provisions of the DSI's power sales contract. Any curtailment charge levied shall be computed using the Special Industrial Power rate.

# B. Unauthorized Increase Charge

### 1. Rate for Unauthorized Increase

- a. 100.00 mills per kilowatt-hour during billing months August through March.
- b. 57.40 mills per kilowatt-hour during billing months April through July.

## 2. Application of the Charge

During any billing month, BPA may assess the unauthorized increase charge on the number of kilowatt-hours associated with the DSI Measured Demand in any one 60-minute clockhour, before adjustment for power factor, that exceed the BPA Operating Level for that clock-hour, regardless of whether such Measured Demand occurs during the Peak or Offpeak Period.

# C. Power Factor Adjustment

The adjustment for power factor, when specified in this rate schedule or in the power sales contract, shall be made in accordance with the provisions of both this section and section III.C.1 of the GRSPs. The adjustment shall be made if the average leading power factor or average lagging power factor at which energy is supplied during the billing month is less than 95 percent.

To make the power factor adjustment for service under the Special Industrial Power rate, BPA shall increase the billing demand by 1 percentage point for each percentage point or major fraction thereof (0.5 or greater) by which the average leading power factor or average lagging power factor is below 95 percent. BPA may elect to waive the adjustment for power factor in whole or in part.

# D. Outage Credit

Pursuant to section 7 of the General Contract Provisions, BPA shall provide an outage credit to any purchaser for those hours for which BPA is unable to deliver the full billing demand during that billing month due to an outage on the facilities used by BPA to deliver Special Industrial Power. Such credit shall not be provided if BPA is able to serve the purchaser's load through the use of alternative facilities or if the outage is for less than 30 minutes. The amount of the credit shall be calculated according to the provisions of section III.C.2 of the GRSPs.

# **Section V. Resource Cost Contribution**

BPA has made the following determinations:

- A. The SI-95 rate is not based on the cost of resources.
- B. The forecasted average cost of resources available to BPA under average water conditions is 19.80 mills per kilowatt-hour.
- C. The forecasted cost of resources to meet load growth is 60.64 mills per kilowatt-hour.

#### Schedule CE-95

# **Emergency Capacity Rate**

# **Section I. Availability**

This schedule is available for the purchase of capacity provided the purchaser requests such capacity and BPA has determined that capacity is available for such purpose. This schedule is available when:

A. An emergency exists on the purchaser's system, or

B. The purchaser wishes to displace higher-cost firm capacity resources which are otherwise available to meet the purchaser's load.

This schedule supersedes Schedule CE–93 which went into effect on October 1, 1993. Sales under this schedule are made subject to BPA's General Rate Schedule Provisions.

### **Section II. Rate**

## A. Demand Charge

As mutually agreed by BPA and the purchaser, up to \$0.321 per kilowatt of demand per calendar day or portion thereof.

# B. Intertie Charge

The demand charge specified above shall be increased by \$0.044 per kilowatt per day for capacity made available at the Oregon-California or Oregon-Nevada border for delivery over the Pacific Northwest-Pacific Southwest (Southern) Intertie.

#### **Section III. Billing Factors**

The billing demand shall be the maximum amount requested by the purchaser and made available by BPA during a calendar day. If BPA is unable to meet subsequent requests by a purchaser for delivery at the demand previously established during such day, the billing demand for that day shall be the lower demand which BPA is able to supply.

# Section IV. Billing Period

Bills shall be rendered monthly.

# Section V. Special Provision

Energy delivered with such capacity shall be returned to BPA within 7 days of the date of delivery and shall be returned at times and rates of delivery agreed to by both the purchaser and BPA prior to delivery. BPA may agree to accept the return energy after the normal 7 day return period provided that such delay has been mutually agreed upon prior to delivery.

### **Section VI. Resource Cost Contribution**

BPA has made the following determinations:

A. The approximate cost contribution of different resource categories to the CE-95 rate is 85.8 percent Exchange and 14.2 percent New Resources.

B. The forecasted average cost of resources available to BPA under average water conditions is 19.6 mills per kilowatt-hour.

C. The forecasted cost of resources to meet load growth is 55.7 mills per kilowatt-hour.

### Schedule NR-95

# New Resource Firm Power Rate Section I. Availability

This schedule is available for the contract purchase of firm power or capacity to be used within the Pacific Northwest. New Resource Firm Power is available to investor-owned utilities (IOUs) under net requirements contracts for resale to ultimate consumers, direct consumption, or use in construction, test and start up, and station service. New Resource Firm Power also is available to any public body, cooperative, or Federal agency to the extent such power is needed to serve any New Large Single Load. In addition, BPA may make this rate available to those parties participating in exchange agreements that use this rate schedule as the basis for determining the amount or value of power to be exchanged. This schedule supersedes Schedule NR-93. which went into effect on October 1, 1993. Sales under this schedule are made subject to BPA's General Rate Schedule Provisions (GRSPs).

#### Section II. Rate

# A. Demand Charge

1. \$5.357 per kilowatt of billing demand occurring during all Peak Period hours during a billing month.

2. No demand charge during Offpeak Period hours.

### B. Energy Charge

1. 28.66 mills per kilowatt-hour of billing energy for the billing months September through March.

2. 25.10 mills per kilowatt-hour of billing energy for the billing months April through August.

### **Section III. Billing Factors**

In this section billing factors are listed for computed requirements purchasers