





For All Territory Served By  
 Cooperative's Transmission System  
 P.S.C. KY. No. 27

First Revised SHEET NO. 39

CANCELLING P.S.C. KY. No. 27

Original SHEET NO. 39

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RATES, TERMS AND CONDITIONS – SECTION 1

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**STANDARD RATE – QF - Qualified Cogeneration/Small Power Production Facility Tariff – Over 100 KW**

[T]

**Availability:**

Available only to qualified cogeneration or small power production facilities with a design capacity of over 100 kW and less than or equal to 5 MW that have executed a contract with Big Rivers and the applicable Big Rivers Member Cooperative for service hereunder.

Pursuant to Federal Energy Regulatory Commission (“FERC”) regulations 18 C.F.R. §§ 292.303(a), 292.309, and 292.310, Big Rivers is not obligated to purchase electric energy and/or capacity from qualifying cogeneration or small power production facilities with a net capacity of over five (5) MW.

Charges for the services under this tariff to any Member Cooperative for service to any member of the Member Cooperative with a qualifying cogeneration and/or small power production facility shall be established by contract.

**Applicability:**

A QF Member may sell to Big Rivers the output of its QF in excess of its own load requirements. That portion of the QF Member’s load requirements not met by the QF shall be provided to the Member Cooperative under the terms and conditions of one or more of Big Rivers’ standard rates applicable to the load requirements and type of service of the QF Member.

This tariff replaces Big Rivers’ QFP and QFS tariffs, and this tariff shall be applicable in place of the QFP or QFS tariffs when such tariffs are referenced in other tariffs or contracts.

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DATE OF ISSUE February 16, 2024  
 DATE EFFECTIVE December 15, 2023

/s/ Donald Gulley

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ISSUED BY: Donald Gulley  
 President and Chief Executive Officer  
 Big Rivers Electric Corporation  
 710 W. 2<sup>nd</sup> Street, Owensboro, KY 42301



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RATES, TERMS AND CONDITIONS – SECTION 1

**STANDARD RATE – QF - Qualified Cogeneration/Small Power Production Facility Tariff – Over 100 KW – (continued)**

[T]

**Definitions:**

Please see Section 4 for definitions common to all tariffs.

QF – “QF” means a cogeneration or small power production facility meeting the criteria for Qualifying Facility of 807 KAR 5:054 Section 4.

QF Member – “QF Member” means a member of a Member Cooperative with a QF with a design capacity of over 100 kW and less than or equal to 5 MW.

**Monthly Credits or Payments for Delivery to Big Rivers:**

The rates set forth below shall be used as the basis for negotiating a final purchase rate with QF Members pursuant to 807 KAR 5:054 Section 7.

Capacity – per KW per year

<u>2-year contract</u>	<u>2024</u>	<u>2025</u>			
	<u>\$33.87</u>	<u>\$34.97</u>			
<u>5-year contract</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</u>	<u>2028</u>
	<u>\$33.87</u>	<u>\$34.97</u>	<u>\$36.11</u>	<u>\$37.28</u>	<u>\$38.50</u>

Energy – QF will be credited monthly for the electric power produced by generation facilities at the actual real-time locational marginal price for energy set by MISO at the BREC zonal node during each hour of the day at the time of the delivery.

- ~~1. Capacity – A QF Member selling capacity to Big Rivers will be credited monthly for the QF’s electric capacity accredited by MISO at the MISO Planning Resource Auction (“PRA”) Auction Clearing Price (“ACP”) for the Big Rivers zone for the applicable resource auction time period.~~
- ~~2. Energy – A QF Member will be credited monthly for any electric power produced by its generation facilities and sold to Big Rivers at the actual locational marginal price for energy set by MISO at the applicable load node during each hour of the day at the time of delivery.~~

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RATES, TERMS AND CONDITIONS – SECTION 1

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**Terms and Conditions:**

1. The QF of a QF Member must meet the definition set forth in 807 KAR 5:054 to be eligible for this tariff.
2. Seller must provide good quality electric power within a reasonable range of voltage, frequency, flicker, harmonic currents, and power factor.

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RATES, TERMS AND CONDITIONS – SECTION 1

**STANDARD RATE – QF - Qualified Cogeneration/Small Power Production Facility Tariff – Over 100 KW – (continued)**

[T]

**Terms and Conditions: - (continued)**

3. A QF Member shall provide reasonable protection for Big Rivers' and the Member Cooperative's systems.
4. A QF Member shall design, construct, install, own, operate, and maintain the QF in accordance with all applicable codes, laws, regulations, and generally accepted utility practices.
5. A QF Member shall obtain insurance in the following minimum amounts for each occurrence:
  - a. Public Liability for Bodily Injury - \$1,000,000.00
  - b. Property Damage - \$500,000.00
6. For QFs to which this tariff is applicable, all power from the QF will be sold only to Big Rivers.
7. The QF Member shall enter into a contract with the Member Cooperative and Big Rivers. Such contract shall set forth any specific arrangements between the parties based on individual circumstances and shall:
  - o Have an ~~initial~~ contract term ~~of either two years or five years for one year that continues from year to year thereafter unless cancelled by a party with not less than one year's written notice;~~  
Specify whether the QF Member's generation is dispatchable or non-dispatchable;
  - o Specify whether the QF Member's generation is providing firm or non-firm capacity and energy;
  - o Specify any other term or condition which the Member Cooperative or Big Rivers may require for service used by a QF Member, taking into account the nature of use, the quality used, the quantity used, the time when used, the purpose for which used, and any other reasonable consideration.
8. QF Members ~~with a non-dispatchable generation facility or~~ who are proposing to supply as-available (non-firm) electric power shall not be entitled to a capacity payment.
9. The QF Member providing firm electric power is responsible for the cost of all facilities on the QF Member's site to meet and maintain eligibility as a MISO capacity resource and the QF Member is subject to all non-performance costs levied by MISO or its successor, the Kentucky Public Service Commission, or other applicable entity related to nonperformance of the QF.
10. In negotiating a final purchase rate, consideration shall be given to the factors affecting purchase rates as set forth in 807 KAR 5:054 Section 7(5)(a).

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RATES, TERMS AND CONDITIONS – SECTION 1

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**STANDARD RATE – QF - Qualified Cogeneration/Small Power Production Facility Tariff – Over 100 KW – (continued)**

[T]

**Additional Charges:**

Any and all costs incurred by Big Rivers as a result of the QF's failure to generate, including, without limitation, ancillary services necessary to maintain reliability on the Big Rivers' system and MISO RSG charges, may be charged to the Member Cooperative in addition to all other charges.

**Interconnections:**

Big Rivers requires a three-party interconnection agreement between the QF Member, Big Rivers, and the Member Cooperative prior to service under this tariff. Big Rivers shall make interconnections with the Member Cooperative, or the QF Member, or both as required, and the QF Member will pay for the interconnection costs in accordance with 807 KAR 5:054 Section 6 and the interconnection agreement.

**System Emergencies:**

During system emergencies, Big Rivers may discontinue sales in accordance with 807 KAR 5:054 Section 6.

**Loss Compensation:**

Power and energy delivered by Big Rivers pursuant to this rate schedule shall be metered at or compensated to Big Rivers' point of delivery to the Member Cooperative. Where metering of the QF Member's load is at a point of delivery on a Member Cooperative's distribution system, metered demand and energy shall be adjusted to compensate for distribution losses prior to billing hereunder.

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