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PROPOSED REGULATIONS  
Title 20 PUBLIC SERVICE COMMISSION  
NEW Subtitle 96 LARGE LOAD CUSTOMERS

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The proposed regulations are color coded to reflect various workgroup members preferred language.

Consensus language appears in black.

Staff's suggested language appears in blue.

The Exelon Utilities and Potomac Edison's suggested language appear in green.

Amazon's suggested language appears in purple.

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**20.96.01.00**

Statutory Authority: Public Utilities Article, § 4-212(f), Annotated Code of Maryland

**20.96.01.01 Definitions**

A. In this subtitle, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Commission" means the Maryland Public Service Commission.

(2) "Contract capacity" has the meaning stated in § 4-212(a) of the Public Utilities Article, Maryland Annotated Code.

(3) "Electric company" means an investor-owned electric company or an electric cooperative, operating in the State of Maryland.

(4) "Large load customer" has the meaning stated in § 4-212(a) of the Public Utilities Article, Maryland Annotated Code.

(5) "Load study" means an initial analysis of the feasibility and timing of providing the requested retail services to the large load customer.

(a) The load study must include the effects and interconnection on the utilities' transmission and distribution systems, over the contract period;

(b) The load study must consider other interconnection requests.

(6) “Load ramp” means a schedule for peak load until contract capacity is reached as mutually agreed to by an electric company and the large load customer.

(7) “Municipal Electric Utility” has the meaning stated in § 101(t) of the Public Utilities Article, Maryland Annotated Code.

### **20.96.01.02 Load Study Request**

A. A large load customer shall submit a written load study request to the electric company or municipal electric utility in the form and format specified by the electric company or municipal electric utility.

B. If the large load customer submits the written load study request pursuant to the electric company or municipal electric utility’s stated instructions, the large load customer has satisfied the requirement described in 20.96.01.02 A.

### **20.96.01.03 Load Study Completeness Determination**

A. An electric company or a municipal electric utility shall include in an electric company’s tariff or in a municipal electric utility’s tariff:

(1) the process for commencing a load study; and

(2) the process for requesting additional information for incomplete study requests.

B. 30 calendar days 10 business days after an electric company or a municipal electric utility receives a request for a load study, an electric company or a municipal electric utility shall:

(1). If an electric company or a municipal electric utility determines that the request for a load study contains all required information, the electric company or municipal electric utility shall notify the large load customer in writing that the load study request has been deemed complete and the load study will commence or

(2) If an electric company or a municipal electric utility determines that the request for a load study is incomplete, the electric company or municipal electric utility shall notify the large load customer in writing and identify the specific information needed for the electric company or the municipal electric utility to determine completeness.

(a) The large load customer shall provide the additional information or otherwise cure the deficiency within 10 business days of receipt of the request for additional information.

(b) The large load customer and an electric company or a municipal electric utility may extend the response time by mutual agreement.

(3) After the large load customer provides the additional information, the utility shall restart the completeness review.

#### **20.96.01.04 Load Study Agreement and Payment.**

A. After an electric company or a municipal electric utility issues a completeness determination an electric company or a municipal electric utility shall require the execution of a load study agreement.

B. The load study agreement shall specify the fee, deposit, or estimated cost of the load study.

C. The methodology for calculating the load study, fee, deposit, actual cost, or estimated cost shall be stated in an electric company or a municipal electric utility tariff.

D. The large load customer shall pay the specified fee, deposit, or estimated cost prior to an electric company or a municipal electric utility commencing the load study.

E. An electric company or municipal electric utility shall complete the load study and provide a report to the large load customer not later than 180 days 18 months after:

(1) execution of a load study agreement; and

(2) receipt of the payment.

F. An electric company or a municipal electric utility and the large load customer may mutually agree in writing to an extension of time to complete an initial load study.

G. An electric company or a municipal electric utility may submit a request for an extension to the Commission, not to exceed 60 days, for the completion of an initial load study for good cause shown.

#### **20.96.01.05 Changes to Load Study Requests**

A. After a large load customer has received a determination of completeness from the electric company or municipal electric utility, the large load customer shall notify the electric company or municipal electric utility in writing of any change in requested service as soon as practicable.

B. The changes to a load study may include:

(1) a change in peak load;

(2) anticipated load factor;

(3) the timing of requested service; and

(4) load ramp period changes.

C. The process for reviewing load study request changes shall be specified in the electric company or municipal electric utility tariff.

D. The electric company or municipal electric utility shall review the changes to all load study requests and determine completeness as established by 20.96.01.03.

(E) If the electric company or municipal electric utility determines an additional load study is necessary, the electric company or municipal electric utility shall conduct the load study per 20.96.01.04.

#### **20.96.01.06 Contract Requirements**

- A. A large load customer is subject to the contract terminations and adjustments as described in the electric company or municipal electric utility tariff and applicable service contract.
- B. After the conclusion of the initial contract for service, if a large load customer wishes to adjust its contract capacity, the large load customer shall provide written notice to the electric company or municipal electric utility at least one year before the proposed adjustment unless otherwise specified in a tariff schedule or subsequent contract governing the terms of service for the large load customer.
- C. A requested adjustment to a large load customer contract with an electric company or a municipal electric utility as described in this subtitle may require:
  - (1) a new load study, and
  - (2) resubmission of the load study request under the requirements established in this subtitle.
- D. After the conclusion of the initial contract for service between a large load customer and an electric company or municipal electric utility, a large load customer may terminate its service contract by providing written notice to the electric company or municipal electric utility at least one year before the termination date, unless otherwise specified in a tariff schedule or subsequent contract governing the terms of service for the large load customer.

#### **20.96.01.07 Collateral**

(A) The electric company has discretion over the acceptable forms of collateral.

(B) Forms of collateral may include

- (1) A letter of credit from a financial institution with investment-grade credit metrics;
- (2) A performance bond from a third-party issuer with investment-grade credit metrics;
- (3) A corporate guarantee from a parent company with an investment-grade credit rating; and
- (d) Cash.

**20.96.01.08 Waiver**

The Commission may waive a regulation in this subtitle for good cause shown.