

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00	:	
2. BUREAU: FUS	:	
3. SECTION(S):	:	
5. APPROVED BY:	:	4. PUBLIC MEETING DATE:
DIRECTOR:	:	00/00/00
SUPERVISOR:	:	
6. PERSON IN CHARGE:	:	7. DATE FILED: 12/13/04
8. DOCKET NO: R-00040174	:	9. EFFECTIVE DATE: 12/14/04

PARTY/COMPLAINANT: PUC

RESPONDENT/APPLICANT: DUQUESNE LIGHT COMPANY

COMP/APP COUNTY:

UTILITY CODE: 110150

ALLEGATION OR SUBJECT

DUQUESNE LIGHT COMPANY HAS FILED SUPPLEMENT NO 23 TO TARIFF ELECTRIC PA PUC NO 23, TO BECOME EFFECTIVE ON DECEMBER 14, 2004, WHICH REFLECTS THE PROVISIONS OF ACT 201 OF 2004, THE "RESPONSIBLE UTILITY CUSTOMER PROTECTION ACT."

DOCUMENT  
FOLDER

**DOCKETED**  
DEC 28 2004



**Duquesne Light**

A DQE Company

Rates and Regulatory Affairs Unit  
411 Seventh Avenue 8-4  
Pittsburgh, PA 15219

**ORIGINAL**

R-00040174

December 13, 2004

**RECEIVED**

**VIA OVERNIGHT MAIL DELIVERY**

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, Pennsylvania 17105-3265

DEC 13 2004

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Supplement No. 23 to Tariff Electric – PA. P.U.C. No. 23

Dear Mr. McNulty:

Enclosed for filing, please find an original and eight (8) copies of Supplement No. 23 to Duquesne Light Company's Tariff Electric, PA. P.U.C. No. 23 issued December 13, 2004, to become effective December 14, 2004.

Supplement No. 23 reflects the provisions of Act 201 of 2004, the "Responsible Utility Customer Protection Act," as signed into law by Governor Rendell on November 30, 2004. As the effective date of the Act is December 14, 2004, Duquesne respectfully requests a waiver of the sixty-day notice requirement pursuant to Commission regulations.

Please return a date-stamped copy of this letter in the enclosed self-addressed, stamped envelope.

If you have any questions regarding the information contained in this filing, please contact me at (412) 393-6334 or nkrajovic@duqlight.com.

Sincerely,

Nancy J. D. Krajovic  
Manager  
Regulatory Affairs

**DOCUMENT  
FOLDER**

Enclosures

c: Mr. R. A. Wilson, Manager – Tariffs and Finance, Bureau of Fixed Utility Services  
Mr. I. A. Popowsky – Office of Consumer Advocate

SUPPLEMENT NO. 23  
TO ELECTRIC - PA. P.U.C. NO. 23

R-00040174

DUQUESNE LIGHT COMPANY  
**SCHEDULE OF RATES**

For Electric Service in Allegheny and Beaver Counties

(For List of Communities Served, see Page No. 4)

Issued By

RECEIVED

**DUQUESNE LIGHT COMPANY**

411 Seventh Avenue  
Pittsburgh, PA 15219

DEC 13 2004

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**Morgan K. O'Brien**  
President and Chief Executive Officer

DOCUMENT  
FOLDER

ISSUED: December 13, 2004

EFFECTIVE: December 14, 2004

Issued in compliance with the provisions of Act 201 of 2004, the "Responsible Utility Customer Protection Act," effective December 14, 2004.

**NOTICE DOCKETED**  
DEC 28 2004

THIS TARIFF SUPPLEMENT CHANGES EXISTING RULES  
See Page Two



## LIST OF MODIFICATIONS MADE BY THIS TARIFF

### CHANGES

**Rule No. 3.1 - Definitions**

**First Revised Page No. 6  
Cancelling Original Page No. 6**

The definition of "Customer" has been revised in accordance with the Responsible Utility Customer Protection Act (Act 201 of 2004), effective December 14, 2004.

**Rule No. 5 - Deposits and Advanced Payments**

**Second Revised Page No. 11  
Cancelling First Page No. 11**

The deposit requirements and rate of interest to be paid on deposits have been modified in accordance with the Responsible Utility Customer Protection Act (Act 201 of 2004), effective December 14, 2004.

**Rule No. 26 - Arrears**

**Rule No. 27 - Contracts or Applications**

**Rule No. 28 - Deposits**

**Rule No. 29 - Underground Service**

**First Revised Page No. 26  
Cancelling Original Page No. 26**

**Rule No. 30 - Hazardous and Improper Conditions**

**Rule No. 31 - Misrepresentations**

**Rule No. 32 - Redistribution**

**Rule No. 33 - Inaccessibility**

**Rule No. 34 - Tampering**

**Rule No. 35 - Repair and Losses**

**Rule No. 36 - Writs and Levies**

**First Revised Page No. 27  
Cancelling Original Page No. 27**

These rules have been modified to reflect the Company's compliance with the provisions of the Responsible Utility Customer Protection Act (Act 201 of 2004), effective December 14, 2004.

**Rule No. 40 - Reconnection Charge**

**First Revised Page No. 29  
Cancelling Original Page No. 29**

This rule has been revised to reflect the charges for reconnection of service in accordance with the Responsible Utility Customer Protection Act (Act 201 of 2004), effective December 14, 2004.

**Original Page No. 29A**

This page has been added to accommodate the additional language included in the modifications.



**RULES AND REGULATIONS - (Continued)**

**THE ELECTRIC SERVICE TARIFF - (Continued)**

**Definitions - (Continued)**

- (3) **Basic Services** - The services necessary for the physical delivery of electricity service including generation, transmission, distribution and transition charges. Unless indicated otherwise, "electric service" or "service" used throughout this tariff shall have the same meaning.
- (4) **Broker or Marketer** - An entity, licensed by the Commission, that acts as an agent or intermediary in the sale and purchase of electric energy but does not take title to electric energy.
- (5) **Commission** - The Pennsylvania Public Utility Commission.
- (6) **Competitive Transition Charge (CTC)** - A non-bypassable charge applied to the bill of every customer accessing the Company's transmission or distribution system which (charge) is designed to recover the Company's transition or stranded costs as determined by the Commission in 66 Pa. C.S. §§ 2804 and 2808 (relating to standards for restructuring of the electric industry, and competitive transition charge).
- (7) **Customer** - A retail electric customer or potential customer of retail electricity service who are direct purchasers of electric power for use at their facility. Unless indicated otherwise, "retail customer" and "customer" used throughout this tariff shall have the same meaning. A residential customer is a natural person in whose name a residential service account is listed and who is primarily responsible for payment of bills rendered for the service, or any adult occupant whose name appears on the mortgage, deed, or lease of the property for which the residential utility service is requested.
- (8) **Direct access** - The right of Electric Generation Suppliers and retail customers to utilize and interconnect with the electric transmission and distribution system of the Company on a non-discriminatory basis at rates and terms and conditions of service comparable to the Companies' own use of the system to transport electricity from any generator of electricity to any retail customer.
- (9) **Distribution Charges** - Basic service charges for delivering electricity over a distribution system (e.g. wires, transformers, substations and other equipment) to the home or business from the transmission system. The distribution charge is regulated by the Commission. These charges include basic service under 52 Pa. Code §56.15 (4) (relating to Billing Information) and universal service, as applicable.
- (10) **Electric Distribution Company (EDC)** - Duquesne Light Company (the Company) owning and providing facilities for the jurisdictional transmission and distribution of electricity to retail customers, except building or facility owners or operators that manage the internal distribution system serving such building or facility and that supply electric power and other related electric power services to occupants of the building or facility.

(C)

(C)- Indicates Change

**RULES AND REGULATIONS - (Continued)**

**CONTRACTS, DEPOSITS AND ADVANCE PAYMENTS - (Continued)**

**5. DEPOSITS AND ADVANCE PAYMENTS** The Company reserves the right to require a cash deposit from applicants taking service for a period of less than thirty days, in an amount equal to the estimated gross bill for Company charges for such temporary service. The gross bill for Company charges shall include all fixed, demand and energy charges for Company charges in accordance with the applicable tariff. Deposits may be required from all other applicants when creditworthiness has not been established or from existing customers when such customer's credit standing is impaired by delinquent payments of any two consecutive electric bills for Company charges excluding any unpaid EGS bills, if any, or three or more electric bills for Company charges within the preceding 12 months or as a condition to the reconnection of service or by failure to comply with a settlement or payment agreement.

(C)

The amount of the deposit will be based on Company charges in an amount that is equal to one-sixth of the applicant's estimated annual bill or one-sixth of the actual average annual bill for existing customers. The Company is not required to provide service if the full amount of the cash deposit is not paid. An applicant or existing customer may furnish a third party guarantor in lieu of a cash deposit, with the provision of a written guaranty setting forth the terms therein. The guarantor will be responsible for all missed payments of the applicant or customer.

The Company will pay interest on residential cash deposits at the rate six percent per annum without deduction for any taxes thereon commencing December 14, 2004. For all other cash deposits, the Company will pay interest at the lower of the average of 1-year Treasury Bills for September, October and November of the previous year beginning May 1, 1995 and January 1, 1996 and each year thereafter, or six percent per annum without deduction for any taxes thereon, provided that interest accrued prior to April 14, 1995 shall be calculated at 6%. On deposits held for more than one year, accrued interest will be paid at the end of each anniversary year. Upon the return of a deposit, any unpaid interest accrued thereon will be paid.

Deposits secured from a residential applicant or customer shall be returned to the depositor when a timely payment history has been established, or after a maximum of 24 months. A timely payment history is established when a customer has paid undisputed bills in full and on time for 12 consecutive months. Should a customer become delinquent prior to establishing a timely payment history, the Company may deduct the outstanding balance from the deposit. Deposits secured from other than residential customers shall be returned to the depositor upon annual review provided such depositor shall have paid undisputed bills during those consecutive 12 months without having service terminated and without having paid the bill subsequent to the due date so long as the customer is not currently delinquent. Payment of any disputed bill, where the payment is withheld beyond the due date set forth on the face of the bill at issue and the dispute over which is terminated substantially in favor of the customer, shall be made by the customer within 15 days following the termination of that dispute in order to be deemed timely. Where service is discontinued, the deposit and unpaid interest accrued thereon to the date of discontinuance of service, less the amount of all bills due the Company, will promptly be paid to the customer.

The Company reserves the right to require payment in advance for seasonal service, when the applicants elect to take such service, in an amount equal to the estimated gross Company charges for such seasonal service as determined by the provisions of the rate under which this service is taken.

**INSTALLATION OF SERVICE**

**6. INSTALLATION RULES** Service installations shall be made in accordance with the Company's "Electric Service Installation Rules," copies of which may be obtained at the Company's offices.

(C) - Indicates Change

**RULES AND REGULATIONS - (Continued)**

**COMPANY PROPERTY ON CUSTOMER'S PREMISES - (Continued)**

**24. TAMPERING** Where evidence is found that the service wires, meters, switch box or other appurtenances on the customer's premises have been tampered with, the customer shall be required to bear all costs incurred by the Company for investigations and inspections, and for such protective equipment as, in the judgment of the Company, may be necessary (including the relocation of inside metering equipment to an accessible outside location); and in addition, where the tampering has resulted in improper measurement of the electricity delivered, the customer shall be required to pay for such electric delivery service, and any Company supplied electricity, including interest at the Late Payment Charge rate, as the Company may estimate, from available information to have been used but not registered by the Company's meters.

**25. REPAIRS OR LOSSES** The customer shall pay the Company for any repairs to or any loss of the Company's property on the premises when such repairs are necessitated, or loss occasioned, by negligence on the part of the customer or failure to comply with the rules and regulations under which service is furnished.

**DISCONTINUANCE, CURTAILMENT OR INTERRUPTION OF ELECTRIC SERVICE**

**26. ARREARS** The Company upon reasonable notice may terminate electric service and remove its equipment from the premises for nonpayment of undisputed Company service charges or Company charges as the provider of last resort charges. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**26.1 COLLECTION REVIEW** The Company shall review accounts monthly for collection purposes. The Company shall pursue collection of residential accounts on a monthly basis where permitted by applicable regulations.

**27. CONTRACTS OR APPLICATIONS** Where electric service has been established without the customer first having executed a written contract or application, the Company reserves the right to terminate electric service and remove its equipment from the premises upon reasonable notice in case the customer refuses or neglects to execute a written contract or application when requested so to do by the Company. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**28. DEPOSITS** The Company reserves the right to terminate electric service and remove its equipment from the premises upon reasonable notice in case the customer refuses or neglects to post a cash deposit based on Company charges when requested to do so by the Company, as provided under Rule 5. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**29. UNDERGROUND SERVICE** The Company reserves the right to terminate electric service and remove its equipment from the premises upon reasonable notice when the customer refuses or neglects to provide at his own expense the necessary facilities for receiving underground service, as provided under Rule 13.1. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

(C) - Indicates Change

**RULES AND REGULATIONS - (Continued)**

**DISCONTINUANCE, CURTAILMENT OR INTERRUPTION OF ELECTRIC SERVICE - (Continued)**

**30. HAZARDOUS AND IMPROPER CONDITIONS** The Company may terminate electric service and remove its equipment from the premises if in the judgment of the Company the customer's installation has become dangerous or defective, or if the Company has received a notice from the proper authorities that the customer's equipment is dangerous or defective, or if the customer's equipment or use thereof injuriously affects the equipment of the Company or the Company's service to other customers. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**31. MISREPRESENTATIONS** The Company reserves the right to terminate electric service and remove its equipment from the premises in case the customer has made misrepresentations to the Company with respect to the customer's identity or the use of the electric service. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**32. REDISTRIBUTION** The Company reserves the right to terminate electric service and remove its equipment from the premises upon reasonable notice in case the customer redistributes the electric service contrary to the provisions set forth in this tariff. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**33. INACCESSIBILITY** The Company may terminate electric service and remove its equipment from the premises upon reasonable notice in case meter readers or other authorized representatives of the Company cannot gain admittance or are refused admittance to the premises for the purpose of reading meters, making repairs, making inspections, or removing Company property, or in case the customer interferes with Company representatives in the performance of their duties. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**34. TAMPERING** The Company may terminate electric service and remove its equipment from the premises in case the Company's property on the premises has been interfered with, or in case evidence is found that the service wires, meters, switch-box or other appurtenances on the premises have been tampered with. When a residential customer or residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**35. REPAIRS AND LOSSES** The Company may terminate electric service and remove its equipment from the premises upon reasonable notice in case the customer shall neglect or refuse to reimburse the Company for repairs to or loss of the Company's property on the premises when such repairs are necessitated, or loss occasioned, by negligence on the part of the customer. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

**36. WRITS AND LEVIES** The Company reserves the right to terminate electric service and remove its equipment from the premises upon reasonable notice in case a Writ of Execution is issued against the customer, or in case the premises at which service is supplied is levied upon, or in case of assignment or act of bankruptcy on the part of the customer. When a residential customer or a residence is involved, the Company will comply with the provisions of 52 Pa. Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service." (C)

(C) - Indicates Change

**RULES AND REGULATIONS - (Continued)**

**DISCONTINUANCE, CURTAILMENT OR INTERRUPTION OF ELECTRIC SERVICE - (Continued)**

**39.2 EMERGENCY ENERGY CONSERVATION - (Continued)**

The Company shall establish procedures for emergency energy conservation, including if it deems necessary, schedules of service interruption and suspension priorities to be followed as prescribed by the foregoing paragraph.

When a state of emergency is declared by the Governor, or other appropriate governmental authority, and during the period of that emergency, upon notification of the customer by the Company, the customer shall take the actions required by the procedures for emergency energy conservation. During the period of that emergency the appropriate customers will be billed under the provisions of Rider No. 17 - Emergency Energy Conservation.

The Company may revise such procedures from time to time, and shall revise them if so required by the Pennsylvania Public Utility Commission. A copy of such procedures or of the revision thereof currently in effect shall be kept available for public inspection at each office at which the Company maintains a copy of its tariff for public inspection, and another such copy shall be kept on file with the Commission's Bureau of Conservation, Economics and Energy Planning.

**40. RECONNECTION CHARGE** Where service has been discontinued under the terms of Rules 26 through 36, inclusive, the Company reserves the right as a condition precedent to the reconnection of service to require the payment of all arrearages for Company charges and a deposit, and to require the payment of the following appropriate reconnection charge:

- A. \$50.00 for resumption of electric service to the same customer within a year of the service disconnection or termination where service has been disconnected at the meter.
- B. \$250.00 for resumption of electric service to the same customer within a year of the service disconnection or termination where service has been disconnected at the pole.
- C. \$250.00 for resumption of electric service to the same customer within a year of the service disconnection or termination when the connection is an aerial tap.
- D. \$89.00 for reconnection of a transformer to the same General Service customer within a year of the service disconnection or termination.

(C)

When a residential customer or residence is involved, the Company will comply with the provisions of 52 Pa Code Chapter 56, "Standards and Billing Practices for Residential Utility Service" and 66 Pa.C.S. § 1406, "Termination of Utility Service."

(C)

Where electric service has been discontinued upon the request of the customer and where the customer requests that service be reconnected at the same location within a period of one year from the date that electric service was discontinued, the Company reserves the right as a condition precedent to the reconnection of service to require the payment of all arrearages for Company charges which will consist of the minimum charge applicable to such customer's service during the period of discontinuance.

Where electric service to a non-residential customer has been terminated under the terms of Rules 30 and/or 34, and such condition was the direct result of tampering, the Company reserves the right as a condition precedent to the reconnection of service to require payment of all costs incurred by the Company for investigations and inspections, and for such protective equipment deemed necessary by the Company.

(C) - Indicates Change

**RULES AND REGULATIONS - (Continued)**

**DISCONTINUANCE, CURTAILMENT OR INTERRUPTION OF ELECTRIC SERVICE - (Continued)**

**41. PROHIBITION OF RESIDENTIAL MASTER METERING** Each residential dwelling unit in a building must be individually metered by the Company for buildings connected after January 1, 1981. For the purposes of the Rule, a dwelling unit is defined as:

One or more rooms for the use of one or more persons as a housekeeping unit with space for eating, living, and sleeping, and permanent provisions for cooking and sanitation.

This Rule does not preclude the use of a single meter for the common areas and common facilities of a multi-tenant building.

This Rule shall not effect any practice undertaken prior to January 1, 1981.