

**STATE OF NEW HAMPSHIRE  
PUBLIC UTILITIES COMMISSION**

**DG 12-071**

**NEW HAMPSHIRE GAS CORPORATION**

**2012 Summer Season Cost of Gas**

**Order Approving Cost of Gas Rate**

**ORDER NO. 25,353**

**April 30, 2012**

**APPEARANCES:** Meabh Purcell, Esq., of Dewey & LeBoeuf LLP, on behalf of New Hampshire Gas Corporation and Alexander Speidel, Esq., for the Staff of the Public Utilities Commission.

**I. PROCEDURAL HISTORY**

On March 20, 2012, New Hampshire Gas Corporation (NHGC or Company), a public utility that distributes propane air gas in Keene, filed with the Commission its proposed cost of gas (COG) rate for the summer season, May 1, 2012 through October 31, 2012. *See* Hearing Exhibit 1, March 20, 2012 COG Filing. NHGC's filing was accompanied by the pre-filed testimony and supporting attachments of Brian R. Maloney, Lead Analyst for Rochester Gas and Electric Corporation (RG&E). RG&E is an affiliate of NHGC and provides NHGC with various management services.

The Commission issued an order of notice on March 26, 2012 noticing a hearing for April 19, 2012. The hearing was held as scheduled on April 19, 2012, before Hearings Examiner F. Anne Ross, Esq. There were no intervenors. Hearings Examiner Ross filed a report regarding this hearing on April 23, 2012 in which she recommended approval of the summer COG as filed. *See* Hearing Exhibit 2, Report of F. Anne Ross.

## **II. POSITIONS OF THE PARTIES AND STAFF**

### **A. NHGC**

NHGC witness Maloney addressed the calculation of the proposed COG rates and customer bill impacts, and rate changes on a bills-rendered basis.

#### **1. Calculation and Impact of the COG Rate**

NHGC's filing, as testified to by Mr. Maloney, proposes a COG rate, applicable to residential as well as commercial and industrial customers, of \$1.7884 per therm. This rate is calculated by dividing the anticipated costs of \$572,868 by projected firm sales of 320,321 therms. NHGC's proposed 2012 summer season COG rate is a decrease of \$0.2879 per therm from the 2011 weighted average summer season COG rate of \$2.0763 per therm.

The proposed 2012 summer season COG rate was calculated by using the most recently projected per unit costs of propane based on the March 14, 2012 Mt. Belvieu settlement prices for the propane futures market multiplied by anticipated demand, plus brokers' fees, Propane Education and Research Council (PERC) charges, supplier charges, pipeline transportation costs and trucking charges.

The impact of the proposed COG rate is a \$92 decrease in the average residential heating and hot water customer's summer season gas costs, which represents a 14 percent decrease from last summer's costs. On a total bill basis, including current customer, delivery, and other charges, an average residential heating and hot water customer using 318 therms will see a decrease of \$76, or 7.1%, compared to last summer.

## **2. Reasons for the Change in the COG Rate**

According to NHGC, the decrease in the proposed COG rate, as compared to last summer's rate, is primarily due to lower projected spot market prices for propane. NHGC states that this decrease is slightly offset by higher pipeline fees and trucking fees, including fuel surcharges.

## **3. Propane Purchasing Stabilization Plan**

In *New Hampshire Gas Corporation*, Order No. 24,745 (April 27, 2007), the Commission directed NHGC to report the status of its hedging activities under its propane purchasing stabilization plan at each COG proceeding, and to provide an analysis of the results. In fulfillment of that requirement, NHGC has completed a recent evaluation of its propane purchase stabilization plan. According to its evaluation, although it paid a premium for its pre-purchases, NHGC stated that the pre-purchases allow the Company to fulfill the purpose of the plan by mitigating the rate volatility and that they facilitate the Company's offering of a fixed-price option. NHGC, therefore, recommended that the plan be continued. With regard to its supply for the 2012-2013 winter period, NHGC issued a request for proposals (RFP) to seven potential suppliers on March 1, 2012 and received three proposals that are currently being evaluated by the Company.

## **4. Rate Changes in a Bills-Rendered Basis**

NHGC requested a waiver of N.H. Code Admin. Rules Puc 1203.05, which requires rate changes to be implemented on a service-rendered basis, in order to enable NHGC to bill the new rates on a bills-rendered basis. According to NHGC, it would be less confusing to its customers,

who are accustomed to being billed on a bills-rendered basis, and the current NHGC billing system would have to be replaced at a substantial cost to allow for service-rendered billing.

### **B. Staff**

Staff questioned the Company about opportunities for future load growth. *See* Transcript of April 19, 2012 Hearing (Tr.) at 10. The Company stated that no new load growth opportunities were expected for this year. Tr. at 10. Staff also confirmed, by cross-examination of Mr. Maloney, that the Company's inclusion of a "supplier charge" to its anticipated costs for spot propane purchases served to reflect the Company's informed forecast of markups applied by suppliers for procurement services rendered for such purchases, and not a new charge assessed by the Company. Tr. at 12-13. Mr. Maloney also confirmed that this "supplier charge" is comparable to the estimated premium that is included in winter period pre-purchased volumes. Tr. at 12.

In its closing, Staff stated that it supported the rates as filed by the Company. Tr. at 13. Staff also stated that Commission Audit Staff had reviewed the 2011 summer season reconciliation and found it to be materially accurate. Tr. at 13. Staff noted that the Company's sales forecast and supply forecast appeared to be consistent with recent COG forecasts, and that actual 2012 summer season gas costs and revenues would be reconciled prior to the 2013 Cost of Gas proceeding. Tr. at 13.

### **III. COMMISSION ANALYSIS**

Based on our review of the record in this docket, we approve the proposed 2012 summer season COG rate as a just and reasonable rate pursuant to RSA 378:7. The rates appear to have been calculated in a manner consistent with past practices which offers assurances that they are

proper. We note also that pursuant to *New Hampshire Gas Corp.*, Order No. 24,962 (April 30, 2009), the approved rates may be adjusted monthly without further Commission action in order to eliminate or reduce projected over- or under-recoveries in a timely and efficient manner, although rate increases are limited to no more than twenty-five percent of the approved rates. Thus, monthly COG rates can be adjusted to reflect actual costs and revised cost projections throughout the period while limiting rate increases.

Regarding the request for a waiver of N.H. Code Admin. Rules Puc 1203.05, we note that the rule provides in general that, absent a waiver, rate changes must be implemented on a service-rendered basis. To obtain a waiver, the Company is required to address, to the extent possible, such issues as potential customer confusion, implementation costs, the matching of revenue with expenses and the objective of adequate customer notice. *See* N.H. Code Admin. Rules Puc 1203.05(c). In that regard, NHGC asserted, as it has in previous COG proceedings, that its customers would be less confused by a change in rates instituted on a bills-rendered basis, and that its current billing system would have to be replaced at a substantial cost to allow for service-rendered billing. We find NHGC's contentions to be persuasive and, accordingly, we grant NHGC's request for a waiver of the requirement that the rate changes be implemented on a service-rendered basis pursuant to Puc 201.05.

**Based upon the foregoing, it is hereby**

**ORDERED**, that NHGC's proposed summer 2012 season COG rate of \$1.7884 per therm for the period of May 1, 2012 through October 31, 2012 is APPROVED, effective for bills rendered on or after May 1, 2012; and it is

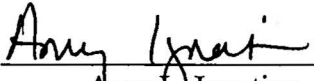
**FURTHER ORDERED**, that NHGC may, without further Commission action, adjust the COG rates based upon the projected over-/under-collection for the period, the adjusted rate to be effective the first of the month and not to exceed a maximum rate of 25 percent above the approved rate with no limitation on reductions to the COG rates; and it is

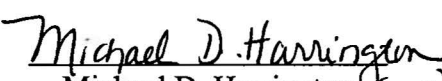
**FURTHER ORDERED**, that NHGC shall provide the Commission with its monthly calculation of the projected over- or under-collection, along with the resulting revised COG rates for the subsequent month, not less than five business days prior to the first day of the subsequent month. NHGC shall include a revised tariff page 25 – Calculation of the Cost of Gas and revised tariff pages if NHGC elects to adjust the COG rate; and it is

**FURTHER ORDERED**, that the over- or under-collection shall accrue interest at the prime rate as reported in *The Wall Street Journal*; the rate to be adjusted each quarter using the rate reported on the first business day of the month preceding the first month of the quarter; and it is

**FURTHER ORDERED**, that NHGC shall file properly annotated tariff pages in compliance with the Order no later than 15 days from the issuance date of this Order, as required by N.H. Admin Rules, Puc 1603.

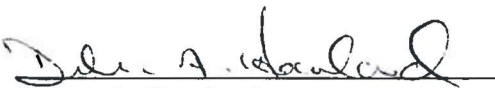
By order of the Public Utilities Commission of New Hampshire this thirtieth day of  
April, 2012.

  
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Amy D. Ignatius  
Chairman

  
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Michael D. Harrington (KNS)  
Commissioner

  
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Robert R. Scott  
Commissioner

Attested by:

  
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Debra A. Howland  
Executive Director

**SERVICE LIST - EMAIL ADDRESSES - DISCOVERY MATERIALS**

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Pursuant to N.H. Admin Rule Puc 203.09 (d) and 203.11 (a) (11) Electronic copies of all discovery shall be served on every person designated for discovery filings on the Commission's official service list. [Discovery shall not be filed as part of a docket filing pursuant to 203.02]

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**FILING INSTRUCTIONS:**

- a) Pursuant to N.H. Admin Rule Puc 203.02 (a), with the exception of Discovery, file 7 copies, as well as an electronic copy, of all documents including cover letter with:
- DEBRA A HOWLAND  
EXECUTIVE DIRECTOR  
NHPUC  
21 S. FRUIT ST, SUITE 10  
CONCORD NH 03301-2429
- b) Serve an electronic copy with each person identified on the Commission's service list and with the Office of Consumer Advocate.
- c) Serve a written copy on each person on the service list not able to receive electronic mail.