING INTERCONNECTION TARIFF

By this Order, the commission finds that the Interconnection Tariff filed by KAUAI ISLAND UTILITY COOPERATIVE ("KIUC") on June 18, 2008, appears to incorporate the changes mandated by the commission in Decision and Order No. 24238, filed on May 22, 2008.¹

I.

Background

By Decision and Order No. 24238, the commission approved the interconnection tariff proposed by KIUC and the other parties to this docket (except HAWAII RENEWABLE ENERGY ALLIANCE ("HREA")), as modified therein, to govern the interconnection of distributed generation facilities operating in

¹KIUC's Transmittal Letter; Exhibit 1, KIUC's Distributed Generation Interconnection Tariff, i.e., Tariff No. 2 (clean version); and Exhibit 2, KIUC's Distributed Generation Interconnection Tariff, i.e., Tariff No. 2 (black-lined version) (the "Interconnection Tariff"), filed on June 18, 2008.

parallel with the electric utility's system.² The commission concluded:

B.

Conclusion

The Proposed Interconnection Tariff, taken as a whole, appears reasonable, subject to the inclusion of the revisions mandated by the commission in Section III.A, above. KIUC shall file its interconnection tariff for distributed generation facilities, with the commission-mandated revisions, to implement the interconnection of distributed generating facilities operating in parallel with KIUC's system. In sum, the commission approves the Proposed Interconnection Tariff, as modified herein, consistent with the terms of this Decision and Order.

III.

Orders

THE COMMISSION ORDERS:

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2. The interconnection tariff proposed by the Stipulating Parties is approved, as modified in Section III.A of this Decision and Order.

3. By June 18, 2008, KIUC shall file its interconnection tariff for distributed generation facilities, with the commission-mandated revisions, to implement the interconnection of distributed generating facilities operating in parallel with KIUC's system.

²The Parties in this proceeding are: (1) KIUC; (2) HREA; (3) the COUNTY OF KAUAI; (4) CHAPEAU, INC., dba BLUEPOINT ENERGY, STARWOOD HOTELS AND RESORTS WORLDWIDE, INC., and the HAWAII HEALTH SYSTEMS CORPORATION; (5) MARRIOTT HOTELS SERVICES, INC., on behalf of KAUAI MARRIOTT RESORT & BEACH CLUB; and (6) the DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, DIVISION OF CONSUMER ADVOCACY, an ex officio party to this proceeding, pursuant to Hawaii Revised Statutes § 269-51 and Hawaii Administrative Rules ("HAR") § 6-61-62(a).

KIUC's transmittal letter shall describe with particularity the revisions made to the Proposed Interconnection Tariff. Upon review, further commission action will follow, including instructions regarding the applicable issued and effective dates of KIUC's interconnection tariff.

Decision and Order No. 24238, at 46-47. No motion for reconsideration or clarification of Decision and Order No. 24238 was filed by any of the Parties.

On June 18, 2008, KIUC filed its Interconnection Tariff for the commission's review, in accordance with Decision and Order No. 24238.

II.

Discussion

As represented by KIUC in its Transmittal Letter, the Interconnection Tariff includes the following revisions mandated by the commission in Decision and Order No. 24238:

1. Throughout the Policies and Procedures section and corresponding attachments, whenever a specified time limit is qualified by the "may be extended by the Interconnection Customer upon request by KIUC, which extension shall not be unreasonably withheld" phrase, or words to that effect, KIUC has included language making it clear that the customer may, in lieu of agreeing to KIUC's extension request, avail itself of the dispute resolution process set forth in the Policies and Procedures, Section 4, Disputes, in particular, subsection 4.1.3.³

³See Interconnection Tariff, Original Sheets Nos. 5, 6, 7, 12, 15, 53, 60, and 66.

2. For the Policies and Procedures, Attachment 1, Glossary of Terms, and Attachment 9, Interconnection Agreement, Exhibit 1, Glossary of Terms, KIUC has amended the definition of "Distribution Upgrades" by changing "interstate" to "intrastate."⁴

3. For Attachment 9, Interconnection Agreement, Article 4, Cost Responsibility for Interconnection Facilities and Distribution Upgrades, KIUC has included language stating that the customer's request for a credit for system benefits is subject to the commission's approval.⁵

4. For Attachment 9, Interconnection Agreement, Article 4, Cost Responsibility for Interconnection Facilities and Distribution Upgrades, KIUC has included a new subsection incorporating the queuing language suggested by the United States Environmental Protection Agency and affirmatively agreed-upon by KIUC.⁶ In addition, for the Policies and Procedures, Attachment 1, Glossary of Terms, and Attachment 9, Interconnection Agreement, Exhibit 1, Glossary of Terms, KIUC has included a new definition for the term "Queue Position," which is consistent with the definition utilized by the Federal Energy Regulatory Commission.⁷

⁴See Interconnection Tariff, Original Sheets Nos. 24 and 103.

⁵See Interconnection Tariff, Original Sheet No. 86.

⁶See Interconnection Tariff, Original Sheets Nos. 7 and 87.

⁷See Interconnection Tariff, Original Sheets Nos. 27 and 106.

5. For Attachment 9, Interconnection Agreement, Article 10, Disputes, KIUC has incorporated the dispute resolution provisions set forth in the Policies and Procedures, Section 4, Disputes, for consistency purposes.⁸

6. For the Policies and Procedures, Section 4, Disputes, and Attachment 9, Interconnection Agreement, Article 10, Disputes, KIUC has included a new subsection stating that the customer also has the option of availing itself of formal relief with the commission, pursuant to the commission's applicable Rules of Practice and Procedure, HAR, chapter 6-61.⁹

In addition to the above-noted changes mandated by the commission in Decision and Order No. 24238:

KIUC has re-formatted the Proposed Interconnection Tariff into a new KIUC Tariff No. 2 to be consistent with the generally accepted tariff formats previously approved by the Commission including, without limitation, (1) the addition of a title page with similar information as contained in KIUC's Tariff No. 1; (2) addition of a checklist sheet; (3) headers and footers on each page including space to include the appropriate issued and effective dates; and (4) the insertion of tariff sheet numbering.

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KIUC has also made certain formatting and/or other non-substantive changes for ease-of-reference purposes, including: (1) updating the Table of Contents to correlate to the newly formatted and repaginated KIUC DG Tariff, (2) to incorporate a reference to Decision and Order No. 24238 and further anticipated action by the Commission to establish

⁸See Interconnection Tariff, Original Sheet No. 95.

⁹See Interconnection Tariff, Original Sheets Nos. 20 and 95.

issued and effective dates for the KIUC DG Tariff if and when approved (see Title page and Original Sheet No.4), and (3) including and/or relocating the attachment numbering and reference/title on each page of the attachments.

KIUC's Transmittal Letter, dated June 18, 2008, at 2-4.

Upon review, the commission finds that KIUC's Interconnection Tariff, filed on June 18, 2008, appears to incorporate the changes mandated by the commission in Decision and Order No. 24238.

III.

Order

THE COMMISSION ORDERS:

KIUC shall promptly file an original and two copies of its Interconnection Tariff with the applicable issued and effective dates. Consistent with Ordering Paragraphs Nos. 2 and 3 of Decision and Order No. 24238, the effective date of KIUC's Interconnection Tariff is May 22, 2008.


DONE at Honolulu, Hawaii

JUN 26 2008

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By: 
Carlito P. Caliboso, Chairman

By: 
John E. Cole, Commissioner

By: 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:



Michael Azama
Commission Counsel

2006-0498.laa

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

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Page 3

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